

**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, 203 Goodyear Blvd., in said City, Tuesday, September 2, 2014, at 5:00 p.m. in regular session with the following officials present: Mayor Ed Pinero, Council Members Tammy Valente, Lynn Bumpers, Jan Stevens, Larry Breland and Wayne Gouguet, City Manager Jim Luke and City Clerk Amber Hinton.

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

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

**ORDER TO APPROVE MINUTES**

Motion was made by Council Member Stevens, seconded by Council Member Bumpers to approve the Minutes for the City of Picayune dated August 19, 2014.

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**ACKNOWLEDGE RECEIPT OF MONTHLY BUDGET REPORT**

Motion was made by Council Member Stevens, seconded by Council Member Bumpers to acknowledge receipt of monthly budget report for the month of August 2014.

**AF Statement of Activity - MTD and YTD with Budget  
City of Picayune  
For 8/31/2014**

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Financial Report	Annual Budget	M-T-D Actual	Y-T-D Actual + Encumbrances	Y-T-D Budget	Variance	Percent YTD
<b>Revenues</b>						
351-000-232.14-000-000 FAA-REHABILITATE RUNWAY	600,000	0	0	550,000	(550,000)	0
351-000-341.01-000-000 RENT T-HANGARS	78,660	3,585	84,151	72,105	12,046	107
351-000-341.02-000-000 GROUND LEASES	12,480	0	12,480	11,440	1,040	100
351-000-374.00-000-000 FUEL SALES	6,000	313	3,577	5,500	(1,923)	60
<b>Total Revenues</b>	<b>697,140</b>	<b>3,898</b>	<b>100,208</b>	<b>639,045</b>	<b>(538,837)</b>	<b>14</b>
<b>Expenditures</b>						
<b>Airport Expenses</b>						
PERSONNEL	57,519	4,090	47,047	52,725	5,678	82
SUPPLIES	500	0	192	458	266	38
OUTSIDE SERVICES	55,640	1,804	31,018	51,004	19,986	56
CAPITAL OUTLAY	660,000	36,300	36,300	605,000	568,700	6
Total Airport Expenses	773,659	42,194	114,557	709,187	594,630	15
<b>Total Expenditures</b>	<b>773,659</b>	<b>42,194</b>	<b>114,557</b>	<b>709,187</b>	<b>594,630</b>	<b>15</b>
Excess Revenue Over (Under) Expenditures	(76,519)	(38,296)	(14,349)	(70,142)	(1,133,467)	(19)

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CF Statement of Activity - MTD and YTD with Budget  
 City of Picayune  
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Financial Report	Annual Budget	M-T-D Actual	Y-T-D Actual + Encumbrances	Y-T-D Budget	Variance	Percent YTD
<b>Revenues</b>						
406-000-211.00-000-000 RECORDING FEES	300	60	1,451	275	1,176	484
406-000-340.00-000-000 INTEREST INCOME	250	0	258	229	29	103
406-000-380.01-000-000 TRANSFER FROM GENERAL FUND	69,000	5,750	58,667	63,250	(4,583)	85
406-000-392.00-000-000 SALE OF LOTS	20,000	440	24,253	18,333	5,920	121
<b>Total Revenues</b>	<b>89,550</b>	<b>6,250</b>	<b>84,629</b>	<b>82,087</b>	<b>2,542</b>	<b>95</b>
<b>Expenditures</b>						
<b>Cemetery Expenses</b>						
PERSONNEL	69,644	3,189	43,305	63,840	20,535	62
SUPPLIES	7,880	534	5,635	7,224	1,589	72
OUTSIDE SERVICES	3,269	90	1,454	2,997	1,543	44
CAPITAL OUTLAY	76,300	0	117,173	75,700	(41,473)	154
Total Cemetery Expenses	157,093	3,813	167,567	149,761	(17,806)	107
<b>Total Expenditures</b>	<b>157,093</b>	<b>3,813</b>	<b>167,567</b>	<b>149,761</b>	<b>(17,806)</b>	<b>107</b>
Excess Revenue Over (Under) Expenditures	(67,543)	2,437	(82,938)	(67,674)	20,348	(123)

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**ED Statement of Activity - MTD and YTD with Budget**  
**City of Picayune**  
**For 8/31/2014**

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Financial Report	Annual Budget	M-T-D Actual	Y-T-D Actual + Encumbrances	Y-T-D Budget	Variance	Percent YTD
<b>Revenues</b>						
110-043-340.00-000-000 INTEREST INCOME	250	0	766	229	537	307
110-043-340.01-000-000 INTEREST INCOME - FARMER FRESH	0	2,765	16,854	0	16,854	0
110-043-341.00-000-000 RENT	48,790	0	0	44,724	(44,724)	0
110-043-341.02-000-000 MANNA MINISTRIES LEASE	0	0	1	0	1	0
110-043-341.03-000-000 RAIL SPUR LEASE - SHALE SUPPORT SERV	19,085	0	0	17,495	(17,495)	0
110-402-260.00-000-000 SALES TAX-TOURISM	440,000	37,395	386,657	403,333	(16,676)	88
110-402-314.00-000-000 PARK BLDG RENTAL FEES	2,500	140	3,815	2,292	1,523	153
110-402-314.03-000-000 PARK FIELD RENTAL FEES	0	1,000	4,620	0	4,620	0
110-402-314.06-000-000 PARK TOURNAMENT FEES	1,000	0	550	917	(367)	55
110-402-340.00-000-000 PARK CONCESSION REVENUE	100	0	900	92	808	900
110-402-340.00-000-000 INTEREST INCOME-TOURISM	500	0	237	458	(221)	47
110-402-346.00-000-000 DONATIONS	0	0	2,020	0	2,020	0
110-402-355.00-000-000 MISC INCOME	0	0	3,585	0	3,585	0
110-402-380.00-000-000 TRANSFER FROM OTHER FUNDS	45,000	0	45,000	42,667	2,333	100
<b>Total Revenues</b>	<b>557,225</b>	<b>41,300</b>	<b>465,005</b>	<b>512,207</b>	<b>(47,202)</b>	<b>83</b>
<b>Expenditures</b>						
<b>Sale of Lots Expenses</b>						
OUTSIDE SERVICES	0	6,605	12,822	0	(12,822)	0
Total Sale of Lots Expenses	0	6,605	12,822	0	(12,822)	0
<b>Recreation Expenses</b>						
PERSONNEL	127,352	7,897	103,440	116,739	13,299	81
SUPPLIES	52,500	1,493	50,863	50,258	(625)	97
OUTSIDE SERVICES	115,000	27,894	93,499	105,500	12,001	81
CAPITAL OUTLAY	17,000	(3,360)	13,276	17,000	3,724	78
Total Recreation Expenses	311,852	33,324	261,098	289,497	28,399	84
<b>Retirement/Development Expenses</b>						
<b>Total Expenditures</b>	<b>311,852</b>	<b>40,529</b>	<b>273,920</b>	<b>289,497</b>	<b>15,577</b>	<b>88</b>
Excess Revenue Over (Under) Expenditures	245,373	771	191,085	222,710	(62,779)	78

**GF Statement of Activity - MTD and YTD with Budget  
City of Picayune  
For 8/31/2014**

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Financial Report	Annual Budget	M-T-D Actual	Y-T-D Actual + Encumbrances	Y-T-D Budget	Variance	Percent YTD
<b>Revenues</b>						
001-000-200.00-000-000 AD VALOREM TAXES-CURRENT	1,299,183	24,155	1,210,742	1,190,918	19,824	93
001-000-201.00-000-000 AUTO AND MOBILE HOME	225,871	18,242	208,148	207,048	1,100	92
001-000-202.00-000-000 PERSONAL TAXES	414,947	238	367,300	380,368	(13,068)	89
001-000-203.00-000-000 AD VALOREM-DELINQUENT	1,000	0	1,346	917	429	135
001-000-210.00-000-000 PENALTIES & INTEREST	30,000	2,908	16,095	27,500	(11,405)	54
001-000-214.00-000-000 TAX COLLECTION COSTS	65,300	1,454	60,759	59,858	901	93
001-000-220.00-000-000 PRIVILEGE LICENSES	40,000	14,325	22,040	36,667	(14,627)	55
001-000-220.01-000-000 LIQUOR PRIVILEGE TAX	3,825	1,125	6,300	3,566	2,734	165
001-000-221.00-000-000 FRANCHISE CHARGES-UTILITIES	661,000	37,487	672,933	609,750	63,183	102
001-000-222.00-000-000 BUILDING PERMITS	86,000	5,001	86,495	82,167	4,328	101
001-000-223.00-000-000 PLANNING/ZONING APPLICATIONS	3,450	0	5,635	3,163	2,472	163
001-000-224.00-000-000 LOT CLEAN UP	2,500	0	588	833	(245)	24
001-000-225.00-000-000 SPECIAL USE RESORT ZONING PERMITS	0	0	3,300	0	3,300	0
001-000-226.00-000-000 RECYCLED MATERIALS REVENUE	0	0	637	0	637	0
001-000-241.00-000-000 FEDERAL PAYMENT IN LIEU OF	27,500	0	0	25,208	(2,292)	0
001-000-245.01-000-000 STATE WIRELESS FUND	8,657	0	0	7,936	(721)	0
001-000-247.02-000-000 BULLET PROOF VEST	8,060	0	1,615	7,388	(672)	0
001-000-250.00-000-000 MUNICIPAL-STATE AID	17,500	0	12,856	16,042	(3,186)	20
001-000-251.00-000-000 HOMESTEAD EXEMPTION REIMB.	140,000	0	73,422	128,333	(54,911)	73
001-000-253.28-000-000 USM PROJECT SAFE	13,164	0	13,164	13,164	0	52
NEIGHBORHOOD GRANT						100
001-000-258.00-000-000 HOMELAND SECURITY GRANT	0	0	20	0	20	0
001-000-260.00-000-000 GENERAL SALES TAX	4,178,000	365,168	3,841,707	3,838,167	3,540	92
001-000-262.01-000-000 MUN. FIRE REBATE FUND - FOR LTD	56,136	0	57,454	51,458	5,996	102
001-000-262.02-000-000 1/4 MILL LEVY FIRE PROTECTION	19,987	447	18,845	18,321	524	94
001-000-262.03-000-000 MUN. FIRE REBATE FUNDS-FOR CODE	1,831	0	1,828	1,678	150	100
001-000-263.00-000-000 POLICE MINIMUM STANDARDS	15,000	0	12,600	13,750	(1,150)	84
001-000-264.00-000-000 PRC ANIMAL SHELTER	6,500	0	3,831	5,958	(2,127)	59
001-000-271.00-000-000 ROAD & BRIDGE TAXES	220,000	5,077	208,042	201,667	6,375	95
001-000-276.00-000-000 SCHOOL PATROL	120,696	0	0	110,638	(10,058)	0
001-000-289.00-000-000 MUN COURT WARRANT OFFICER	13,000	310	10,847	11,917	(1,070)	83
001-000-330.00-000-000 COURT FINES & FEES	289,000	6,703	246,860	259,833	(12,973)	85
001-000-334.00-000-000 SPECIAL POLICE SERVICE	22,500	2,125	23,367	20,625	2,742	104
001-000-335.00-000-000 POLICE EQUIP ASSESSMENTS	1,200	198	2,081	1,100	981	173
001-000-336.01-000-000 COURT MAINTENANCE	0	0	(1)	0	(1)	0
001-000-336.02-000-000 COURT EQUIPMENT	0	0	(6)	0	(6)	0
001-000-336.05-000-000 COLLECTION FEE	100	20	571	92	479	571
001-000-336.10-000-000 MUNICIPAL COURT EVIDENCE	10,200	303	10,452	9,350	1,102	102
001-000-340.00-000-000 INTEREST EARNED	20,000	751	14,790	18,333	(3,543)	74
001-000-346.10-000-000 SUMMER YOUTH CAMP DONATION	10,850	0	10,850	10,850	0	100
001-000-355.00-000-000 MISCELLANEOUS INCOME	19,000	959	19,379	17,833	1,546	102
001-000-380.07-000-000 TRANSFER FROM CAPITAL PROJECTS FUND	74,879	0	0	68,639	(6,240)	0
001-000-380.08-000-000 TRANSFER FROM SP POLICE DRUG FUND	0	0	52,348	0	52,348	0

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	Annual Budget	M-T-D Actual	Y-T-D Actual + Encumbrances	Y-T-D Budget	Variance	Percent YTD
<b>Financial Report</b>						
001-000-393.00-000-000 SALE OF PROPERTY	0	0	10	0	10	0
001-350-400.60-000-000 FEMA HAZARD MITIGATION	(412,800)	0	0	(378,400)	378,400	0
Total Revenues	7,714,036	486,996	7,299,250	7,082,575	216,675	95
<b>Expenditures</b>						
<u>Municipal Council Expenses</u>						
PERSONNEL	66,113	5,015	56,720	60,603	3,883	86
SUPPLIES	500	0	284	458	174	57
OUTSIDE SERVICES	54,234	1,531	45,653	48,888	3,235	84
CAPITAL OUTLAY	40,000	0	184,350	40,000	(144,350)	461
Total Municipal Council Expenses	160,847	6,546	287,007	149,949	(137,058)	178
<u>Municipal Court Expenses</u>						
PERSONNEL	269,077	20,551	222,833	246,655	23,822	83
SUPPLIES	4,000	333	2,853	3,667	814	71
OUTSIDE SERVICES	54,750	7,304	78,326	50,188	(28,138)	143
Total Municipal Court Expenses	327,827	28,188	304,012	300,510	(3,502)	93
<u>City Attorney Expenses</u>						
PERSONNEL	9,450	735	8,123	8,663	540	86
OUTSIDE SERVICES	20,000	1,353	17,113	18,333	1,221	86
Total City Attorney Expenses	29,450	2,088	25,236	26,996	1,761	86
<u>City Manager Expenses</u>						
PERSONNEL	97,355	7,539	86,429	89,243	2,814	89
SUPPLIES	2,700	64	2,243	2,074	(169)	83
OUTSIDE SERVICES	14,702	2,035	13,263	13,343	80	90
Total City Manager Expenses	114,757	9,638	101,935	104,660	2,725	89
<u>General Services Expenses</u>						
PERSONNEL	16,920	1,313	14,506	15,511	1,005	86
SUPPLIES	7,700	196	6,255	7,058	803	81
OUTSIDE SERVICES	219,200	6,337	199,671	200,932	1,261	91
Total General Services Expenses	243,820	7,846	220,432	223,501	3,069	90
<u>Financial Expenses</u>						
PERSONNEL	138,675	11,161	130,261	127,119	(3,142)	94
SUPPLIES	7,500	191	5,200	6,875	1,675	69
OUTSIDE SERVICES	69,400	3,937	44,598	63,616	19,018	64
Total Financial Expenses	215,575	15,289	180,059	197,610	17,551	84
<u>Code Enforcement Expenses</u>						
PERSONNEL	135,346	11,613	136,763	124,068	(12,695)	101
SUPPLIES	4,300	264	5,021	3,942	(1,079)	117
OUTSIDE SERVICES	21,650	2,351	23,035	19,845	(3,190)	106
Total Code Enforcement Expenses	161,296	14,228	164,819	147,855	(16,964)	102
<u>Police Administration Expenses</u>						
PERSONNEL	153,193	12,830	140,927	139,819	(1,108)	92

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**GF Statement of Activity - MTD and YTD with Budget  
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	Annual Budget	M-T-D Actual	Y-T-D Actual + Encumbrances	Y-T-D Budget	Variance	Percent YTD
<b>Financial Report</b>						
SUPPLIES	5,702	146	4,283	5,077	794	75
OUTSIDE SERVICES	53,461	4,376	45,324	48,550	3,226	85
CAPITAL OUTLAY	8,657	0	8,657	7,936	(721)	100
Total Police Administration Expenses	221,013	17,352	199,191	201,382	2,191	90
<b>Patrol &amp; Investigations Expenses</b>						
PERSONNEL	1,421,962	108,960	1,321,472	1,308,975	(12,497)	93
SUPPLIES	147,093	11,121	134,976	135,739	763	92
OUTSIDE SERVICES	93,158	3,760	86,981	84,533	(2,448)	93
CAPITAL OUTLAY	7,568	166	10,582	6,937	(3,645)	140
Total Patrol & Investigations Expenses	1,669,781	124,007	1,554,011	1,536,184	(17,827)	93
<b>Domestic Violence Grant Expenses</b>						
<b>Custody of Prisoners Expenses</b>						
PERSONNEL	157,554	11,417	145,158	146,425	1,267	92
SUPPLIES	58,175	0	51,007	54,926	3,919	88
OUTSIDE SERVICES	7,935	626	7,817	6,643	(1,174)	99
Total Custody of Prisoners Expenses	223,664	12,043	203,982	207,994	4,012	91
<b>Alcohol Countermeasures Grant Expenses</b>						
<b>Records &amp; Communications Expenses</b>						
PERSONNEL	352,410	27,863	324,723	319,958	(4,765)	92
SUPPLIES	5,564	0	5,565	4,855	(710)	100
OUTSIDE SERVICES	17,027	234	16,459	15,294	(1,165)	97
Total Records & Communications Expenses	375,001	28,097	346,747	340,107	(6,640)	92
<b>School Patrol Expenses</b>						
PERSONNEL	170,205	14,629	157,046	160,305	3,259	92
SUPPLIES	10,518	858	9,949	9,977	28	95
OUTSIDE SERVICES	3,092	212	2,832	2,863	31	92
Total School Patrol Expenses	183,815	15,699	169,827	173,145	3,318	92
<b>Animal Control Expenses</b>						
PERSONNEL	29,131	2,294	26,116	26,620	504	90
SUPPLIES	4,972	354	4,280	4,866	586	86
OUTSIDE SERVICES	45,553	3,425	45,202	41,541	(3,661)	99
Total Animal Control Expenses	79,656	6,073	75,598	73,027	(2,571)	95
<b>Fire Department Expenses</b>						
PERSONNEL	1,977,241	145,295	1,764,733	1,807,055	42,322	89
SUPPLIES	62,600	7,990	51,076	58,217	7,141	82
OUTSIDE SERVICES	98,063	8,161	88,673	91,974	3,301	90
CAPITAL OUTLAY	24,000	0	24,213	24,000	(213)	101
Total Fire Department Expenses	2,161,904	161,446	1,928,695	1,981,246	52,551	89
<b>Streets &amp; Drainage Expenses</b>						
PERSONNEL	396,228	30,262	365,307	359,459	(5,848)	92
SUPPLIES	168,001	5,532	147,596	156,336	8,740	88

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**GF Statement of Activity - MTD and YTD with Budget  
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	Annual Budget	M-T-D Actual	Y-T-D Actual + Encumbrances	Y-T-D Budget	Variance	Percent YTD
Financial Report						
OUTSIDE SERVICES	365,200	26,207	348,651	338,432	(10,219)	95
CAPITAL OUTLAY	10,000	(5,000)	2,924	10,000	7,076	29
Total Streets & Drainage Expenses	939,429	57,001	884,478	864,227	(251)	92
<b>Grounds &amp; Beautification Expenses</b>						
PERSONNEL	376,345	30,760	341,204	344,150	2,946	91
SUPPLIES	95,493	26,862	89,097	87,047	(2,050)	93
OUTSIDE SERVICES	20,950	116	16,652	19,204	2,552	79
Total Grounds & Beautification Expenses	492,788	57,738	446,953	450,401	3,448	91
<b>Equipment Maintenance Expenses</b>						
PERSONNEL	35,987	2,467	28,153	32,155	4,002	78
SUPPLIES	14,110	1,454	5,075	12,768	7,693	36
OUTSIDE SERVICES	10,300	1,033	9,361	9,441	80	91
Total Equipment Maintenance Expenses	60,397	4,954	42,589	54,364	11,775	71
<b>Total Expenditures</b>	<b>7,661,020</b>	<b>588,233</b>	<b>7,115,571</b>	<b>7,033,158</b>	<b>(82,412)</b>	<b>93</b>
Excess Revenue Over (Under) Expenditures	53,016	(81,237)	183,679	49,417	298,087	346

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**UF Statement of Activity - MTD and YTD with Budget  
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Financial Report	Annual Budget	M-T-D Actual	Y-T-D Actual + Encumbrances	Y-T-D Budget	Variance	Percent YTD
<b>SUPPLIES</b>	33,358	716	23,898	30,579	6,681	72
<b>OUTSIDE SERVICES</b>	67,216	5,807	71,201	61,614	(15,987)	115
Total Well and Pump Maintenance Expenses	100,574	6,523	101,099	92,193	(8,906)	101
<b>Sewer Construction Expenses</b>						
<u>Utility Construction Expenses</u>						
PERSONNEL	107,276	7,327	78,693	98,337	19,644	73
SUPPLIES	38,831	2,960	32,475	35,996	3,121	84
OUTSIDE SERVICES	34,149	129	18,968	31,304	12,336	56
CAPITAL OUTLAY	0	0	62,820	0	(62,820)	0
Total Utility Construction Expenses	180,256	10,416	192,956	165,237	(27,719)	107
<u>Water Operations Expenses</u>						
PERSONNEL	248,222	19,507	227,411	227,538	127	92
SUPPLIES	107,381	3,654	113,076	98,432	(14,644)	105
OUTSIDE SERVICES	19,981	584	21,205	18,316	(2,889)	106
CAPITAL OUTLAY	54,992	0	(15,239)	50,410	65,649	(28)
Total Water Operations Expenses	430,576	23,745	346,453	394,696	46,243	80
<u>Gas Operations Expenses</u>						
PERSONNEL	219,413	18,046	205,081	201,129	(3,952)	93
SUPPLIES	1,123,079	111,262	1,306,522	1,033,656	(272,866)	116
OUTSIDE SERVICES	83,336	5,269	88,916	76,391	(17,475)	71
CAPITAL OUTLAY	3,000,000	127,934	589,909	2,750,000	2,150,091	20
Total Gas Operations Expenses	4,425,828	262,511	2,170,428	4,061,176	1,890,748	49
<u>Garbage Expenses</u>						
GARBAGE EXPENSES	810,000	72,414	872,270	742,500	(129,770)	108
Total Garbage Expenses	810,000	72,414	872,270	742,500	(129,770)	108
<u>Loan Interest Expenses</u>						
INTEREST EXPENSE	0	45,779	137,989	0	(137,989)	0
Total Loan Interest Expenses	0	45,779	137,989	0	(137,989)	0
<b>Total Expenditures</b>	<b>7,324,351</b>	<b>518,437</b>	<b>5,031,332</b>	<b>6,726,777</b>	<b>1,695,445</b>	<b>69</b>
Excess Revenue Over (Under) Expenditures	(2,590,098)	(167,265)	(178,566)	(2,387,044)	(1,182,412)	(7)

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gougnet

**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 Valente, seconded by Council Member Bumpers to approve the docket for September 2, 2014 in the amount of \$ 842,540.16.

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**APPROVE ORDINANCE NO. 916 TO SET THE CITY OF PICAYUNE FY 2015 TAX LEVY**

Motion was made by Council Member Gouguet, seconded by Council Member Stevens to approve Ordinance No. 916 to set the City of Picayune FY 2015 tax levy.

**ORDINANCE NO. 916**

AN ORDINANCE FIXING THE LEVY FOR THE MUNICIPAL TAXES FOR THE CITY OF PICAYUNE, MISSISSIPPI FOR THE FISCAL YEAR 2014-2015, BEGINNING OCTOBER 1, 2014 AND ENDING SEPTEMBER 30, 2015.

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PICAYUNE, MISSISSIPPI, AS FOLLOWS:**

**SECTION 1.** That a levy for general and special municipal purposes of 38.66 mills on the dollar upon, real personal and fixed property within the corporate limits of the City of Picayune, Mississippi, taxable according to law, be and the same is hereby fixed and declared for the fiscal year 2014-2015, for the following purposes, to-wit:

<b>GENERAL FUND</b>	<b>23.29</b>
<b>(Authority: MS Code of 1972, Section 27-39-307)</b>	
<b>¼ MILL FIRE LEVY</b>	<b>.25</b>
<b>LONG TERM DEBT</b>	<b>12.29</b>
<b>PEARL RIVER COUNTY LIBRARY SYSTEM</b>	<b>2.00</b>
<b>TAX COLLECTION COSTS</b>	<b>.83</b>
<b>TOTAL FOR ALL MUNICIPAL PURPOSES</b>	<b>38.66</b>

**SECTION 2.** That for good cause therefore, it being necessary to immediately transmit levy for approval of the State Tax Commission, it is ordered that this Ordinance take effect and be in full force and effect from and after its passage, but shall nevertheless be published and enrolled as provided by law.

The foregoing Ordinance, after having been first reduced to writing, was introduced by Council member Gouguet, seconded by Council member Stevens, and was adopted by the following roll call vote:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland, and Gouguet

**VOTING NAY:** None

ABSENT AND NOT VOTING: None

Whereupon the Mayor declared that the motion was carried and Ordinance adopted, on this 2<sup>nd</sup> day of September 2014.

---

Ed Pinero, Mayor

---

Amber Hinton, City Clerk

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**APPROVE ORDINANCE NO. 917 TO SET THE PICAYUNE SEPARATE SCHOOL DISTRICT FY 2015 TAX LEVY**

Motion was made by Council Member Valente, seconded by Council Member Stevens to approve Ordinance No. 917 to set the Picayune Separate School District FY 2015 tax levy.

**ORDINANCE NO. 917**

AN ORDINANCE FIXING THE LEVY FOR THE PICAYUNE SEPARATE SCHOOL DISTRICT FOR THE FISCAL YEAR 2014-2015, BEGINNING OCTOBER 1, 2014 AND ENDING SEPTEMBER 30, 2015.

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PICAYUNE, MISSISSIPPI, AS FOLLOWS:**

**SECTION 1.** That a levy of 65.67 mills on the dollar upon, real personal and fixed property within the picayune Municipal Separate School District of Pearl River County and Hancock County, Mississippi, taxable according to law, be and the same is hereby fixed and declared for the fiscal year 2014-2015, for the following purposes, to-wit:

<b>FOR SCHOOL COSTS</b> (Authority: MS Code of 1972, Section 37-57-1, et. Seq.)	<b>60.69</b>
<b>FOR THREE MILL NOTE</b>	<b>2.69</b>
<b>SHORTFALL NOTE</b>	<b>0.00</b>
<b>GED CLASSES</b>	<b>1.00</b>
<b>FOR TAX COLLECTION COSTS</b> (Authority: MS Code of 1972 Section 37-57-1, et. Seq.)	<b>1.29</b>
<b>TOTAL FOR ALL SCHOOL PURPOSES</b>	<b>65.67</b>

**SECTION 2. That for good cause therefore, it being necessary to immediately transmit levy for approval of the State Tax Commission, it is ordered that this Ordinance take effect and be in full force and effect from and after its passage, but shall nevertheless be published and enrolled as provided by law.**

**The foregoing Ordinance, after having been first reduced to writing, was introduced by Council member Valente, seconded by Council member Stevens, and was adopted by the following roll call vote:**

VOTING YEA: Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland, and Gouguet

VOTING NAY: None

ABSENT AND NOT VOTING: None

**Whereupon the Mayor declared that the motion was carried and Ordinance adopted, on this 2<sup>nd</sup> day of September 2014.**

---

**Ed Pinero, Mayor**

---

**Amber Hinton, City Clerk**

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**ADOPT THE FY 2015 PROPOSED BUDGET**

Motion was made by Council Member Gouguet, seconded by Council Member Stevens to adopt the FY 2015 Proposed Budget.

REGULAR MEETING SEPTEMBER 2, 2014

CITY OF PICAYUNE  
ADOPTED BUDGET  
FOR YEAR ENDING SEPTEMBER 30, 2015

	TOTAL BUDGET	GENERAL FUND	SPECIAL REVENUE FUNDS	CAPITAL PROJECTS FUND	AIRPORT FUND	ENTERPRISE FUNDS	DEBT SERVICE FUND
<b>RECEIPTS:</b>							
LICENSE & PERMITS	\$ 755,340	755,340					
INTERGOVERNMENTAL REVENUES	6,510,368	5,336,388	575,000		500,000	99,000	
CHARGES FOR SERVICES	4,899,638	28,100				4,871,538	
FINES & FORFEITS	350,700	350,700					
MISCELLANEOUS	310,388	14,000	4,038		4,000	288,350	
TRANSFERS	849,323	60,879	108,384			169,000	491,080
INTEREST EARNINGS	33,050	20,000	610	500		11,140	600
LEASES/RENT	159,015		67,875		91,140		
SALE OF LOTS	20,000					20,000	
PROCEEDS FROM LOANS	-						
TOTAL FROM ALL SOURCES, OTHER THAN TAXES	13,687,842	6,565,407	756,067	500	595,140	5,459,028	491,680
AMOUNT TO BE RAISED BY AD VALOREM TAX	2,865,554	1,994,934					970,620
TOTAL REVENUES	16,553,396	8,560,341	756,067	500	595,140	5,459,028	1,462,300
BEGINNING CASH	8,647,024	2,190,713	450,194	214,008	321,327	5,420,119	50,665
TOTAL FROM ALL SOURCES	\$ 25,500,420	10,771,054	1,206,261	214,508	916,467	10,879,147	1,512,965
<b>EXPENDITURES:</b>							
<b>GENERAL GOVERNMENT</b>							
PERSONNEL	\$ 784,205	784,205					
SUPPLIES	34,250	34,250					
OTHER SERVICES & CHARGES	476,573	476,573					
CAPITAL OUTLAY	-	-					
TOTALS	1,295,028	1,295,028					
<b>PUBLIC SAFETY - POLICE</b>							
PERSONNEL	\$ 2,306,594	2,306,594					
SUPPLIES	222,030	222,030					
OTHER SERVICES & CHARGES	229,794	229,794					
CAPITAL OUTLAY	8,657	8,657					
TOTALS	2,767,075	2,767,075					
<b>PUBLIC SAFETY - FIRE</b>							
PERSONNEL	\$ 2,006,143	2,006,143					
SUPPLIES	54,600	54,600					
OTHER SERVICES & CHARGES	82,889	82,889					
CAPITAL OUTLAY	-	-					
TOTALS	2,143,632	2,143,632					
<b>PUBLIC WORKS</b>							
PERSONNEL	\$ 719,829	719,829					
SUPPLIES	278,059	278,059					
OTHER SERVICES & CHARGES	333,300	333,300					
CAPITAL OUTLAY	625,820	590,820	35,000				
TOTALS	1,957,008	1,922,008	35,000				
<b>UTILITY ADMINISTRATION</b>							
PERSONNEL	\$ 584,707					584,707	
SUPPLIES	29,000					29,000	
OTHER SERVICES & CHARGES	185,250					185,250	
CAPITAL OUTLAY	-					-	
TOTALS	778,957					778,957	
<b>DIRECTOR OF PUBLIC WORKS</b>							
PERSONNEL	\$ 159,997					159,997	
SUPPLIES	16,000					16,000	
OTHER SERVICES & CHARGES	79,615					79,615	
CAPITAL OUTLAY	2,000					2,000	
TOTALS	257,612					257,612	
<b>WATER OPERATIONS</b>							
PERSONNEL	\$ 504,765					504,765	
SUPPLIES	223,433					223,433	
OTHER SERVICES & CHARGES	130,247					130,247	
CAPITAL OUTLAY	434,856					434,856	
TOTALS	1,293,101					1,293,101	
<b>GAS OPERATIONS</b>							
PERSONNEL	\$ 375,903					375,903	
SUPPLIES	1,370,483					1,370,483	
OTHER SERVICES & CHARGES	85,615					85,615	
CAPITAL OUTLAY	2,407,670					2,407,670	
TOTALS	4,249,671					4,249,671	
<b>GARBAGE COLLECTION</b>							
PERSONNEL	\$ -					-	
SUPPLIES	-					-	
OTHER SERVICES & CHARGES	810,000					810,000	
CAPITAL OUTLAY	-					-	
TOTALS	810,000					810,000	

REGULAR MEETING SEPTEMBER 2, 2014

CITY OF PICAYUNE  
ADOPTED BUDGET  
FOR YEAR ENDING SEPTEMBER 30, 2015

	TOTAL BUDGET	GENERAL FUND	SPECIAL REVENUE FUNDS	CAPITAL PROJECTS FUND	AIRPORT FUND	ENTERPRISE FUNDS	DEBT SERVICE FUND
<b>ECONOMIC DEVELOPMENT</b>							
PERSONNEL	\$ 140,746		140,746				
SUPPLIES	45,000		45,000				
OTHER SERVICES & CHARGES	145,847		145,847				
CAPITAL OUTLAY	200,000		200,000				
TOTALS	531,693		531,693				
<b>AIRPORT OPERATION</b>							
PERSONNEL	\$ 57,868				57,868		
SUPPLIES	6,300				6,300		
OTHER SERVICES & CHARGES	55,756				55,756		
CAPITAL OUTLAY	550,000				550,000		
TOTALS	669,924				669,924		
<b>CEMETERY OPERATION</b>							
PERSONNEL	\$ 76,355					76,355	
SUPPLIES	7,897					7,897	
OTHER SERVICES & CHARGES	3,300					3,300	
CAPITAL OUTLAY	-					-	
TOTALS	87,642					87,642	
<b>COST OF LIVING RAISES</b>							
DEBT PAYMENTS	\$ 1,831,274					373,028	1,458,246
AID TO OTHER GOVERNMENTS	19,280	19,280					
TRANSFERS TO OTHER FUNDS	827,824	433,318	213,626	180,880		100,000	
OTHER							
TOTAL EXPENDITURES	19,619,721	8,580,341	790,319	180,880	669,924	7,950,011	1,458,246
ENDING CASH BALANCE	5,880,699	2,190,713	425,962	33,626	246,543	2,928,139	54,719
TOTAL EXPENDITURES & ENDING CASH BALANCE	\$ 25,500,420	10,771,054	1,206,381	214,506	916,467	10,878,147	1,512,965

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Stevens, and Gouguet

**VOTING NAY:** Council Members Bumpers and Breland

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**APPROVE THE 16<sup>TH</sup> SECTION LAND RENT ADJUSTMENT FOR LAND LEASE #125  
(FIRE STATION AND SPCA)**

Motion was made by Council Member Breland, seconded by Council Member Bumpers to approve the 16<sup>th</sup> Section Land Rent Adjustment Lease Amendment for Land Lease # 125 (Fire Station and SPCA)

## Picayune School District

DEAN SHAW  
Superintendent

706 Goodyear Blvd.  
Picayune, Mississippi 39466

VERA BEECH  
Federal Programs  
Curriculum Director

BRENT HARRELL  
Assistant Superintendent

(601) 798-3230  
Fax (601) 798-1742

WALT ESSLINGER  
Support Services Director

LISA PENTON  
Finance Director

August 13, 2014

City of Picayune  
203 Goodyear Blvd.  
Picayune, MS 39466  
Attn: Land Lease Dept.

RE: 16<sup>th</sup> Section Land - Rent Adjustment Lease Amendment  
Lease # 125

Dear Lessee:

In accordance with the "Rent Adjustment" clause of your 16<sup>th</sup> Section land lease with the Board of Trustees of the Picayune School District, we amended the lease to reflect the rent adjustment lease amount.

We need your signature on the original amended lease. Please sign and notarize the original lease. Once signed and notarized, please mail back to the Picayune School District. We will then send the signed original to the Pearl River County Tax office for recording.

If you have any questions regarding this matter, please do not hesitate to call me.

Sincerely,



Lisa Penton  
Finance Director

Indexing Instructions:  
1.13 acre(s), 16TH Section  
Lot 23A, City of Picayune, MS  
Pearl River County  
State # 16741

PLS# 125

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**Prepared by:**  
Picayune School District  
706 Goodyear Blvd.  
Picayune, MS 39466  
601-798-3230

**Return to:**  
Picayune School District  
706 Goodyear Blvd.  
Picayune, MS 39466  
601-798-3230

STATE OF MISSISSIPPI  
COUNTY OF PEARL RIVER

**16<sup>th</sup> SECTION LANDS**  
**RENT ADJUSTMENT OF LEASE**

WHEREAS that certain Commercial Lease Contract (hereinafter "base lease") dated **August 21, 1990** and unless sooner terminated as hereinafter provided, shall expire on **August 21, 2030** was executed by and between the Picayune School District Board of Education, as Lessor and **City of Picayune Fire/Dog** as lessee, whose address is 203 Goodyear Blvd., Picayune MS 39466, Location of Lease: 1700 Palestine Road and:

WHEREAS said base lease was filed for of record in the Office of the Chancery Clerk of Pearl River County, Mississippi, in Book **543**, Page **119-124** and;

WHEREAS said base lease covers the following described land in Pearl River County, Mississippi:

Section 16, Township 6 South, Range 17 West

Beginning at intersection of the East Row of Neal Road and the North Row of Palestine Road; thence go Southeast along North Row of Palestine Road 2334 feet more or less to the Point of Beginning; thence North 200 feet more or less thence East 200 feet to West Row of Pearl River Valley Railroad; thence follow West side of said Row South for 285 feet more or less to North side of Row of Palestine Road; thence North 66 degrees West 215 feet more or less to the Point of Beginning containing 1.13 acres more or less.

WHEREAS of said base lease allows for the review of the annual rent, pursuant to §29-3-1 Miss Code Ann (1972) as amended, on the 8<sup>th</sup>, 16<sup>th</sup>, 24<sup>th</sup>, and 32<sup>nd</sup> anniversary date of said lease; and

WHEREAS the Picayune School District has conducted its review of the leased premises as required by statute.

WITNESSETH:

Section 14 of said base lease, **State Lease # 16741** is amended as follows:

LESSEE agrees to pay each year the sum of **TWO THOUSAND SEVENTY FIVE DOLLARS & 00/100 (\$2,075.00)** as annual rent, in advance, for the term hereof, subject to rent adjustments as hereafter provided. The first annual payment has been made with the execution hereof, and a like amount, subject to adjustment, shall be due and payable on each anniversary date.

Said base lease shall remain in force and effect as to all other provisions.

**EXECUTED on this the 12<sup>th</sup> day of August, 2014.**

By: Ed Puro 9/2/14  
LESSEE: CITY OF PICAYUNE

Picayune School District

By: *Dan Hues*  
SUPERINTENDENT

By: *Edward Duhb*  
PRESIDENT,  
BOARD OF EDUCATION

ACKNOWLEDGMENT

STATE OF MISSISSIPPI  
COUNTY OF PEARL RIVER

PERSONALLY APPEARED before me, the undersigned authority in and for the said county and state, on this the 2<sup>nd</sup> day of SEPTEMBER 2014, within my jurisdiction, the within named CITY OF PICAYUNE, who acknowledged that he/she executed the above and foregoing instrument.

*Leslie Leann Smith*  
NOTARY PUBLIC



STATE OF MISSISSIPPI  
COUNTY OF PEARL RIVER

PERSONALLY APPEARED before me, the undersigned authority in and for said county and state, on this the 12<sup>th</sup> day of AUGUST, 2014, within my jurisdiction, the within named, DEAN SHAW, Superintendent of Schools and EDWARD STUBBS, School Board President, of the Picayune School District Board of Education, who acknowledged that in said representative capacity as Superintendent of Schools and President of the Board of Education of Picayune School District, Mississippi, they executed the above and foregoing instrument for and on behalf of said Board of Education, after first having been duly authorized so to do.



*Lori P. Cooper*  
\_\_\_\_\_  
(Notary Public)

**ADDRESS OF LESSOR:**

Picayune School District  
706 Goodyear Blvd.  
Picayune, MS 39466  
Telephone: 601-798-3230

**ADDRESS OF LESSEE:**

City of Picayune  
203 Goodyear Blvd.  
Picayune, MS 39466

**INDEXING INSTRUCTION**

SECTION: 16  
TOWNSHIP: 06S  
RANGE: 17W  
THIS RENT ADJUSTED LEASE WAS PREPARED BY: Lori Cooper

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouquet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**ACCEPT THE MISSISSIPPI DEVELOPMENT AUTHORITY INFRASTRUCTURE PROGRAM GRANT**

Motion was made by Council Member Gouguet, seconded by Council Member Valente to accept the Mississippi Development Authority Infrastructure Program Grant and authorize Mayor's signature.

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**MOTION TO RESCIND MORATORIUM PLACED ON LARGE BILLBOARD SIGNS**

Motion was made by Council Member Stevens, seconded by Council Member Bumpers to rescind moratorium placed on large billboard signs.

The motion was withdrawn.

**MOTION TO TABLE THE REQUEST TO RESCIND MORATORIUM PLACED ON LARGE BILLBOARD SIGNS ON THE ANNEXED INTERSTATE AREA**

Motion was made by Council Member Gouguet, seconded by Council Member Valente to table the request to rescind moratorium placed on large billboard signs on the annexed interstate area.

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**APPROVE SPECIAL USE PERMIT TO TOKYO SUSHI AND GRILL**

Motion was made by Council Member Valente, seconded by Council Member Bumpers to approve a Special Use Permit to Tokyo Sushi and Grill located at 704 Memorial Blvd. in accordance with Ordinance No. 900 for Alcoholic Beverages 8% by weight for beer and 8% by weight for light wine.

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**APPROVE THE CONSTRUCTION AND MAINTENANCE AGREEMENT FOR THE ROADWAY LIGHTING ALONG STATE ROUTE 43**

Motion was made by Council Member Stevens, seconded by Council Member Bumpers to approve the Construction and Maintenance Agreement for the Roadway Lighting along State Route 43 (Federal Aid Project STP-0400-00(030)LPA/105715-701000.

Mark C. McConnell  
Deputy Executive Director/  
Chief Engineer

Jackie Duckworth  
Deputy Executive Director/  
Administration



Melinda L. McGrath  
Executive Director

Tom King  
Southern District Commissioner

Kelly R. Castleberry  
District 6 Engineer

Albert L. White  
District 7 Engineer

---

P. O. Box 551 / Hattiesburg, Mississippi 39403-0055 / Telephone (601) 544-6511 / FAX (601) 544-0227 / GoMDOT.com

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16499-B Highway 49, Saucier, Mississippi 39574-9740  
August 25, 2014

Honorable Edward Pinero, Jr.  
Mayor, City of Picayune  
203 Goodyear Boulevard  
Picayune, MS 39466

RE: Construction & Maintenance Agreement  
Roadway Lighting along State Route 43  
Federal Aid Project STP-0400-00(030)LPA/106715-701000

Dear Mayor Pinero,

Attached are the duplicate copies of the Construction and Maintenance Agreement for the above referenced project for your review and processing. The agreement outlines responsibilities for construction and long term maintenance of the lighting system. Please execute the agreement in duplicate and return with governing council or board minutes signifying approval. Please mail to:

Mississippi Department of Transportation  
Attn: David Seyfarth  
16499-B Highway 49  
Saucier, MS 39574-9740

Should you need additional information, contact my office at 228-832-0682.

Sincerely,

  
David H. Seyfarth, PE, PS  
Special Projects Engineer

cc: Project File 16-10 w/ attachments



**MISSISSIPPI TRANSPORTATION COMMISSION AND CITY OF PICAYUNE**  
**AGREEMENT FOR CONSTRUCTION AND MAINTENANCE**  
**OF ROADWAY LIGHTING SYSTEM**  
**ON STATE ROUTE 43 FROM INTERSTATE 59 NORTH TO U.S. HIGHWAY 11**

This agreement, hereinafter referred to as AGREEMENT, which is to begin on the latest date of signing below and to continue until terminated by one of the parties as provided below, is entered into by and between the Mississippi Transportation Commission, hereinafter the COMMISSION, acting by and through the Mississippi Department of Transportation, and the City of PICAYUNE, Mississippi, hereinafter the CITY.

**WITNESSETH:**

**WHEREAS**, the CITY desires that the roadway section of State Route 43 from Interstate 59 north to U.S. Highway 11 be illuminated by a roadway lighting system, and has incorporated the plans for such a roadway lighting system in certain proposed work to be performed at that location, hereinafter referred to as the PROJECT; and

**WHEREAS**, the COMMISSION has determined that it will be in the best interest of the traveling public that the said roadway section be illuminated by the roadway lighting system; and

**WHEREAS**, the CITY and the COMMISSION have negotiated and intend to enter into a separate agreement which will provide for the respective responsibilities of the parties regarding financing the work on the PROJECT, and which includes a provision for compliance with Mississippi Employment Protection Act, that provision being incorporated herein by reference as if copied in this AGREEMENT in words and figures; and

**WHEREAS**, the City and the Commission wish to enter into this AGREEMENT to establish the respective responsibilities for construction and long-term maintenance of the roadway lighting system on State Route 43; and

REGULAR MEETING SEPTEMBER 2, 2014

STP-0400-00(030)LPA/106715-701000  
Lighting along SR43 from I-59 to US Hwy 11  
Picayune, MS

**WHEREAS**, the CITY and the COMMISSION have the authority to enter into this agreement under the provisions of Sections 65-1-8(p) and 65-1-75 of Miss. Code Ann. (1972), as amended.

**NOW THEREFORE**, for and in consideration of the mutual covenants herein contained, the parties hereto agree as follows:

**I**

The CITY will let to contract Project No. STP-0400-00(030)LPA/106715-701000, for the installation of the roadway lighting system for the said roadway section. The system is to be completed and in working order to comprise a fully operational unit to satisfactorily illuminate the said roadway to acceptable standards. All costs of materials and installation will be paid by the CITY.

**II**

The CITY, upon completion of the PROJECT and written notification of satisfactory completion by the COMMISSION, will accept, assume, and "take-over" for complete maintenance the roadway lighting system on said roadway section, including any and all replacement parts, and the cost of electrical service to operate the system and all incidentals necessary to maintain this system in a safe and satisfactory manner. These obligations will continue unless and until this AGREEMENT is cancelled in the manner provided below.

**III**

The COMMISSION will grant to the CITY an easement or other appropriate property interest to, over, and on the COMMISSION'S property necessary to reach the location of the roadway lighting facilities and the buried electrical cable to maintain same as required. All

REGULAR MEETING SEPTEMBER 2, 2014

STP-0400-00(030)LPA/106715-701000  
Lighting along SR43 from I-59 to US Hwy 11  
Picayune, MS

traffic control will be provided in accordance with the most current version of the *Manual on Uniform Traffic Control Devices*.

**IV**

After completion and acceptance of the PROJECT either party hereto may terminate this AGREEMENT by providing to the other party written notification of termination. Said notification must be provided at least thirty (30) days prior to the date of termination to the other party at the Notification Addresses appearing below.

**V**

Any modification to the roadway/bridge designs by the COMMISSION will result in the COMMISSION incorporating adjustment of the system in its design. The CITY's responsibility for continued maintenance/operational cost of the roadway lighting system will remain unaffected.

**VI**

Upon termination of the AGREEMENT by either party, the roadway lighting system may, at the election of the COMMISSION, be removed by the COMMISSION. In the event that the CITY elects to terminate the AGREEMENT, the CITY agrees to reimburse the COMMISSION for the cost of removal. Regardless of which party terminates the AGREEMENT, the lighting equipment will remain the property of the COMMISSION.

**VII**

NOTIFICATION ADDRESSES:

Any notice required under this Agreement shall be made to the appropriate party at the following addresses:

REGULAR MEETING SEPTEMBER 2, 2014

STP-0400-00(030)LPA/106715-701000  
Lighting along SR43 from I-59 to US Hwy 11  
Picayune, MS

THE COMMISSION: District Six Engineer  
Mississippi Department of Transportation  
P.O. Box 551  
Hattiesburg, MS 39403

THE CITY: Mayor  
The City of Picayune, Mississippi  
203 Goodyear Boulevard  
Picayune, MS 39466

**VIII**

GENERAL PROVISIONS:

AMENDMENT - This Agreement may be amended in writing as mutually agreed upon by the parties in writing.

SEVERABILITY - Should any provision of this agreement be found to be unconstitutional, or otherwise be contrary to the laws of the State of Mississippi or the United States of America, to the extent that it is reasonably possible to do so, the remainder of this agreement shall remain in full force and effect.

THIRD PARTY BENEFICIARY - It is not intended by any of the provisions of this contract to create in the public or any member thereof as a third party beneficiary or to authorize any one not a party to this contract to maintain a suit for personal injury contractual damage or property damage pursuant to the provisions of this contract. The duties obligations and responsibilities of the parties to this contract with respect to third parties shall remain as imposed by law.

LEGAL RESPONSIBILITY- Unless specifically agreed to elsewhere, the parties hereto agree that the COMMISSION has no authority to select, supervise, or compensate any contractor

REGULAR MEETING SEPTEMBER 2, 2014

STP-0400-00(030)LPA/106715-701000  
Lighting along SR43 from I-59 to US Hwy 11  
Picayune,MS

or employee engaged by the CITY to perform work on the PROJECT, and the CITY takes full responsibility for those functions. The CITY has designed the PROJECT, and takes full responsibility for the quality, accuracy, and completeness of the design. No employee, agent, or contractor of the CITY will, under the provisions of this AGREEMENT, be entitled to any right or benefit accorded to any contractor, agent, or employee of the COMMISSION or the Mississippi Department of Transportation.

All parties hereto represent that they have authority to enter into this CONTRACT and certified copies of the applicable CITY or Commission Orders are attached hereto.

(The remainder of this page intentionally blank)

STP-0400-00(030)LPA/106715-701000  
Lighting along SR43 from I-59 to US Hwy 11  
Picayune,MS

**IN WITNESS WHEREOF**, the COMMISSION and the CITY, each binds itself, or its successors, and assigns to the other party of this **AGREEMENT**, and to the successors and assigns of each party in respect of all covenants of this **AGREEMENT**.

**FOR THE CITY OF PICAYUNE, MISSISSIPPI**

*Ed Pinero*  
\_\_\_\_\_  
MAYOR



ATTEST: *Sean Smith*

(SEAL)

**MISSISSIPPI TRANSPORTATION  
COMMISSION**

**BY AND THROUGH**

\_\_\_\_\_  
**MELINDA L. McGRATH, P.E.  
EXECUTIVE DIRECTOR  
MISSISSIPPI DEPARTMENT OF  
TRANSPORTATION**

BOOK \_\_\_\_\_ PAGE \_\_\_\_\_

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouquet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**APPROVE SURPLUS PROPERTY**

Motion was made by Council Member Breland, seconded by Council Gouguet to approve request from Police Department to authorize surplus for auction property described as 2001 Dodge pick-up truck.

**CITY OF PICAYUNE**

**AUTHORIZATION TO SURPLUS**

COMPLETE IN DUPLICATE

PROPERTY IDENTIFICATION NUMBER (SERIAL #): 1B7HC16X41S258774

DESCRIPTION: 2001 DODGE PICK UP TRUCK

RESPONSIBLE PARTY: PICAYUNE POLICE DEPARTMENT

CURRENT LOCATION OF PROPERTY. PICAYUNE POLICE DEPARTMENT SEIZURE YARD

LOCATION AFTER SURPLUS AUTHORIZATION: TURNING POINT AUCTION

**RECOMMENDED DISPOSITION OF PROPERTY:**

- DISCARD, JUNK
- SELL AS SCRAP
- SELL/SURPLUS AS USABLE EQUIPMENT OR PARTS
- TRADE - IN ON PURCHASE OF NEW EQUIPMENT

REASON FOR SURPLUS OF PROPERTY: THIS VEHICLE IS A DRUG SEIZURE AND WAS FORFEITED TO THE POLICE DEPARTMENT THROUGH THE CIRCUIT COURT.IT WOULD BEST BE UTILIZED BEING SENT TO AUCTION WITH THE PROCEEDS GOING TO THE SPECIAL POLICE DRUG FUND.

**REQUEST:**

SIGNATURE OF DEPARTMENT CHIEF \_\_\_\_\_  
IF TRANSFERRED TO ANOTHER CITY DEPARTMENT, ENTER DATE TRANSFERRED \_\_\_\_\_

RECEIVED BY DEPARTMENT: \_\_\_\_\_  
SIGNATURE OF DEPARTMENT SUPERVISOR

\_\_\_\_\_  
SIGNATURE OF CITY MANAGER DATE OF SIGNATURE

59

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**AUTHORIZE OUT OF STATE TRAVEL FOR RICKY SAUL**

Motion was made by Council Member Breland, seconded by Council Member Valente to authorize out of state travel for Firefighter Ricky Saul to go to Socorro, New Mexico, October 6-10, 2014 for the purpose of IRTB bomb training class.

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

**APPROVE T-HANGAR LEASE AGREEMENT BY AND BETWEEN THE CITY OF PICAYUNE AND MR. MALCOLM HARTMAN AND MR. RANDAL MCGEE**

Motion was made by Council Member Gouguet, seconded by Council Member Stevens to authorize Mayor's signature on T-Hangar Lease Agreement by and between the City of Picayune and Mr. Malcolm Hartman and Mr. Randal McGee.

STATE OF MISSISSIPPI  
COUNTY OF PEARL RIVER

**T-HANGAR LEASE AGREEMENT**

This T-Hangar Lease Agreement made and entered into this, the **September 2, 2014** by and between the City of Picayune, hereinafter referred to as "Lessor" and the **Malcolm Hartman and Randal McGee** hereinafter referred to as the "Lessees",

**WITNESSETH:**

For and in consideration of the rents, covenants and agreements hereinafter-contained Lessor does hereby rent and lease unto Lessees the following:

1. **PREMISES**

Lessor does hereby lease and let to Lessees **T-Hangar No I-11** located at the Picayune Municipal Airport, Picayune, Mississippi, together with reasonably necessary rights of access across Lessor's adjoining areas. Lessees has inspected the T-Hangar and accepts the T-Hangar in its present condition.

2. **TERMS**

The term of this Agreement shall be **Yearly**, with the term to begin on **September 2, 2014** and continue thereafter yearly until either party gives notice of termination or default by Lessees. Either party may terminate this Agreement by giving thirty (30) days written notice to the other party of its intent to terminate this Agreement, regardless of breach or compliance of either party.

3. **RENT**

Lessees shall pay, as rent for the use of the described Hangar, the amount of **\$225.00** per month plus a **\$225.00** hangar deposit fee is due at the inception of this contract. Said rent shall be payable by mail to the Picayune

Municipal Airport, 203 Goodyear Blvd., Picayune, Mississippi 39466, or by personal delivery to the Picayune Municipal Airport office at 148 Runway Road, Picayune, Mississippi. Lessor may change the rent from time-to-time by giving the Lessees a thirty-days written notice.

4. **REPAIRS AND MAINTENANCE**

Lessees shall be responsible for timely repairs, replacements and maintenance of the building structure, foundation, exterior walls, and roof. Lessees shall be responsible and liable for any damage to the hangar caused by Lessee's use of the hangar, including but not limited to, bent or broken interior walls, damage to floors due to fuel and oil spillage, door damage due to the Lessee's improper or negligent operation. Lessees shall make no alterations, modifications or additions to the hangar without the prior written permission of Lessor.

5. **USE OF PREMISES**

The hangar whereby leased shall be used only for the storage of aircraft owned or leased by Lessees. No maintenance of the stored aircraft shall be conducted in the Hangar except such minor maintenance as would normally be performed by an aircraft owner without the benefit of an aircraft mechanic. Lessees further agrees that no commercial aviation activities shall be conducted at the Picayune Municipal Airport without the express written permission of the Lessor. Commercial Aviation activities include, but are not limited to aircraft rental, charter, aircraft leasing, flight instruction, aerial survey and aerial photography, etc. The storage of fuel or other flammable materials in the Hangar is strictly prohibited. The Lessees shall not engage in any illegal activity and shall abide by all Federal, State, and FAA regulations and the City of Picayune

Airport Minimum Standards and Rules and Regulations.

6. **INDEMNIFICATION**

Lessees shall keep, protect and save harmless, Lessor from any loss, cost, claim, judgment or expense of any sort or nature, and from any liability to any person, on account of any injury, damage or death to any person, or property arising out of any use of the leased premises by Lessees, its agents, or any other party or person acting under the direction or control of Lessees.

7. **INSPECTION**

The Lessor may enter the leased Hangar at reasonable times to inspect the premises.

8. **SECURITY**

Lessees agrees to abide by and cooperate with Lessor in the enforcement and implementation of all airport security regulations. Security of the Hangar shall be the responsibility of Lessees. Lessees agrees to provide Lessor with a key to any lock or locking device used to secure the Hangar. Lessor agrees that the key will be used only in case of emergency or for inspection of the premises.

9. **UTILITIES**

Lessees shall pay electrical utility. Lessees shall use light fixtures for its intended purpose only and shall not alter the existing electrical facilities. Lessees shall not operate any air conditioners, refrigerators, large heaters, or other similar appliances. Outlets, when available, may be used only for operation of droplights, small hand tools, etc. No permitted electrical appliances or other electrical devices shall be connected into the outlet when the Lessees is not present. Lessor will provide basic water and sewer services to the hangar.

10. **HAZARDOUS SUBSTANCES**

Lessees shall not cause or permit any hazardous substances to be brought upon, kept or used in, on or about the hangar by Lessees, its agents or invitees, and Lessees, by execution of this Lease, covenants, warrants and represents to Lessor that it will keep the lease premises free from any and all unlawful contamination with hazardous substances and that it will hold Lessor harmless from any loss or damage with respect thereto and that Lessees will be solely responsible for any and all costs and expenses incurred for remediation in the event the same is required. Violation of this provision shall mean immediate termination of this Lease, which said termination, shall not relieve the Lessees from its liability hereunder.

11. **SUBLEASE/ASSIGNMENT**

Lessees shall not have the right to sublet the T-Hangar leased under this agreement, nor shall the Lessees have the right to assign this Lease without the express written consent of the Lessor. Storage of aircraft not belonging to or leased by the Lessees shall be construed as a sublease, and unless approved by the Lessor, shall be grounds for termination of this Lease.

12. **DEFAULT**

In the event Lessees shall default in the payment of any installment of rent or other sum herein specified and such default shall continue for ten (10) days after written notice thereof, or if Lessees shall default in the observance or performance of any other of the Lessee's covenants, agreements, or obligations hereunder and such default shall not be corrected within thirty (30) days after written notice thereof, then the Lessor shall have the right to take complete possession of the leased premises, to declare the term of this Lease ended, and

remove any of the Lessee's personal effects, without prejudice to any remedies which might be otherwise used for arrears of rent or other default.

**13. FORCE MAJEURE**

In the event of a natural disaster or other unforeseen event including, but not limited to, flooding, major wind or storm damage or fire, Lessor may, at its option and with or without notice, terminate this Lease.

**14. INSURANCE**

Lessee agrees to be responsible for maintaining liability insurance in an amount not less than \$100,000.00 during the term of this Lease. Lessee shall deliver to Lessor an annual certificate demonstrating that insurance is paid and copies of the insurance policy issued by the insurance company. Lessor will be named an insured and loss payee under the policy. Lessee is solely responsible for maintaining insurance coverage on the contents of the T-Hangar.

**15. SURRENDER OF PREMISES**

Upon expiration of this Agreement for any reason, Lessee shall peacefully surrender and deliver possession of the leased premises to Lessor in as good condition and repair as at the inception of this Agreement, normal wear and tear accepted.

**16. NOTICES**

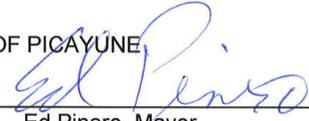
Should any notices be required to be given to the respective parties, the notice shall be given in writing by registered or certified mail at the following addresses or at such other addresses as may be substituted by subsequent notices to-wit:

As to Lessor: City Manager  
203 Goodyear Blvd.  
Picayune, MS 39466

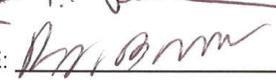
At to Lessees: Malcolm Hartman Randal McGee  
119 Sherwood Dr. 174 Colony Rd.  
Bell Chasse LA. 70037 Bell Chasse, LA 70037  
504-957-4756 504-339-3135

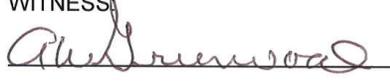
WITNESS the signatures of the parties hereto, this the 2<sup>nd</sup> day of September 2014.

LESSOR: CITY OF PICAYUNE

BY:   
Ed Pinero, Mayor

ATTEST:   
City Clerk

  
LESSEE: 

WITNESS: 

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouquet

**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 Breland, seconded by Council Member Valente to recess until Tuesday, September 16, 2014 at 5:00 pm.

The following roll call was made:

**VOTING YEA:** Mayor Ed Pinero, Council Members Valente, Bumpers, Stevens, Breland and Gouguet

**VOTING NAY:** None

**ABSENT AND NOT VOTING:** None

**ABSTAINING AND NOT VOTING:** None

The motion was declared carried.

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Ed Pinero, Mayor

ATTEST:

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Amber Hinton, City Clerk