

**STATE OF MISSISSIPPI
COUNTY OF PEARL RIVER
CITY OF PICAYUNE**

Be It Remembered that the Mayor and City Council of the City of Picayune, Pearl River County, Mississippi, met at City Hall, 815 North Beech Street, in said City, Tuesday, June 15, 2010, at 5:00 p.m. in regular session with the following officials present: Mayor Ed Pinero, Council Members Larry Watkins, Lynn Bumpers, Todd Lane, Larry Breland and Wayne Gouguet, City Clerk Priscilla Daniel and City Manager Harvey Miller.

It Being Determined a quorum was present, the following proceedings were held.

Opening prayer was given by Larry Breland, followed by the Pledge of Allegiance led by Mayor Ed Pinero.

AT THIS TIME CAPTAIN CHAD DORN SPOKE BRIEFLY ABOUT A NEW PROGRAM THE POLICE DEPARTMENT IS LAUNCHING IN AUGUST. VOLUNTEERS WILL ATTEND A CITIZENS POLICE ACADEMY FOR THREE HOURS A WEEK FOR TEN WEEKS AND UPON GRADUATION WILL BECOME A CITIZEN ON PATROL AND WILL HAVE THE OPPORTUNITY TO PATROL STREETS IN NEW CITIZENS ON PATROL POLICE CAR.

AT THIS TIME OFFICER ETTIENNE MIXON WAS RECOGNIZED FOR HIS ASSISTANCE WITH CLEARING CASES INVOLVING BANK ROBBERIES, STOLEN HANG GUN AND RECOVERING \$4,000 IN CASH. FBI ALSO COMMENDED OFFICER MIXON.

ORDER TO APPROVE MINUTES

Motion was made by Council Member Watkins, seconded by Council Member Lane to approve the Minutes for the City of Picayune recessed meeting dated June 1, 2010.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

ORDER TO VOID TAX SALE

Motion was made by Council Member Watkins, seconded by Council Member Lane void 2008 tax sale on 2007 taxes in the name of Richard Schunior due to a correction by PRC Tax Collector and refund tax sale purchaser \$1428.92.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

ORDER TO VOID TAX SALE

Motion was made by Council Member Watkins, seconded by Council Member Lane to void 2008 tax sale on 2007 taxes in the name of Rebecca Smith due to bankruptcy and refund tax sale purchaser \$687.49.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO APPROVE PLANNING COMMISSION MINUTES

Motion was made by Council Member Watkins, seconded by Council Member Lane to approve Planning Commission Minutes dated May 11, 2010.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO ACKNOWLEDGE PLANNING COMMISSION MINUTES

Motion was made by Council Member Watkins, seconded by Council Member Lane to acknowledge Planning Commission Minutes dated June 8, 2010 as presented.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

APPROVE REQUEST TO HOLD "MADE IN THE USA" PARADE AND EVENT ON JULY 4, 2010.

Motion was made by Council Member Breland, seconded by Council Member Gouguet to approve request to hold "Made in the USA" parade and event on July 4, 2010. Parade starts at 2:00 pm at the intersection of Beech St. and Goodyear Blvd. and ends on Goodyear Blvd. at Jack Read Park. The event will continue until 4:00 pm.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

AT THIS TIME REPRESENTATIVES FROM THE SPCA DISCUSSED POSSIBLE GRANTS AND FUNDRAISING EVENTS TO COVER EXPANSION OF THE ANIMAL SHELTER

MOTION TO TABLE REQUEST FROM JAMES CRAWFORD TO SUBDIVIDE PROPERTY ON SOUTH JACKSON AVENUE

Motion was made by Council Member Gouguet, seconded by Council Member Breland to table request from James Crawford to subdivide property on South Jackson Avenue while utilities are being flagged to be sure the proposed easement is favorable.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

AUTHORIZE MAYOR AND COUNCIL TO ATTEND MML

Motion was made by Council Member Breland, seconded by Council Member Gouguet to authorize the Mayor and Council to attend MML in Biloxi, MS June 27, 2010 through July 1, 2010.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

**APPROVE RESOLUTION AND/OR ORDER OF COUNCIL AUTHORIZING
NEGOTIATION OF LEASE AND/OR SALE OF REAL PROPERTY**

Motion was made by Council Member Breland, seconded by Council Member Gouguet to approve a Resolution and/or Order of Council Authorizing Negotiation of Lease and/or Sale of Real Property.

**BEFORE THE MAYOR AND COUNCIL OF THE CITY OF PICAYUNE
PEARL RIVER COUNTY, MISSISSIPPI**

**IN RE: THE DECLARATION OF CERTAIN
TRACT(S) OF REAL PROPERTY
LOCATED WITHIN THE
CORPORATE LIMITS OF THE
CITY OF PICAYUNE , KNOWN AS
THE "ARIZONA CHEMICAL" PROPERTY AS
NOT NEEDED FOR GOVERNMENTAL PURPOSES
WITH SAME TO BE SOLD OR LEASED PURSUANT
TO MISS. CODE ANN. §57-7-1, AS AMENDED**

**RESOLUTION AND/OR ORDER OF COUNCIL AUTHORIZING NEGOTIATION OF
LEASE AND/OR SALE OF REAL PROPERTY**

COMES NOW the above cause on for consideration before the Mayor and Council in and for the City of Picayune, A Mississippi Municipality, pursuant to Miss. Code Ann. §57-7-1, as amended, and this Council after considering same does hereby FIND, ORDER, RESOLVE AND ADJUDGE as follows, to-wit:

1.

The Council finds that it has the jurisdiction and authority pursuant to Miss. Code Ann. §57-7-1, as amended, to identify and designate certain real properties owned by the City of Picayune as not being needed for governmental purposes; and, to set aside such real property so designated to be leased or sold upon such terms and conditions as the Mayor and City Council shall prescribe for industrial and/or commercial purposes.

2.

The Mayor and Council finds that the real property known as the "Arizona Chemical" property being more particularly described as Exhibit "1" attached hereto and

incorporated herein by reference, is no longer needed for governmental purposes, in that said real property is better utilized for industrial and/or commercial purposes as is authorized pursuant to Miss. Code Ann. §57-7-1, as amended.

3.

The Mayor and Council further finds that it would be in the best interest of the City of Picayune that the Arizona Chemical property be either leased and/or sold, in whole or in part, together with any improvements made thereon, to a third party for either commercial and/or industrial purposes.

4.

The Mayor and Council finds that the City Manager should be authorized to publish in local and regional resources, including newspapers, the world wide web, and/or any other publications, notice of the intent to sell and/or lease the Arizona Chemical property and to pay for such advertisement. Additionally, the City Manager should also be authorized to procure a private appraisal of the property which shall be deemed confidential and not opened for public inspection.

5.

The Mayor and Council finds the City Manager should be authorized to entertain offers and negotiate potential contracts regarding the sale and/or lease of the Arizona Chemical property, in whole or in part, for commercial and/or industrial purposes. Any contract for sale or lease is made expressly contingent on the final approval by the Mayor and City Council.

THEREFORE, BE IT RESOLVED AND ORDERED AS FOLLOWS:

1. That pursuant to Miss. Code Ann. §57-7-1, as amended, the real property known as the Arizona Chemical property more particularly described in Exhibit "1" attached hereto is hereby identified and designated as no longer needed for governmental purposes.
2. That it would be in the best interest of the City of Picayune that the Arizona Chemical property be either leased and/or sold, in whole or in part, together with any improvements made thereon, to a third party for either commercial and/or industrial purposes.
3. The City Manager should be authorized to publish in local and regional resources, including newspapers, the world wide web, and/or any other publications, notice of the intent to sell and/or lease the Arizona Chemical property and to pay for such advertisement. Additionally, the City Manager should also be authorized to procure a private appraisal of the property which shall be deemed confidential and not opened for public inspection.
4. The City Manager should be authorized to entertain offers and negotiate potential contracts regarding the sale and/or lease of the Arizona Chemical property, in whole or in part, for commercial and/or industrial purposes. Any contract for sale or lease is made expressly contingent on the final approval by the Mayor and City Council.

REGULAR MEETING JUNE 15, 2010

MOTION MADE by _____, seconded by _____,
to approve the foregoing Resolution/Order.

The following roll call was taken:

VOTING YEA:

VOTING NAY:

ABSENT AND NOT VOTING:

The Motion was declared carried and the Resolution/Order was approved on this, the
_____, day of _____, A.D., 200_____.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT "1"

Tract 1

A part of the West Half (W1/2) of the Stephen Jarrell Claim No. 40 and a part of the East half (E1/2) of Section 9, all in Township 6 South, Range 17 West in the County of Pearl River, State of Mississippi, and more particularly described as follows, to-wit:

Commencing at the Northwest corner of Section 16, Township 6 South, Range 17 West in Pearl River County, Mississippi; Southwest corner of the Stephen Jarrell Claim No. 40, Township 6 South, Range 17 West, said point being also the Southeast corner of the Southwest Quarter of Section 9, Township 6 South, Range 17 West; thence North 00 degrees 20 minutes West along the West boundary of the Stephen Jarrell Claim No. 40 for a distance of 1073.49 feet to the point of beginning; thence South 89 degrees 51 minutes 05 seconds East along an existing fence for a distance of 2006.65 feet to an iron pin; thence South 03 degrees 56 minutes 52 seconds East 145.61 feet to an iron pin; thence North 83 degrees 21 minutes 25 seconds East along a fence for a distance of 110.0 feet to a fence corner; thence North 80 degrees 26 minutes 04 seconds East 492.69 feet, more or less, to the West margin of Mississippi State Highway No. 43, also identified at the Picayune-Bogalusa Highway and Beech Road; thence North 00 degrees 26 minutes 02 seconds West along the west margin of Mississippi Highway No. 43 for a distance of 728.19 feet to the P.C. of a curve to the left, having a radius of 690.89 feet; thence Northwesterly along the arc of said curve for a distance of 273.73 feet to the P.T. of said curve; thence North 26 degrees 40 minutes 44 seconds West along the West margin of said Mississippi Highway No. 43 for a distance of 400.11 feet to a concrete right-of-way marker; thence North 27 degrees 57 minutes 51 seconds West along the West margin of said Mississippi Highway No. 43 for a distance of 323.76 feet to a concrete right-of-way marker, said point also being the P.C. of a curve to the right, having a radius of 898.51 feet; thence Northeasterly along the arc of said curve for a distance of 633.81 feet to the P.T. of said curve; thence North 17 degrees 16 minutes 56 seconds East along the West margin of said Mississippi Highway No. 43 for a distance of 1535.27 feet to the East boundary of the West half of the said Stephen Jarrell Claim No. 40; thence North 00 degrees 20 minutes West along the East boundary of the West half of the said Stephen Jarrell Claim No. 40 for a distance of 185.29 feet to the Northeast corner of the West half of the said Stephen Jarrell Claim No. 40; thence South 89 degrees 38 minutes 28 seconds West along the North boundary of said Stephen Jarrell Claim No. 40 for a distance of 2640.0 feet to the Northwest corner of said claim; thence South 00 degrees 20 minutes East along the West boundary of

said claim for a distance of 4237.33 feet to the point of beginning, containing 234.88 acres, more or less.

Tract 2

Commence at the Northwest corner of Section 16, Township 6 South, Range 17 West, Pearl River County, Mississippi; thence South 89 degrees 55 minutes East 2639.0 feet to the Southwest corner of the Stephen Jarrell Claim No. 40, Section 16, Township 6 South, Range 17 West; said point being also the Southeast corner of the Southwest Quarter Section 9, Township 6 South Range 17 West; thence North 00 degrees 20 minutes West along the West boundary of the Stephen Jarrell Claim No. 40 for a distance of 1073.49 feet; thence South 89 degrees 51 minutes 05 seconds East along the existing fence for a distance of 1878.91 feet to the corner of said fence for the point of beginning; thence South along said fence line 78.38 feet to the corner of said fence; thence east 127.92 feet along said fence to the corner of said fence; thence North 78.28 feet to an iron pin which is the corner of the property above conveyed; thence West 127.74 feet to the point of beginning which is shown on a survey attached to the correction Warranty Deed recorded in Book 353, Pages 571-577.

Tract 3

Commencing at the Northwest corner of Section 16, Township 6 South, Range 17 West, Pearl River County, Mississippi; thence South 89 degrees 55 minutes East 2639.0 feet to the Southwest corner of the Stephen Jarrell Claim No. 40, Township 6 South, Range 17 West, said point being also the Southeast corner of the Southwest Quarter of Section 9, Township 6 South, Range 17 West; thence North 00 degrees 20 minutes West along the West boundary of the Stephen Jarrell Claim No. 40 for a distance of 1073.49 feet to the Southwest corner of a 234.88 acres more or less, tract of land conveyed from Crosby Chemicals, Inc., a Mississippi Corporation, unto Sylvachem Corporation, by Warranty Deed dated March 26, 1982; thence South 89 degrees 51 minutes 05 seconds East along an existing fence for a distance of 1006.65 feet to an iron pin; thence South 03 degrees 56 minutes East 145.61 feet to an iron pin; thence North 83 degrees 21 minutes 25 seconds East along a fence for a distance of 110.0 feet to a fence corner; thence North 03 degrees 56 minutes 52 seconds West along a fence for a distance of 480.93 feet to a fence corner; thence North 80 degrees 26 minutes 04 seconds East 492.69 feet, more or less, to the West margin of former Mississippi State Highway No. 43 right of way said point also being the Southeast corner of said 234.88 acres tract for the place of beginning; thence South 00 degrees 26 minutes 02 seconds West along the west margin of said right of way for a distance of 85 feet, more or less, to the Northeast corner of a

2.85 acre, more or less, tract owned by Miles Morgan Roper; thence along the North boundary of said Roper tract South 80 degrees 26 minutes 04 seconds West 492.69 feet to a point in a fence line of said Sylvachem Corporation property; thence North 03 degrees 56 minutes 52 seconds West along a fence 86 feet more or less, to a fence corner; thence North 80 degrees 26 minutes 04 seconds East 492.69 feet, more or less returning to the Place of Beginning, and being a part of the Stephen Jarrell Claim No. 40, Picayune, Pearl River County, Mississippi.

Less and Except:

Any tracts of real property previously sold by the City of Picayune unto the Pearl River County Utility Authority.

Subject to:

1. Any covenants and/or restrictions imposed by the State of Mississippi, Department of Environmental Quality.
2. Any and all easements of record.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

AUTHORIZE RIGHT OF WAY TO CONSTRUCT A ROADWAY FROM MS HWY 43 TO PROPOSED HIGHLAND COMMUNITY PARKWAY

Motion was made by Council Member Lane, seconded by Council Member Gouguet to authorize request from Pearl River County Board of Supervisors to secure a Right of Way from the City of Picayune to construct a roadway from MS Hwy 43 to the proposed Highland Community Parkway and authorize Mayor to sign the related documents.

Prepared by:
Christopher M. Howdeshell
MSB # 10688
Pittman, Howdeshell,
Hinton & Hightower, PLLC
Post Office Drawer 17138
Hattiesburg, MS 39404-7138
Telephone: (601) 264-3314
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Return to:
Christopher M. Howdeshell
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Pearl River County, Mississippi
Project No. R-103-055-01-KED

QUITCLAIM DEED

STATE OF MISSISSIPPI
COUNTY OF PEARL RIVER

In consideration of the benefits inuring to the Grantor
herein, the receipt and sufficiency of which are hereby
acknowledged,

**City of Picayune, Mississippi,
A Municipal Corporation
815 North Beech Street
Picayune, Mississippi 39466
(601) 798-9770**

Grantor, does hereby convey, quitclaim and release unto

**Pearl River County, Mississippi
Post Office Box 569
Poplarville, Mississippi 39470
(601) 403-2300**

Grantee, the property described in Exhibit "A" attached hereto and incorporated herein. A plat of the property described in Exhibit "A" is attached hereto as a guide.

The purpose of this conveyance is to assist Grantee in securing the right-of-way necessary to construct a connector road from Mississippi Highway 43 to the proposed Highland Commons Parkway, as part of the above referenced project. Grantor fully understands that it has the right to receive just compensation for the property described herein based upon the approved appraisal value of the property. Grantor herein is waiving its right to just compensation and donating the property described herein to Grantee. Grantor further understand that it has the right to request that a fair market value appraisal of the property be made and it hereby waives that right.

It is further understood and agreed by this donation and conveyance that Grantor is waiving any claims or demands for damage accrued, accruing, or to accrue to the Grantor herein, its heirs, assigns, or legal representatives, for or on account of the construction of the proposed roadway, change of grade, water damage and/or other damage, right or claim whatsoever.

It is further understood and agreed that this instrument constitutes the entire agreement between the Grantor and the Grantee, there being no oral agreements or representations of any kind.

Witness my signature, this the _____ day of _____, A.D., 2010.

CITY OF PICAYUNE, MISSISSIPPI

BY: _____

TITLE: _____

STATE OF MISSISSIPPI

COUNTY OF PEARL RIVER

Personally appeared before me, the undersigned authority in and for said county and state, on this the _____ day of _____, A.D., 2010, within my jurisdiction, the within named _____, who acknowledged that he/she is _____ of the City of Picayune, Mississippi, a municipal corporation, and that for and on behalf of said corporation, and as its act and deed, executed the above and foregoing Quitclaim Deed, after being first duly authorized so to do.

{SEAL}

NOTARY PUBLIC

DESCRIPTION PARCEL NO. 7

A description for a 7,731 square feet or 0.177 acres, more or less, tract of land located in the Northwest Quarter of the Northeast Quarter of Section 12, Township 6 South, Range 17 West, Pearl River County, MS and being more particularly described as follows:

Commencing at a one inch metal pipe found at the Northeast Corner of the Northwest Quarter of the Northeast Quarter of Section 12, Township 6 South, Range 17 West, Pearl River County, MS. Thence run S00°39'07"W for a distance of 640.59 feet to an iron pin found; thence run N89°19'08"W for a distance of 357.04 feet to an iron pin found; thence continue N89°19'08"W along said line, for a distance of 352.96 feet to a point; thence run N88°35'52"W for a distance of 231.56 feet to the Northeast Corner of Lot 4, Berry Park Subdivision, Phase 1 as recorded in the Chancery Clerk's Office, Pearl River County, MS, and to a two inch metal pipe found; thence run N89°08'48"W along the North line of said Lot 4 for a distance of 81.83 feet to an iron pin set; thence run along a non tangent curve to the right, having a radius of 84.00 feet, an arc length of 28.03 feet, a Delta of 19°07'21", a tangent of 14.15 feet, a chord bearing of S41°12'18"E, and a chord distance of 27.91 feet to an iron pin set; thence run along a reverse curve to the left having a radius of 98.00 feet, an arc length of 1.32 feet, a Delta of 00°46'10", a tangent of 0.66 feet, a chord bearing of S32°01'43"E, and a chord distance of 1.32 feet to an iron pin set; thence run along a reverse curve to the right having a radius of 40.00 feet, an arc length of 13.89 feet, a Delta of 19°53'39", a tangent of 7.02 feet, a chord bearing of S22°27'58"E, and a chord distance of 13.82 feet to an iron pin set; thence run along a compound curve to the right having a radius of 118.00 feet, an arc length of 49.51 feet, a Delta of 24°02'29", a tangent of 25.13 feet, a chord bearing of S00°29'54"E, and a chord distance of 49.51 feet to an iron pin set; thence run along a reverse curve to the left having a radius of 1,045.00 feet, an arc length of 210.15 feet, a Delta of 11°31'21", a tangent of 105.43 feet, a chord bearing of S05°45'40"W, and a chord distance of 209.80 feet to an iron pin set; thence run South for a distance of 124.81 feet to the East Right-of-Way of Berry Park Blvd. and an iron pin set, said point being the POINT OF BEGINNING. From said POINT OF BEGINNING run along said East right-of-way along a curve to the right having a radius of 213.00 feet, an arc length of 32.45 feet, a Delta of 08°43'45", a tangent of 16.26 feet, a chord bearing of S39°35'12"E, and a chord distance of 32.42 feet; thence continuing along said East right-of-way run along a non tangent curve to the right, having a radius of 213.00 feet, an arc length of 132.60 feet, a Delta of 35°40'08", a tangent of 68.53 feet, a chord bearing of S17°23'15"E, and a chord distance of 130.47 feet to an iron pin set; thence continuing along said East right-of-way run along a non tangent curve to the left, having a radius of 22.08 feet, an arc length of 30.19 feet, a Delta of 78°19'18", a tangent of 17.98 feet, a chord bearing of S38°47'01"E, and a chord distance of 27.89 feet to the North right of way of MS Highway 43 and an iron pin found; thence run N89°22'02"W along said North right-of-way for a distance of 89.97 feet to the West right-of-way of Berry Park Blvd.; thence run along said West right-of-way along a non tangent curve to the left, having a radius of 22.00 feet, an arc length of 30.88 feet, a Delta of 80°25'46", a tangent of 18.60 feet, a chord bearing of N40°39'28"E, and a chord distance of 28.41 feet to a point; thence continuing along said West right-of-way run N00°26'57"E for a distance of 5.13 feet to a point; thence continuing along said West right-of-way run along a non tangent curve to the left, having a radius of 37.00 feet, an arc length of 37.54 feet, a Delta of 58°07'52", a tangent of 20.56 feet, a chord bearing of N28°37'04"W, and a chord distance of 35.95 feet to a point; thence continuing along said West right-of-way run N57°41'05"W for a distance of 3.04 feet to an iron pin set; thence leaving said West right-of-way run along a non tangent curve to the left, having a radius of 120.00 feet, an arc length of 58.74 feet, a Delta of 28°02'43", a tangent of 29.97 feet, a chord bearing of N14°01'22"E, and a chord distance of 58.15 feet to an iron pin set; thence run North for a distance of 53.95 feet back to the POINT OF BEGINNING.

NOTE:

ALL BEARINGS, COORDINATES AND DISTANCES SHOWN ON THIS PLAT ARE GRID AND ARE BASED ON THE MISSISSIPPI NAD 83 EAST ZONE STATE PLANE COORDINATE SYSTEM AND ARE DERIVED FROM A GLOBAL POSITIONING SYSTEM OBSERVATION AND ARE REFERENCED TO THE NATIONAL SPATIAL REFERENCE SYSTEM THROUGH THE NATIONAL GEODETIC SURVEY'S ONLINE POSITIONING USER SERVICE (OPUS). ALL DISTANCES SHOWN ON THIS PLAT ARE IN U.S. SURVEY FEET (3.28083333 US FT = 1 METER)



NO RECORD SEARCH FOR EASEMENTS WAS CONDUCTED.

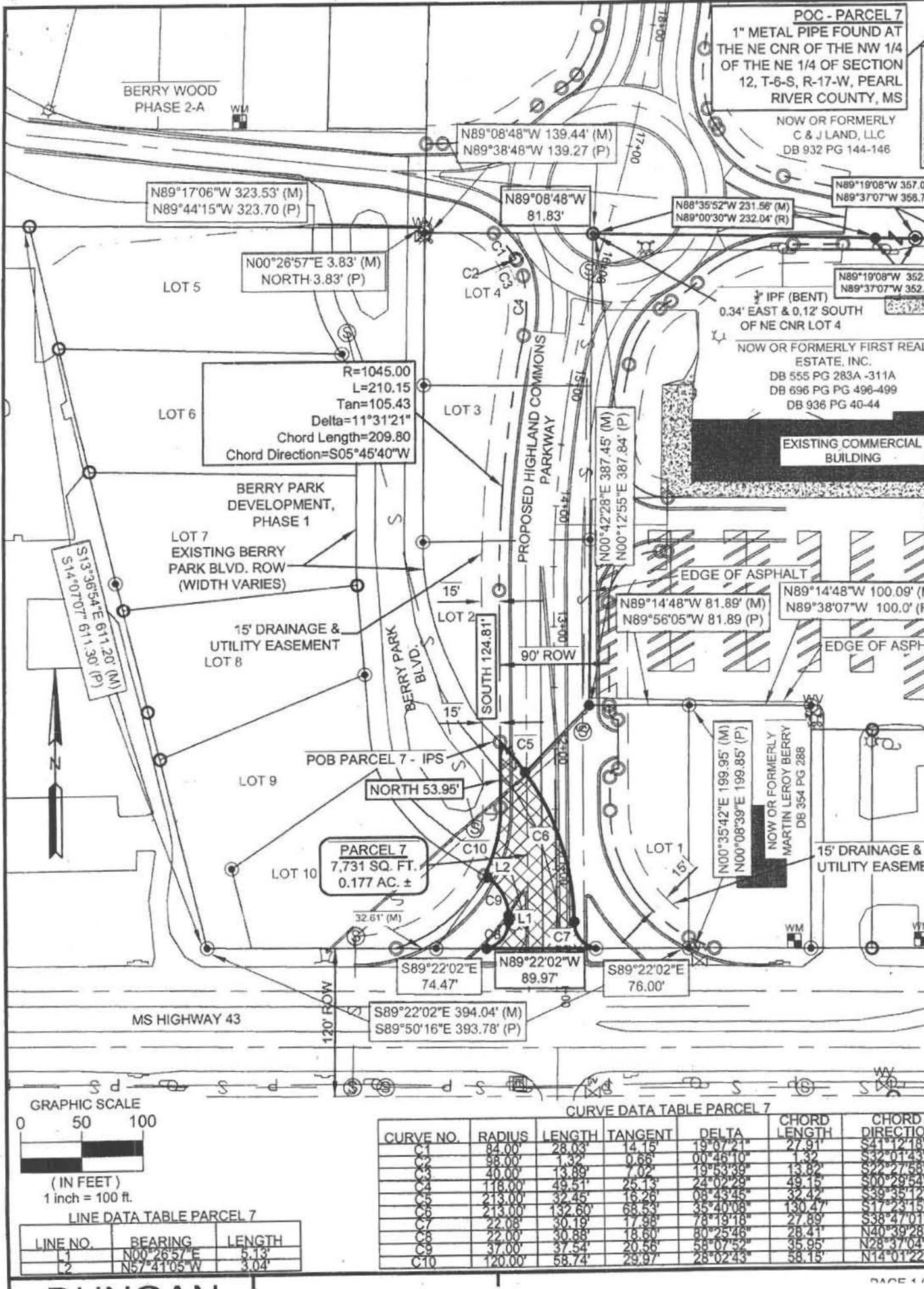
THE SOUTH PROPERTY LINES ARE SUBJECT TO ROAD ROW

LEGEND	
	PROPOSED RIGHT-OF-WAY BOUNDARY
	ADJACENT PROPERTY LINE / LOT LINE
	EXISTING EDGE OF PAVEMENT
	PROPOSED EDGE OF PAVEMENT
	PROPOSED BACK OF CURB
	PROPOSED 15' DRAINAGE / UTILITY EASEMENT
	PROPOSED ROADWAY CENTERLINE
	PROPOSED RIGHT-OF-WAY LINE
	METAL PIPE FOUND
	IRON PIN FOUND
	1/2" x 18" IRON PIN SET
	CALL BREAK
	PARCEL 7 RIGHT-OF-WAY TO BE ACQUIRED
	EXISTING SEWER MANHOLE
	EXISTING WATER VALVE
	EXISTING WATER METER
	LIGHT POLE
	POWER POLE
	EXISTING SEWER LINE
	DENOTES NOT TO SCALE

REFERENCE MATERIAL:
 RECORDED SUBDIVISION PLAT OF BERRY PARK DEVELOPMENT PHASE ONE, RECORDED SUBDIVISION PLAT OF BERRYWOOD PHASE 2-A, DB 555 PG 283A-311A, DB 696 PG 496-499, DB 936 PG 40-44, DB 354, PG 288, DB 645 PG 278, DB 932 PG 144, DB 846 PG 389-390, DB 682 PG 164, DB 725 PG 434, DB 804 PG 410, DB 682 PG 164, DB 932 PG 144, OWNERSHIP MAPS, USGS QUADS, AERIAL PHOTOS

DATE OF FIELD SURVEY:
 01/28/10

ABBREVIATIONS:
 MPF - METAL PIPE FOUND
 IPF - IRON PIN FOUND
 IPS - IRON PIN SET
 POC - POINT OF COMMENCEMENT
 POB - POINT OF BEGINNING
 AC - ACRE
 R - RADIUS
 L - ARC LENGTH
 TAN - TANGENT
 CNR - CORNER
 DB - DEED BOOK
 PG - PAGE
 (R) - RECORDED DIMENSION
 (P) - PLATTED DIMENSION
 (M) - MEASURED DIMENSION





City of Picayune

815 N. Beech Street
Picayune, Mississippi 39466
(601) 798-9770 Fax (601) 798-0564
Email: picstaffasst@bellsouth.net

MAYOR
Ed Pinero, Jr.

CITY MANAGER
Harvey Miller

COUNCIL
Larry E. Breland, Sr.
Lynn Bumpers
Wayne Gouguet
Todd Lane
Larry Watkins

June 15, 2010

Mr. Anthony Hales
President
Pearl River County Board of Supervisors
Post Office Box 569
Poplarville, MS 39470

RE: Pearl River County Katrina Supplemental CDBG Project
Project Number: R-103-055-01-KED

Dear Mr. Hales:

Pursuant to the county's letter of interest dated June 7, 2010 concerning the county's CDBG Project referenced above, the City of Picayune has been informed that the county proposes to obtain right of way on city property, in order to construct a roadway from MS Highway 43 to the proposed Highland Commons Parkway. The city has been given a copy of a brochure "When a Public Agency Acquires Your Property", which outlines the city's rights related to the county's acquisition of the right of way.

The city has been informed of our rights to have an appraisal of the right of way and an offer of just compensation by the county for the property based on the appraisal. The City of Picayune chooses to waive our rights to an appraisal and wishes to donate the right of way to the Pearl River County Board of Supervisors.

Sincerely,

Ed Pinero
Mayor

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

ACCEPT MONTHLY BUDGET REPORT

Motion was made by Council Member Watkins, seconded by Council Member Breland to accept the monthly budget report of the month of May 2010.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

AUTHORIZE CITY CLERK TO BE SIGNATORY OFFICIAL ON DOCUMENTS TO BE SENT TO DEPARTMENT OF PUBLIC SAFETY

Motion was made by Council Member Watkins, seconded by Council Member Lane to approve request for the City Clerk to be authorized as a Signatory Official for the official documents for reimbursement of grant funds to be sent to the Department of Public Safety on a monthly basis.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

APPROVE REQUEST TO ADOPT AN ORDINANCE AMENDING ORDINANCE 854 REGARDING THE GIVING OF NOTICE TO ACTUAL USERS OF WATER SERVICES

Motion was made by Council Member Watkins, seconded by Council Member Lane to approve request to Adopt the Ordinance Amending Ordinance 854 regarding the Giving of Notice to Actual Users of Water Services provided by the City of Picayune.

ORDINANCE NUMBER 877

OF THE

CITY OF PICAYUNE, MISSISSIPPI

**AN ORDINANCE AMENDING ORDINANCE 854 REGARDING THE
GIVING OF NOTICE TO ACTUAL USERS OF WATER SERVICES
PROVIDED BY THE CITY OF PICAYUNE**

WHEREAS the City of Picayune, A Mississippi Municipality, located in Pearl River County, Mississippi, provides water services inside and, in certain instances, outside the corporate limits of said City.

WHEREAS the City of Picayune desires to amend Ordinance 854 regarding the giving of notice to actual users of water services which are provided by the City of Picayune.

NOW THEREFORE, BE IT Ordained by the Mayor and City Council of the City of Picayune, as follows, to-wit:

SECTION - ONE

That Section Two, Paragraph 3. of Ordinance 854 shall be amended as follows, to-wit:

"3. The following definitions shall be applicable, to-wit:

1. The term "customer" is defined as a person, real or artificial, who is named on a water service account maintained by the City of Picayune and who is receiving from the City of Picayune water services.
2. The term "actual user" is defined as: (1) an adult natural person or an artificial person, who is currently or will be receiving the benefits of a water service connection through a single meter and/or multiple meters owned or operated by the City of Picayune; (2) that such person is not named as a customer on the water service account maintained by the City of Picayune for that particular meter and/or meters through which said person is receiving such water services; (3) that such person pays unto a third person, real or artificial, any compensation, fee, money or consideration for the use or occupancy of any property, land, residence, building or structure; and, (4) that such person has obtained an Actual User Occupancy Permit from the City of Picayune

Department of Code Enforcement and has paid the fee assessed for issuance of such Permit.

3. A commercial customer is defined as anyone that is required to have a privilege license to operate a business within the City of Picayune. An industrial customer will be defined by the privilege license.
4. The term "Actual User Occupancy Permit" is defined as: (1) a Permit obtained from the City of Picayune Department of Code Enforcement by an adult natural person or an artificial person, to receive the benefits of a water service connection through a single meter and/or multiple meters owned or operated by the City of Picayune; (2) for which person is not named as a customer on the water service account maintained by the City of Picayune for that particular meter and/or meters through which said person is receiving such water services; and, (3) for which that person pays unto a third person, real or artificial, any compensation, fee, money or consideration for the use or occupancy of any property, land, residence, building or structure."

SECTION - TWO

That Section Two, Paragraph 7. of Ordinance 854 shall be amended as follows, to-wit:

- "7.1 That twenty (20) days after the billing date of a utility bill to a customer and/or an Actual User for which the City has not received payment for said amount from the customer or Actual User, the City shall notify the customer and each Actual User in writing that service shall be terminated in ten (10) days. At the time of said notification, a late payment charge of \$10.00 on residential accounts and one and one-half percent of the total amount past due on commercial accounts shall be added to the amount due and payable.
- 7.2 That such written notification may be delivered either by United States Mail or may be delivered by hand posted on the door of the residence, building or structure occupied by the Actual User. Such written notification shall substantially conform to Exhibit "1" attached hereto.
- 7.3 Ten (10) days after notification, service shall be terminated until the total amount owed plus a re-connection fee of \$50.00 on request made prior to 4:30 p.m. Monday through Thursday and \$75.00 on

re-connection after 4:30 p.m. Monday through Thursday and on Friday is paid. In the event a customer or Actual User feels that there has been an error in the billing of the customer's account, said customer or Actual User must notify and appeal in writing to the City Clerk or his/her designee at least four (4) working days before actual disconnection date stated on the delinquent notice. Failure to timely appeal shall result in the disconnection notice being deemed correct with termination of services to follow in accordance with this Ordinance. In the event that an error has been made, a correction will be made to insure that said services are not disconnected.

- 7.4 With regards to an unfavorable decision by the City Clerk and/or his/her designee such customer or Actual user shall have ten (10) days to appeal to the Office of the City Manager. The City Manager and/or his/her designee shall review the decision of the Office of the City Clerk and shall only reverse same if the decision is without substantial support. Failure to timely appeal shall be deemed to be an abandonment of such appeal and the decision of the Office of the City Clerk shall be final. Such appeal shall be taken without suspension or supercedes of the City Clerk's decision."

SECTION - THREE

That Paragraph 10. shall be added to Section Two of Ordinance 854 and shall read as follows, to-wit:

- "10.1 That in order to receive any notice from the City of Picayune regarding any water service account through which the Actual User receives water service which is in the name of a customer, then, within thirty (30) days from and after receipt of written notification from the customer, such Actual User shall provide the following information and/or reasonable unto the City of Picayune Utility Department:
1. Actual User Occupancy Permit issued by the City of Picayune
 2. Picture identification
 3. Social Security Card
 4. A written agreement entered into by the Actual User with any person, real or artificial, who has a service account with the City

5. Power Company Deposit Receipt
 6. E-911 Number and Completed Application, and/or,
 7. The name, address and phone of any person, real or artificial, with whom the Actual User has entered into any agreement that requires the provision of water service to the Actual User.
- 10.2 If the Actual User shall fail to provide such information, then, in that event, the Actual User has been deemed to appoint as the authorized agent of such Actual User, to receive any notice, any person, real or artificial, named on any water service account maintained by the City of Picayune through which the Actual User receives any water services provided by the City of Picayune. The agent for the Actual User is authorized to receive any notice(es) on behalf of the Actual User, regarding the water service account, including notices to disconnect.
- 10.3 All Actual Users of water services provided by the City of Picayune, upon purchase or presentation of an Actual User Occupancy Permit, shall be served with the following Notice attached hereto as Exhibit "2".

SECTION - FOUR

That Paragraph 11. shall be added to Section Two of Ordinance 854 and shall read as follows, to-wit:

- "11. An Actual User is not exempt from complying with any Ordinance of the City of Picayune, that requires a person to establish a water service account directly with the City of Picayune in the name of such Actual User and become responsible for the payment of any amount charged for such services as a customer."

SECTION - FIVE

That Paragraph 12. shall be added to Section Two of Ordinance 854 and shall read as follows, to-wit:

- "12. Any person, real or artificial, who is an Actual User of water services provided by the City of Picayune shall obtain an Actual User Occupancy Permit from City of Picayune Department of Code Enforcement and pay the fee charged for the issuance of such Permit prior to receiving the benefit of such water service from the City of Picayune."

SECTION - SIX

That Paragraph 13. shall be added to Section Two of Ordinance 854 and shall read as follows, to-wit:

- "13. That any customer who allows an actual user access to receive the benefits of a water service connection either through a single meter or multiple meters owned or operated by the City of Picayune shall give written notification unto said actual user on a form that substantially complies with Exhibit "2" referred to in this Ordinance. That such written notification shall be given to the actual user within thirty (30) days from and after the date that the actual user begins to receive benefits of a water service connection through either a single meter or multiple meters owned or operated by the City of Picayune."

SECTION - SEVEN

That Paragraph 14. shall be added to Section Two of Ordinance 854 and shall read as follows, to-wit:

- "14. In addition to the penalties provided in this Paragraph, any violation of this Ordinance shall be deemed a public nuisance and may be abated by the City as provided by law or Ordinance."

SECTION - EIGHT

That Paragraph 15. shall be added to Section Two of Ordinance 854 and shall read as follows, to-wit:

- "15. An Actual User has the right to establish an account with the City of Picayune as a customer, provided the Actual User shall comply with the terms and provisions of Ordinance 854 and pay any and all costs associated with establishing an account set out in Ordinance 854, including, but not limited to, tap fees, deposit, etc..."

SECTION - NINE

The remaining portions of Ordinance 854 which have not been specifically amended as set forth above, be, and the same are to remain in full force and effect as set out therein.

SECTION - TEN

SEVERABILITY, CONFLICT AND EFFECTIVE DATE

Should any section, clause, paragraph, provision, or part of this Ordinance for any reason be held invalid or unconstitutional by any Court of

REGULAR MEETING JUNE 15, 2010

competent jurisdiction, this act shall not affect the validity or any other section, clause, paragraph, provision, or part of this ordinance. All provision of this Ordinance shall be considered separate provision, and completely severable from all other portions.

Conflict in any case where a provision of this ordinance is found to be in conflict with the provision of any other ordinance or code of the City of Picayune, Mississippi, existing on the effective date of this Ordinance, the provisions of this Ordinance shall take precedence.

This Ordinance shall become effective thirty (30) days after its adoption and publication by the Mayor and City Council of the City of Picayune, Pearl River County, Mississippi.

The foregoing Ordinance, having first been reduced to writing, was moved upon by Council member Watkins, seconded by Council member Lane, and voted upon as follows:

VOTING YEA: Mayor Pinero, Council member Bumpers, Gouget, Breland, Watkins and Lane

VOTING NAY: NONE

NOT VOTING: NONE

NOT PRESENT: NONE

The motion having received the affirmative vote of the majority of the members present, the Mayor declared the motion carried and the Ordinance passed, approved, and adopted on this the 15th day of June, 2010, A.D.

s/ Edward Pinero
EDWARD PINERO, PhD, Mayor

ATTEST:

s/ Priscilla C. Daniel
City Clerk

BEGINNING OF EXHIBIT "1"

NOTICE OF DISCONNECTION OF SERVICES

Date:

Account No.:

Customer:

PLEASE BE ADVISED the above Customer Account Number _____ from which you receive water services from the City of Picayune is delinquent and said services shall be terminated ten (10) days from the date of this Notice. If you feel that there has been an error in the billing of the customer's account, then you must notify and appeal in writing to the City Clerk or his/her designee at least four (4) working days before date stated above on this notice. Failure to timely appeal shall result in this disconnection notice being deemed correct with termination of services to commence as set forth above.

Additionally, as an Actual User you have the right to establish an account with the City of Picayune as a customer, provided the Actual User shall comply with the terms and provisions of Ordinance 854 and pay any and all costs associated with establishing an account set out in Ordinance 854, including, but not limited to, tap fees, deposit, etc..."

END OF EXHIBIT "1"

BEGINNING OF EXHIBIT "2"

**NOTICE TO POTENTIAL USER(S) OF WATER SERVICES
PROVIDED BY THE CITY OF PICAYUNE**

PLEASE BE ADVISED that if you are a person, real or artificial, who is or will be receiving the benefits of a water service connection through a single meter and/or multiple meters owned or operated by the City of Picayune; and, that if you are not named as a customer on the water service account maintained by the City of Picayune for that particular meter and/or meters through which said person is receiving such water services; and, you pay unto a third person, real or artificial, any compensation, fee, money or consideration for the use or occupancy of any property, land, residence, building or structure, then you must provide the following information in order to receive any notice from the City of Picayune regarding any water service account through which you receive any water service which is in the name of another person, to-wit:

- (A) Actual User Occupancy Permit issued by the City of Picayune,
- (B) Picture identification,
- (C) Social Security Card,
- (D) A written agreement entered into by you with any person, real or artificial, who has a service account with the City,
- (E) Power Company Deposit Receipt,
- (F) E-911 Number and Completed Application, and/or
- (G) The name, address and phone of any person, real or artificial, with whom you have entered into any agreement that requires the provision of water service that is provided by the City of Picayune.

PLEASE BE FURTHER ADVISED that if you fail to provide the above information, then you shall have been deemed to appoint as your authorized agent to receive any notice(s), any person, real or artificial, named on any water service account maintained by the City of Picayune through which you receive any water services provided by the City of Picayune. Your agent is authorized to receive any notice(es) on your behalf regarding the water service account, including notices to disconnect.

ALSO BE ADVISED that you are entitled a copy of the Water Utility Ordinance(s) which explains what has been summarized above. Such copying shall be at the cost of the applicant.

ADDITIONALLY, as an Actual User you have the right to establish an account with the City of Picayune as a customer, provided the Actual User shall comply with the terms and provisions of Ordinance 854 and pay any and all costs associated with establishing an account set out in Ordinance 854, including, but not limited to, tap fees, deposit, etc..."

I DO HEREBY ACKNOWLEDGE THAT I have, this, the _____ day of _____, 20____, received a copy of this Notice.

APPLICANT

APPLICANT

END OF EXHIBIT "2"

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gougnet

VOTING NAY: None

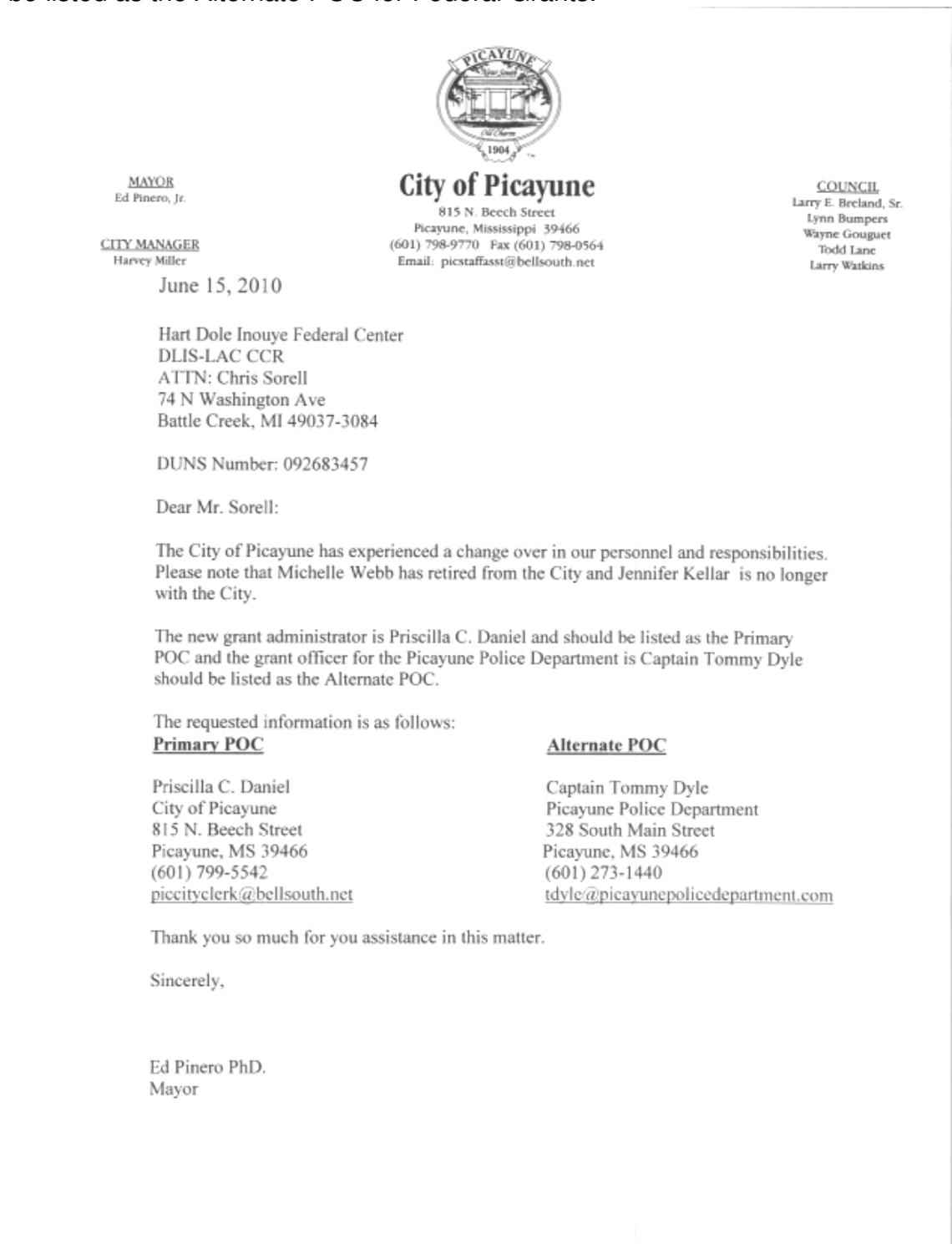
ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

AUTHORIZE MAYOR TO EXECUTE THE LETTER TO THE HART DOLE INOUYE CENTER

Motion was made by Council Member Breland, seconded by Council Member Watkins to authorize Mayor to execute the letter to the Hart Dole Inouye Federal Center requesting the City Clerk be listed as the Primary POC and that Captain Tommy Dyle be listed as the Alternate POC for Federal Grants.



The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

APPROVE CHANGE ORDER #1 FOR THE AGT RAIL SPUR

Motion was made by Council Member Lane, seconded by Council Member Watkins approve Change Order #1 for the AGT Rail Spur.

CONTRACT CHANGE ORDER			
OWNER: <u>City of Picayune</u>			
CONTRACTOR: <u>Prewett Enterprises - dba B & P Enterprises</u>			
CHANGE ORDER NUMBER: <u>1</u>		CONTRACT NUMBER: _____	
PROJECT NAME: <u>Industrial Park Railroad Spur—Katrina CDBG Project # R-103-297-01-KED</u>			
REASON FOR CHANGE: <u>Addition of Grade Crossing, Steel Bollards, Paved Loading/Unloading Zone and Street Access Area, Curbing, Additional Soil Required for Subballast Subsurface and Street Access Subsurface, Additional Time Required to Construct Changes</u>			
YOU ARE HEREBY REQUESTED TO COMPLY WITH THE FOLLOWING CHANGES FROM THE CONTRACT PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS: (USE ADDITIONAL SHEETS IF REQUIRED)			
ITEM NO.	DESCRIPTION OF CHANGE(S) (QUANTITIES, ETC.)	UNIT COST	TOTAL CONTRACT COST
	See Attachment for Details		
TOTAL CONTRACT CHANGE			\$200,559.00
ORIGINAL CONTRACT AMOUNT:		\$ 165,035.00	
CURRENT CONTRACT AMOUNT:		\$ 165,035.00	
THIS CONTRACT CHANGE:		\$ 200,559.00	
REVISED CONTRACT AMOUNT:		\$ 365,594.00	
CURRENT CONTRACT COMPLETION DATE:		July 5, 2010	
TIME EXTENSION REQUIRED BY CHANGE:		60 Days	
REVISED CONTRACT COMPLETION DATE:		September 3, 2010	
THIS DOCUMENT SHALL BE AN AMENDMENT TO THE CONTRACT AND ALL PROVISIONS OF THE CONTRACT WILL APPLY.			

RECOMMENDED BY: _____ ENGINEER _____ DATE _____

ACCEPTED BY: _____ CONTRACTOR _____ DATE _____

REVIEWED BY: _____ ADMINISTRATOR _____ DATE _____

APPROVED BY: _____ OWNER _____ DATE _____

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouquet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

AT THIS TIME BROOKS WALLACE FROM DUNGAN ENGINEERING SPOKE BRIEFLY ABOUT RANDOM ACCURACY TESTS OF WATER METERS. PLANS ARE TO CHECK 25 METERS AT A TIME FOR 2 OR 3 MONTHS AND ALSO TO GET AGE OF METERS

MOTION TO TABLE THE REQUEST TO AMEND ORDINANCE #848 REGARDING THE DEFINITION OF KATRINA COTTAGES

Motion was made by Council Member Bumpers, seconded by Council Member Lane to table the request to amend Ordinance #848 regarding the definition of “Katrina Cottages” and the location of same inside the City.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO TABLE REQUEST TO APPROVE AND FILE A PETITION TO ADOPT AN ORDINANCE TO RE-ZONE REAL PROPERTY KNOWN AS “SUPERFUND SITE”

Motion was made by Council Member Gouguet, seconded by Council Member Lane to table the request to approve and file a petition to adopt and ordinance to re-zone real property know as “Superfund Site” from I-2 Heavy Industrial to OS-1 Open Space.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO TABLE REQUEST TO FILE PETITION TO ADOPT AN ORDINANCE TO RE-ZONE REAL PROPERTY FROM C-1 NEIGHBORHOOD COMMERCIAL TO R-2 RESIDENTIAL

Motion was made by Council Member Lane, seconded by Council Member Breland to table request to file petition to adopt and Ordinance to re-zone real property bearing parcel numbers 6175150030400300, 6175150030400303, 6175150030400304, 6175150030400301 and 6175150030400305 from C-1 Neighborhood Commercial to R-2 Residential.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO ACCEPT WITHDRAWAL OF APPLICATION FROM JONATHAN PEARSON FOR PRELIMINARY SUBDIVISION PLAT APPROVAL TO INCREASE THE NUMBER OF LOTS IN RIDGECREST II SUBDIVISION

Motion was made by Council Member Breland, seconded by Council Member Lane to accept withdrawal of application from Jonathan Pearson for preliminary subdivision plat approval to increase the number of lots in Ridgecrest II subdivision.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO TABLE REQUEST TO APPROVE AND FILE PETITION TO ADOPT ORDINANCE TO RE-ZONE REAL PROPERTY FROM MP MEDICAL SERVICE/OFFICE PROFESSIONAL TO C-1 NEIGHBORHOOD COMMERCIAL

Motion was made by Council Member Gouguet, seconded by Council Member Lane to table the request to approve and file petition to adopt Ordinance to re-zone real property bearing parcel number 617-112-000-00-008-00 from MP Medical Service/Office Professional to C-1 Neighborhood Commercial.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO HOLD PUBLIC HEARING FOR PROPERTY CLEANUP AT 120 S STEELE AVE

Motion was made by Council Member Lane, seconded by Council Member Watkins to hold a public hearing for property cleanup at 120 S Steele Ave.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO DECLARE PROPERTY AT 120 S STEELE AVE A PUBLIC NUISANCE

Motion was made by Council Member Lane seconded by Council Member Gouguet to declare property at 120 S Steele Ave a public nuisance.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO SET A DATE FOR PUBLIC HEARING FOR PROPERTY CLEANUP AT 1327 AUSBORN RD

Motion was made by Council Member Breland, seconded by Council Member Bumpers to set a date of July 20, 2010 for a public hearing for property cleanup at 1327 Ausborn Rd.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO APPROVE DEMOLITION OF TWO CITY BUILDINGS AT 220 SOUTH HAUGH AVE.

Motion was made by Council Member Gouguet, seconded by Council Member Lane to approve the demolition of two city buildings at 220 South Haugh Ave. that have been condemned by the City Building Inspector. The buildings were formerly known as Station 2 of the Picayune Fire Department.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

MOTION TO SET A DATE FOR PUBLIC HEARING FOR PROPERTY CLEANUP FOR PROPERTIES ON SOUTH HAUGH AVE AND GOODYEAR BLVD

Motion was made by Council Member Lane, seconded by Council Member Gouguet to set a date for a public hearing for property cleanup for two properties on South Haugh Ave bearing parcel numbers 617-614-003-04-003-00 and 617-614-002-05-032-00 and parcel 617-515-001-03-011-00 on Goodyear Blvd.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

APPROVE TRAVEL REQUEST FOR GLEN GIBSON AND RAYMOND WOOD

Motion was made by Council Member Watkins, seconded by Council Member Breland to approve travel request for Glen Gibson and Raymond Wood to attend a MS Natural Gas Association Conference in Orange Beach, AL on July 21-July 23, 2010.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

ACCEPT DONATIONS FOR THE POLICE DEPARTMENT SUMMER YOUTH CAMP

Motion was made by Council Member Breland, seconded by Council Member Lane to accept donations for the Police Department Summer Youth Camp totaling \$ 1,035.00.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

APPROVE REQUEST TO APPLY FOR FY 2010 154 COUNTERMEASURES GRANT

Motion was made by Council Member Breland, seconded by Council Member Lane to approve request from Police Department to apply for FY 2010 154 Countermeasures Grant (100 % Federal).

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

APPROVE REQUEST TO PURCHASE A VEHICLE AT STATE CONTRACT PRICE FROM THE SPECIAL POLICE DRUG FUND

Motion was made by Council Member Breland, seconded by Council Member Gouguet to approve request to purchase a 2010 Dodge Charger at State contract price of \$23,489.00 from the Special Police Drug Fund at no cost to City of Picayune taxpayers.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

ORDER TO ENTER CLOSED SESSION TO DETERMINE THE NEED FOR AN EXECUTIVE SESSION

Motion was made by Council Member Breland, seconded by Council Member Lane to enter closed session to determine the need for an executive session.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

RETURN TO REGULAR SESSION

Motion was made by Council Member Lane, seconded by Council Member Bumpers to return to regular session.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

ORDER TO RE-ENTER EXECUTIVE SESSION

Motion was made by Council Member Breland, seconded by Council Member Lane to enter executive session to discuss the following:

Personnel Matter
Economic Development

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

RETURN TO REGULAR SESSION

Motion was made by Council Member Lane, seconded by Council Member Bumpers to return to regular session.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

NO ACTION TAKEN IN EXECUTIVE SESSION

MOTION TO RECESS

Motion was made by Council Member Breland seconded by Council Member Lane to adjourn until Tuesday, July 6, 2010 at 5:00 pm.

The following roll call was made:

VOTING YEA: Mayor Ed Pinero, Council Members Watkins, Bumpers, Lane, Breland and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

ABSTAINING AND NOT VOTING: None

The motion was declared carried.

Ed Pinero, Mayor

ATTEST:

Priscilla Daniel, City Clerk