

**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, July 5, 2011, 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 Manager Jim Luke and City Clerk Priscilla Daniel.

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

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

AT THIS TIME KEITH MEITZLER AND RAYMOND WOOD WERE RECOGNIZED FOR THEIR RECENT GRADUTION FROM THE GED PROGRAM AND FOR HAVING EARNED THEIR DIPLOMAS

**ORDER TO APPROVE MINUTES**

Motion was made by Council Member Breland, seconded by Council Member Watkins to approve the Minutes for the City of Picayune dated June 21, 2011.

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 APPROVE DOCKET**

Motion was made by Council Member Lane, seconded by Council Member Gouguet to approve the docket for July 5, 2011 in the amount of \$480,113.16.

The following roll call was made:

**VOTING YEA:** Council Members Watkins, Bumpers, Lane, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** Mayor Ed Pinero

The motion was declared carried.

**AUTHORIZE TAX REFUND TO MS. ALYNE QUINN**

Motion was made by Council Member Lane, seconded by Council Member Breland to authorize a tax refund to Ms. Alyne Quinn in the amount of \$2,894.42 for 2006-2008 taxes of which she is entitled to have homestead exemption upon recommendation of City Attorney Nathan Farmer.

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.

**ACKNOWLEDGE LISA ALBRITTON'S ATTENDANCE OF MUNICIPAL COURT CLERKS STATEWIDE SEMINAR**

Motion was made by Council Member Watkins, seconded by Council Member Lane to acknowledge Certificate of Attendance for Lisa Albritton having attended the Municipal Court Clerks Statewide Seminar conducted by Mississippi Judicial College.



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.

**APPOINT CHAD FRIERSON AS DESIGNATED ADA COORIDINATOR**

Motion was made by Council Member Breland, seconded by Council Member Lane to appoint Chad Frierson as ADA Coordinator.

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 REQUEST TO PAY HARTMAN ENGINEERING INVOICE # 21-019-04-26**

Motion was made by Council Member Gouguet, seconded by Council Member Watkins to authorize request to pay Hartman Engineering Invoice # 21-019-04-26 in the amount of \$30,525.97 for Professional Services from August 2010 thru May 31, 2011 on Wastewater Infrastructure Improvements Project.

**Hartman Engineering, Inc.**

City of Picayune Water and Wastewater Infrastructure Improvements  
 (EPA SPAP Grant)  
 Professional Services From August 1, 2010 thru May 31, 2011  
 EPA Project XP-97477403-2  
 HEI Invoice No. 21-019-04-26

	<u>Estimated</u>	<u>%</u>	<u>Fee To Date</u>	<u>Less Previous</u>	<u>Fee This</u>
	<u>Fee</u>	<u>Complete</u>	<u>Fee</u>	<u>Invoice</u>	<u>Invoice</u>
Page 1 of 3					
<b>HEI Contract (March 29, 2004)</b>					
<b>Task 1:</b>					
Facility Plan and EID Preparation (NTE)	\$ 259,000.00	99.42%	\$ 257,487.59	\$ 257,487.59	\$ -
<b>Task 2:</b>					
Collection Temporary Rainfall & Flow Data (NTE)	\$ 100,000.00	100.00%	\$ 99,997.09	\$ 99,997.09	\$ -
<b>TOTAL</b>	<b>\$ 359,000.00</b>	<b>99.58%</b>	<b>\$ 357,484.68</b>	<b>\$ 357,484.68</b>	<b>\$ -</b>
			<b><u>TOTAL THIS PAGE DUE THIS INVOICE</u> \$ -</b>		

City of Piquette Water and Wastewater Infrastructure Improvements  
 (EPA SPAP Grant)  
 Professional Services From August 1, 2010 thru May 31, 2011  
 EPA Project XP-97477403-2  
 HEI Invoice No. 21-019-04-26

	Contract Fee	% Complete	Fee To Date	Less Previous	Fee This Invoice
<b>Task 3 Sewer System - Problem Area SSES - Phase 30</b>					
3.1 PA SSES - Engineering Services (LS)	\$ 104,775.00	100.00%	\$ 104,775.00	\$ 104,775.00	\$ -
3.2 PA SSES - Engineering	\$ 45,000.00	0.00%	\$ -	\$ -	\$ -
3.3 PA SSES - Construction & Admin. Svc.	\$ 50,600.00	100.00%	\$ 50,600.00	\$ 50,600.00	\$ -
3.4 PA SSES - Resident Inspection	\$ 75,000.00	81.88%	\$ 55,269.00	\$ 55,269.00	\$ -
<b>Subtotal Task 3</b>	<b>\$ 275,375.00</b>	<b>76.49%</b>	<b>\$ 210,644.00</b>	<b>\$ 210,644.00</b>	<b>\$ -</b>
<b>Task 6 Engineering and Design - Collection System Upgrades - Phase 40 &amp; Problem Area Sewer Rehabilitation - Phase 50</b>					
6.1 CSU - Engineering Services (LS)	\$ 95,587.00	90.00%	\$ 86,028.30	\$ 86,028.30	\$ -
6.2 CSU - Supplemental Services (See Attached)	\$ 16,000.00	75.94%	\$ 12,150.40	\$ 12,150.40	\$ -
6.3 PAR - Engineering Services (LS)	\$ 86,063.00	100.00%	\$ 86,063.00	\$ 86,063.00	\$ 27,540.16
6.4 PAR - Supplemental Services (See Attached)	\$ 15,650.00	33.27%	\$ 5,206.76	\$ 5,206.76	\$ -
<b>Subtotal Task 6</b>	<b>\$ 213,300.00</b>	<b>88.82%</b>	<b>\$ 189,448.46</b>	<b>\$ 161,908.30</b>	<b>\$ 27,540.16</b>
<b>Task 7 Construction Services and Resident Inspection - Phase 40 &amp; 50</b>					
7.1 CSU - Construction & Admin Svc (LS)	\$ 55,794.00	80.00%	\$ 44,635.20	\$ 44,635.20	\$ -
7.2 CSU - Resident Inspection (Hourly)	\$ 75,000.00	33.484%	\$ 23,382.00	\$ 23,382.00	\$ -
7.3 PAR - Construction & Admin Svc (LS)	\$ 61,563.00	4.85%	\$ 2,985.81	\$ -	\$ 2,985.81
7.4 PAR - Resident Inspection (Hourly)	\$ 75,000.00	0.00%	\$ -	\$ -	\$ -
<b>Subtotal Task 7</b>	<b>\$ 267,357.00</b>	<b>1.12%</b>	<b>\$ 71,003.01</b>	<b>\$ 68,017.20</b>	<b>\$ 2,985.81</b>
<b>TOTAL</b>	<b>\$ 756,032.00 *</b>	<b>62.31%</b>	<b>\$ 471,095.47</b>	<b>\$ 440,569.50</b>	<b>\$ 30,525.97</b>

**TOTAL THIS PAGE DUE THIS INVOICE**  
**\$ 30,525.97**

City of Picayune Water and Wastewater Infrastructure Improvements  
 (EPA SPAP Grant)  
 Professional Services From August 1, 2010 thru May 31, 2011  
 EPA Project XP-97477403-2  
 HEI Invoice No. 21-019-04-26

	Contract Fee	% Complete	Fee To Date	Less Previous	Fee This Invoice
Task 1 Facility Plan and EID Preparation	\$ 259,000.00	99.42%	\$ 257,487.59	\$ 257,487.59	\$ -
Task 2 Collection Temporary Rainfall & Flow Data	\$ 100,000.00	100.00%	\$ 99,997.09	\$ 99,997.09	\$ -
Task 3 Sewer System - Problem Area SSES - Phase 30 *	\$ 275,375.00	76.49%	\$ 210,644.00	\$ 210,644.00	\$ -
Task 6 Engineering and Design - Collection System Upgrades - Phase 40 & Problem Area Sewer Rehabilitation - Phase 50	\$ 213,300.00	88.82%	\$ 189,448.46	\$ 161,908.30	\$ 27,540.16
Task 7 Construction Services and Resident Inspection - Phase 40 & Phase 50	\$ 267,357.00	1.12%	\$ 71,003.01	\$ 68,017.20	\$ 2,985.81
<b>Total Project</b>	<b>\$ 1,115,032.00</b>	<b>74.31%</b>	<b>\$ 828,580.15</b>	<b>\$ 798,054.18</b>	<b>\$ 30,525.97</b>
<b><u>TOTAL THIS DUE THIS INVOICE</u></b>					<b><u>\$ 30,525.97</u></b>

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.

**AUTHORIZE PAY REQUEST #8 FROM HUEY STOCKSTILL, INC AND CERTIFIED FUEL ADJUSTMENT SHEET**

Motion was made by Council Member Breland seconded by Council Member Lane to authorize Pay Request #8 from Huey Stockstill, Inc and Certified Fuel

Adjustment Calculation Sheet in the amount of \$544,720.91 for work completed through June 15, 2011 on the 2010 City Wide Paving Project.

**Application and Certificate For Payment**

To Owner: CITY OF PICAYUNE 815 N BEECH ST PICAYUNE, MS 39466		Project: 2010 CITY OVERLAY PROJECT PICAYUNE, MS	Application No: 8 Date: 06/15/2011
From: HUEY STOCKSTILL INC P. O. BOX 758 130 HUEY STOCKSTILL ROAD PICAYUNE, MS 39466		Contractor Job Number: 10097 Via (Architect):	Architect's Project No: Contract Date:
Phone: 601 798-2981			

**Contractor's Application For Payment**

Change Order Summary	Additions	Deductions
Change orders approved in previous months by owner		
Change orders approved this month		
<b>Totals</b>		
<b>Net change by change orders</b>		

  

Original contract sum	6,358,885.45
Net change by change orders	0.00
Contract sum to date	6,358,885.45
Total completed and stored to date	2,360,814.75
Retainage	
5.0% of completed work	118,040.74
0.0% of stored material	0.00
Total retainage	118,040.74
Total earned less retainage	2,242,774.01
Less previous certificates of payment	1,698,053.10
Current sales tax	
0.000% of taxable amount	0.00
APPLY 3.5% TAX TO GROSS RECPTS	
Current sales tax	0.00
Current payment due	<b>544,720.91</b>
Balance to finish, including retainage	4,116,111.44

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information, and belief the work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

Contractor:  
 By: *Elizabeth Cupstid* Date: 6-15-11  
 State of Mississippi County of DeSoto ID # 68666  
 Subscribed and sworn to before me this 15th day of June, 2011.  
 My commission expires Jan 20, 2015  


**Architect's Certificate for Payment**

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the Amount Certified.

Amount Certified: \$ 544,720.91

Architect:  
 By: *BRW* Date: 6-24-11  
 This Certification is not negotiable. The Amount Certified is payable only to the Contractor named herein. Issuance, payment, and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

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 THERE WAS A DISCUSSION OF THE SCOPE OF WORK OF THE LPA 2010 OVERLAY PROJECT-NO ACTION TAKEN

**HOLD A PUBLIC HEARING FOR PROPERTY CLEAN UP**

Motion was made by Council Member Lane, seconded by Council Member Gouguet to hold a public hearing on the following properties to determine if they should be declared public nuisances: 1518 S Grady Ave and the Corner of 5<sup>th</sup> St. and North Jackson. The property at 230 Frontage Rd was removed from Public Hearing list.

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.

**DECLARE 1518 S GRADY AVE A PUBLIC NUISANCE**

Motion was made by Council Member Lane, seconded by Council Member Gouguet to declare property at 1518 S Grady Ave parcel 6171110040100400 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.

**DECLARE PROPERTY AT CORNER OF 5<sup>TH</sup> ST AND N JACKSON A PUBLIC NUISANCE**

Motion was made by Council Member Breland, seconded by Council Member Gouguet to declare property at corner of 5<sup>th</sup> St and N Jackson parcel 6176140010302100 a public nuisance but allow a 60 day extension for owner to explore possible grants for the historical building established as the first black gym.

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.

**SET A DATE FOR PUBLIC HEARING FOR PROPERTY CLEAN UP**

Motion was made by Council Member Lane, seconded by Council Member Gouguet to set a date of August 16, 2011 for a Public Hearing for property clean up on the following properties:

1305 A Ausborn Rd-6175220030100500  
Lot on Touquet St-6175150030100600  
1010 Shirley Dr-6175210030201900  
802 3<sup>rd</sup> Ave-6172100040501900  
Lot on N Blanks Ave-6176140010405300  
Corner of 4<sup>th</sup> St & N Buras-6176140010500100  
505 N Jackson Ave-6176140010301000  
725 Cypress Lane-6176140010200600  
Corner of Palm & Cypress-6176140010200900  
N Blanks Ave-6176140010403200  
N Blanks Ave-6176140010405200

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.

#### **RE-SET A DATE FOR PUBLIC HEARING FOR PROPERTY CLEAN UP**

Motion was made by Council Member Lane, seconded by Council Member Gouguet to re-set a date of August 16, 2011 for a Public Hearing for property clean up on the following properties:

515 Buren Ave-6176140010304600  
617 Buren Ave-6176140010304900  
Corner of 8<sup>th</sup> St & Buren Ave-6176140010202100  
414 5<sup>th</sup> Ave-6175150010202300  
1520 3<sup>rd</sup> Ave-6172100030101900  
1316 Jackson Landing-6175220020103200

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 FROM RENDA DAUGHDRILL FOR CITY WATER SERVICE AT 51 SEALCREST DR**

Motion was made by Council Member Watkins, seconded by Council Member Gouguet to approve request from Renda Daughdrill for City water service at 51 Sealcrest Dr.

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 FROM RETIRED DEPUTY CHIEF DAVID ERVIN TO PURCHASE HIS DUTY SIDEARM**

Motion was made by Council Member Watkins, seconded by Council Member Lane to approve request from Retired Deputy Chief David Ervin to purchase his duty sidearm, Glock model 30, serial # KAC848, in the amount of \$1. The \$1 was paid by J.P. Burns.

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 Bumpers, seconded by Council Member Breland 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 Bumpers, seconded by Council Member Breland 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.

**MOTION TO ENTER INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTER & POSSIBLE LITIGATION**

Motion was made by Council Member Bumpers seconded by Council Member Breland to enter into executive session to discuss personnel matter and contractual matter.

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 EXIT EXECUTIVE SESSION**

Motion was made by Council Member Bumpers, seconded by Council Member Breland to exit 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.

**MOTION TO RECESS**

Motion was made by Council Member Lane, seconded by Council Member Breland to recess until Tuesday, July 19, 2011 at 5:00 pm.

The following roll call was made:

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

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** Council Member Gouguet

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

\_\_\_\_\_  
Ed Pinero, Mayor

ATTEST:

\_\_\_\_\_  
Priscilla Daniel, City Clerk