

**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, August 20, 2019, 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 Jon Filkins, followed by the Pledge of Allegiance led by Council Member Larry Breland.

ORDER TO APPROVE MINUTES

Motion was made by Council Member Stevens, seconded by Council Member Gouguet to approve the Minutes for the City of Picayune dated August 6, 2019.

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 PRIVILEGE LICENSE REPORT

Motion was made by Council Member Stevens, seconded by Council Member Gouguet to acknowledge receipt of monthly Privilege License report for the month of July 2019.

Run: 8/14/2019 @ 11:42 AM Page: 1

City of Picayune
Browse receipts [All, GENERAL FUND - OPERATING, Register - tb, By receipt date]

Receipt#	Date	Deposit To	Drawer	Type	Reference	Lookup	Name	Description	Void Reason	Received	Deposit Date	We
Dep 810117	7/03/2019	GENERAL FUND - OPERATING	Register - tb	Check	0003261	35172	RELAX POOLS & SPA	2018-2019		20.00	7/03/2019	
Dep 810200	7/03/2019	GENERAL FUND - OPERATING	Register - tb	Check	0000109	34691	NETTLES BOOKKEEPING & TAX SERVICE			24.00	7/03/2019	
Dep 810202	7/03/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001657	28337	MCCRACKING PLUMBING LLC			151.00	7/03/2019	
Dep 810203	7/03/2019	GENERAL FUND - OPERATING	Register - tb	Check	0004071	35157	KIDS CLUBHOUSE #2			322.00	7/03/2019	
Dep 810204	7/03/2019	GENERAL FUND - OPERATING	Register - tb	Check	0005396	27774	HATTIESBURG CLINIC - PICAYUNE			100.00	7/03/2019	
Dep 810206	7/03/2019	GENERAL FUND - OPERATING	Register - tb	Check	0029702	30545	HERITAGE HOMES, INC.,			237.00	7/03/2019	
Dep 810208	7/03/2019	GENERAL FUND - OPERATING	Register - tb	<none>						0.00	7/03/2019	
Dep 810435	7/08/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001988	32262	APRIL'S OF PICAYUNE	2018-2019		47.60	7/17/2019	
Void 810664	7/08/2019	GENERAL FUND - OPERATING	Register - tb	Visa	0060917	35173	THE GATHERING PLACE WOMEN'S APOTHECARY		CREDIT CARD MOVED TO UTILITY FUND	70.00		
Dep 810988	7/09/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001504	18267	GOODYEAR PROPERTIES			84.84	7/17/2019	
Void 811005	7/09/2019	GENERAL FUND - OPERATING	Register - tb	Visa	0009209	35176	PERSONAL TOUCH ANSWERING SERVICE		CREDIT CARD	50.00		
Void 811010	7/09/2019	GENERAL FUND - OPERATING	Register - tb	Visa	0009209	35176	PERSONAL TOUCH ANSWERING SERVICE	Void receipt 811005	CREDIT CARD	-50.00		
Void 811013	7/08/2019	GENERAL FUND - OPERATING	Register - tb	Visa		35173	THE GATHERING PLACE WOMEN'S APOTHECARY	Void receipt 810664	CREDIT CARD MOVED TO UTILITY FUND	-70.00		
Dep 811018	7/09/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001601	35125	CHADWICK, AMY L			119.00	7/17/2019	
Dep 811019	7/09/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001658	31691	MCCRACKING PLUMBING			88.00	7/17/2019	
Dep 811021	7/09/2019	GENERAL FUND - OPERATING	Register - tb	Check	0002410	34140	HIX SNEDEKER COMPANIES, LLC			100.00	7/17/2019	
Dep 812472	7/12/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001010	28479	SNOWIZ SNOWBALL'S & NACHOS	2018-2019		47.60	7/17/2019	
Dep 812569	7/12/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001743	32944	CHARLES LEE			317.00	7/17/2019	

b

Receipt#	Date	Deposit To	Drawer	Type	Reference	Lookup	Name	Description	Void Reason	Received	Deposit Date	Web
Dep 812571	7/12/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001183	35182	PD ELECTRIC & MAINTENANCE LLC			50.00	7/17/2019	
Dep 812574	7/12/2019	GENERAL FUND - OPERATING	Register - tb	Check	0008332	30809	A-1 ELECTRIC			75.00	7/17/2019	
Dep 812575	7/12/2019	GENERAL FUND - OPERATING	Register - tb	Check	0000272	30808	DELUXE AC AND HEATING			70.00	7/17/2019	
Dep 812577	7/12/2019	GENERAL FUND - OPERATING	Register - tb	Check	0000272	30808	DELUXE AC AND HEATING			131.00	7/17/2019	
Dep 813556	7/17/2019	GENERAL FUND - OPERATING	Register - tb	Check	0000274	30808	DELUXE AC AND HEATING			79.00	7/17/2019	
Dep 813567	7/17/2019	GENERAL FUND - OPERATING	Register - tb	<none>						0.00	7/17/2019	
Dep 815332	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0027828	30883	FSK ELECTRIC COMPANY			25.00	7/28/2019	
Dep 815333	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001748	32944	CHARLES LEE			63.00	7/28/2019	
Dep 815334	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0008343	30809	A-1 ELECTRIC			75.00	7/28/2019	
Dep 815336	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0008352	30809	A-1 ELECTRIC			100.00	7/28/2019	
Dep 815337	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0002532	30893	COLLINS ELECTRIC			25.00	7/28/2019	
Dep 815341	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001294	34104	TITUS CONSTRUCTION			1,684.00	7/28/2019	
Dep 815342	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0010250	34484	NICK'S HEATING & AIR CONDITIONING			25.00	7/28/2019	
Dep 815345	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0002528	30893	COLLINS ELECTRIC			115.00	7/28/2019	
Dep 815348	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0007740	27983	MARTIN JARVIS JEWELERS			50.00	7/28/2019	
Dep 815348	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0001181	35214	OLE SOUTH A/C & HEATING			88.00	7/28/2019	
Dep 815351	7/28/2019	GENERAL FUND - OPERATING	Register - tb	Check	0002219	35213	ABUNDANT ELECTRIC			300.00	7/28/2019	
OL Dep 815356	7/28/2019	GENERAL FUND - OPERATING	Register - tb	<none>						0.00	7/28/2019	

\$593.04

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 PUBLIC RECORDS REQUEST REPORT

REGULAR MEETING AUGUST 20, 2019

Motion was made by Council Member Stevens, seconded by Council Member Gouquet to acknowledge receipt of monthly Public Records Request report for the month of July 2019.

CITY OF PICAYUNE REPORT OF PUBLIC RECORDS REQUESTS JULY 2019				
DATE	PERSON REQUESTING	SUBJECT MATTER	DATE FILLED/ DENIED	ACTION
07/31/19	PICAYUNE HOUSING AUTHORITY	FINGERPRINTS & RECORD'S CHECK	07/31/19	APPROVED
07/31/19	MARK DANIEL	INCIDENT REPORT # 2019-07-2095	07/31/19	APPROVED
07/31/19	MANDY MORGAN	ACCIDENT REPORT # 2019-05-1586	07/31/19	APPROVED
07/31/19	EDUARDE ROACH	ACCIDENT REPORT # 2019-07-2150	07/31/19	APPROVED
07/30/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-07-1581	07/30/19	APPROVED
07/30/19	ANTONIO SANCHEZ	RECORD'S CHECK	07/30/19	APPROVED
07/30/19	MARY E FERRELL	RECORD'S CHECK	07/30/19	APPROVED
07/29/19	HENRIETT BREWER	ACCIDENT REPORT # 2019-07-2533	07/29/19	APPROVED
07/29/19	TERRY KALADE	ACCIDENT REPORT # 2019-07-2245	07/29/19	APPROVED
07/29/19	JENNIFER DUPRE	ACCIDENT REPORT # 2019-07-2625	07/29/19	APPROVED
07/22/19	AMBER ALMOND	ACCIDENT REPORT #2019-07-1701	07/22/19	APPROVED
07/22/19	JASON SMITH	ACCIDENT REPORT # 2019-06-1431	07/22/19	APPROVED
07/22/19	JOHN BINDEWALD	RECORD'S CHECK	07/22/19	APPROVED
07/16/19	RICHARD LUMPKIN	RECORD'S CHECK	07/16/19	APPROVED
07/15/19	DIAMOND MONQUIE BRIDGES	RECORD'S CHECK	07/15/19	APPROVED
07/11/19	SABRINA CALLENDER	ACCIDENT REPORT # 2019-07-1085	07/11/19	APPROVED
07/11/19	BRUCE BARBER	RECORD'S CHECK	07/11/19	APPROVED
07/03/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-06-1378	07/03/19	APPROVED
07/03/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-06-0562	07/03/19	APPROVED
07/03/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-06-2406	07/03/19	APPROVED
07/03/19	PCA INVESTIGATIONS	ACCIDENT REPORT # 2019-06-2226	07/03/19	APPROVED
07/03/19	METROPOLITAN REPORTING BUREAU	INCIDENT REPORT # 2019-06-1347	07/03/19	APPROVED
07/01/19	JESSE SECONDINE	INCIDENT REPORT # 2019-06-2500	07/01/19	APPROVED
07/01/19	TONYA STOCKSTILL	ACCIDENT REPORT # 2019-06-2226	07/01/19	APPROVED
07/01/19	WANDA SHOEMAKE	ACCIDENT REPORT # 2019-06-2411	07/01/19	APPROVED
07/01/19	LESLIE NICKELSON	ACCIDENT REPORT # 2019-06-2046	07/01/19	APPROVED
07/10/19	FARM BUREAU	ACCIDENT REPORT # 2019-0-2172	07/10/19	APPROVED
07/10/19	FARM BUREAU	ACCIDENT REPORT # 2019-06-2724	07/10/19	APPROVED
07/10/19	FARM BUREAU	ACCIDENT REPORT # 2019-06-2411	07/10/19	APPROVED
07/10/19	FARM BUREAU	ACCIDENT REPORT # 2019-06-2692	07/10/19	APPROVED
07/10/19	FARM BUREAU	ACCIDENT REPORT # 2019-06-2717	07/10/19	APPROVED
07/10/19	FARM BUREAU	ACCIDENT REPORT # 2019-06-2953	07/10/19	APPROVED
07/10/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-06-2186	07/10/19	APPROVED
07/10/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-05-0868	07/10/19	APPROVED
07/10/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-05-2175	07/10/19	APPROVED
07/10/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-05-1491	07/10/19	APPROVED
07/30/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-07-2245	07/30/10	APPROVED
07/30/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-07-2156	07/30/19	APPROVED
07/30/19	METROPOLITAN REPORTING BUREAU	INCIDENT REPORT # 2019-06-1272	07/30/19	APPROVED
07/20/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-07-2150	07/20/19	APPROVED
07/24/19	LEXIS NEXIS	ACCIDENT REPORT # 20119-07-0906	07/24/19	APPROVED
07/20/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-07-1154	07/20/19	APPROVED
07/24/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-07-1075	07/24/19	APPROVED
07/24/19	LEXIS NEXIS	ACCIDENT REPORT # 2019-07-1085	07/24/19	APPROVED
07/24/19	FARM BUREAU	INCIDENT REPORT # 2019-07-1938	07/24/19	APPROVED

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 AND APPROVE PLANNING COMMISSION MINUTES DATED JUNE 11, 2019

Motion was made by Council Member Stevens, seconded by Council Member Gouguet to accept and approve a copy of minutes from Planning Commission meeting dated June 11, 2019.

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.

ACCEPT COPY OF PLANNING COMMISSION MINUTES DATED AUGUST 13, 2019

Motion was made by Council Member Stevens, seconded by Council Member Gouguet to accept a copy of minutes from Planning Commission meeting dated August 13, 2019.

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 OATH OF OFFICE FOR DEPUTY COURT CLERK

Motion was made by Council Member Stevens, seconded by Council Member Gouguet to acknowledge Oath of Office for Deputy Court Clerk Dawson Lomax.

OATH OF OFFICE

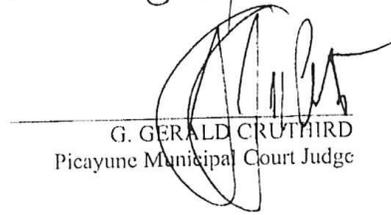
THE STATE OF MISSISSIPPI

CITY OF PICAYUNE

I, Dawson Lomax, do solemnly swear that I will faithfully support the Constitution of the United States and the Constitution of the State of Mississippi, and obey the laws thereof, that I am not disqualified from holding the office of Municipal Court Deputy Clerk of the City of Picayune in said state; that I will faithfully discharge the duties of the office upon which I am about to enter, SO HELP ME GOD.



Sworn to and subscribed before me, this 17th day of July, 2019
20 .



G. GERALD CRUTHIRD
Picayune Municipal Court Judge

28

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.

AUTHORIZE OUT OF STATE TRAVEL FOR COURT CLERK

Motion was made by Council Member Breland, seconded by Council Member Stevens to authorize out of state travel for Lisa Albritton to attend the Court Technology Conference in New Orleans, LA, September 9-12, 2019.

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.

OPEN PUBLIC HEARING ON THE PROPOSED BUDGET AND PROPOSED TAX LEVIES FOR FY 2020

Motion was made by Council Member Valente, seconded by Council Member Stevens to open the Public Hearing on the proposed budget and proposed tax levies for FY 2020.

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.

CLOSE PUBLIC HEARING ON THE PROPOSED BUDGET AND PROPOSED TAX LEVIES FOR FY 2020

Motion was made by Council Member Gouguet, seconded by Council Member Stevens to close the public hearing on the proposed budget and proposed tax levies for FY 2020.

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 ORDINANCE NO. 949 THE FY 2020 TAX LEVY FOR THE CITY OF PICAYUNE

Motion was made by Council Member Valente, seconded by Council Member Gouguet to adopt the FY 2020 Tax Levy for the City of Picayune.

ORDINANCE NO. 949

AN ORDINANCE FIXING THE LEVY FOR THE MUNICIPAL TAXES FOR THE CITY OF PICAYUNE, MISSISSIPPI FOR THE FISCAL YEAR 2019-2020, BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020.

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 38.61 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 2019-2020, for the following purposes, to-wit:

GENERAL FUND (Authority: MS Code of 1972, Section 27-39-307)	24.71
¼ MILL FIRE LEVY	.25
LONG TERM DEBT	10.93
PEARL RIVER COUNTY LIBRARY SYSTEM	1.88
TAX COLLECTION COSTS	.84
TOTAL FOR ALL MUNICIPAL PURPOSES	38.61

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 Gouguet, and was adopted by the following roll call vote:

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

VOTING NAY: None

ABSENT AND NOT VOTING: None

Whereupon the Mayor declared that the motion was carried, and Ordinance adopted, on this 20th day of August 2019.

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 2020 PICAYUNE SEPARATE SCHOOL DISTRICT TAX LEVY

Motion was made by Council Member Breland, seconded by Council Member Gouguet to adopt the FY 2020 Picayune Separate School District Tax Levy.

ORDINANCE NO. 950

AN ORDINANCE FIXING THE LEVY FOR THE PICAYUNE SEPARATE SCHOOL DISTRICT FOR THE FISCAL YEAR 2019-2020, BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020.

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

SECTION 1. That a levy of 61.01 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 2019-2020, for the following purposes, to-wit:

FOR SCHOOL COSTS (Authority: MS Code of 1972, Section 37-57-1, et. Seq.)	56.94
FOR THREE MILL NOTE	1.90
GED CLASSES	.97
FOR TAX COLLECTION COSTS (Authority: MS Code of 1972 Section 37-57-1, et. Seq.)	1.20
TOTAL FOR ALL SCHOOL PURPOSES	61.01

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 Breland, seconded by Council Member Gouguet, and was adopted by the following roll call vote:

VOTIENG YAY: Mayor Ed Pinero, Council Members Gouguet, Bumpers, Valente, Breland, and Stevens

VOTING NAY: None

ABSENT AND NOT VOTING: None

Whereupon the Mayor declared that the motion was carried, and Ordinance adopted, on this 20th day of August 2019.

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 MEMORANDUM OF UNDERSTANDING AND PARTNERSHIP AGREEMENT WITH PEARL RIVER VALLEY OPPORTUNITY, INC

Motion was made by Council Member Breland, seconded by Council Member Gouguet to approve the Memorandum of Understanding and Partnership Agreement with Pearl River Valley Opportunity, Inc.



Pearl River Valley Opportunity, Inc.

Post Office Box 188 • 756 Hwy. 98 Bypass
Columbia, Mississippi 39429-0188
Telephone: 601-736-9564 • Fax: 601-736-6268
Website: www.prvoinc.org
Helmon Johnson, Executive Director



Memorandum of Understanding & Partnership Agreement

Pearl River Valley Opportunity, Inc. (PRVO, Inc.)

**And
City of Picayune
203 Goodyear Boulevard
Picayune, MS 39466**

This agreement is made and entered on August 1, 2019 between Pearl River Valley Opportunity, Inc. and City of Picayune. This agreement is contingent upon Pearl River Valley Opportunity, Inc. receiving funds for the Community Service Block Grant (CSBG) and Low-Income Home Energy Assistance Program (LIHEAP) from the Mississippi Department of Human Services Division of Community Services.

As part of this agreement, Pearl River Valley Opportunity, Inc. will;

- Pool resources with service providers in City of Picayune
- Provide direct financial assistance to vendors for income eligible customers
- Provide comprehensive services and implement programs designed to promote self-sufficiency, remove barriers, and improve communities

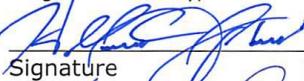
As part of this agreement, City of Picayune will support PRVO, Inc. efforts in enhancing individuals, families, and communities by:

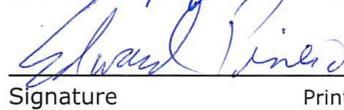
- Referring eligible customers to the PRVO
- Coordinate community efforts with PRVO

Both parties also agree to the following guidelines:

Each party is responsible for its own documentation to be made on the services provided. It is agreed by both parties that the content of the Memorandum of Understanding will be renewed, evaluated and updated if deemed necessary.

Both parties agree that no element of this agreement will be constructed to imply any form of financial obligation or liability, nor confer on one party the capacity to represent or act as an agent of the other.

 _____ Helmon Johnson, Executive Director 7-15-19
Signature Printed Name & Title of PRVO Authorized Official Date

 _____
Signature Printed Name & Title of Agency Authorized Official Date

PRVO, Inc. does not discriminate on the grounds of race, religion, color, sex, familial status, age, national origin or handicap in any program or employment.

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 951 CONCERNING REMOVAL, IMPOUNDMENT, TOWING AND STORING VEHICLES

Motion was made by Council Member Gouguet, seconded by Council Member Stevens to approve Ordinance No. 951 to amend Section 90-15 of the Code of Ordinances of the City of Picayune concerning removal, impoundment, towing and storing of vehicles.

ORDINANCE NO. 951

AN ORDINANCE TO AMEND SECTION 90-15 OF THE CODE OF ORDINANCES OF THE CITY OF PICAYUNE CONCERNING REMOVAL, IMPOUNDMENT, TOWING AND STORING OF VEHICLES

WHEREAS in the City of Picayune, there is presently in effect Section 90-15 of the Code of Ordinances of the City of Picayune of the Code of Ordinances of the City of Picayune;

WHEREAS, Section 90-15 has previously been amended by the enactment of various Ordinances, including, but not limited to, Ordinance Numbers 597, 681, 682, 683, 760, 761 and 769;

WHEREAS, it is necessary to amend said Section 90-15 to reduce the cost of applying and enforcing said Ordinance; and,

NOW THEREFORE, BE IT Ordained by the Mayor and City Council of the City of Picayune, that Section 90-15 of the Municipal Code be amended to read as follows, to-wit:

SECTION - ONE

Section 90-115: Removal, Impoundment, Towing and Storing of Vehicles:

(A) Authority for Removal and Impoundment; circumstances Necessitating Impoundment: Members of the Picayune Police Department (“Department”) are hereby authorized to remove a vehicle from a street or highway to the nearest garage or other place of safety, or to a garage designated or maintained by the police department or otherwise maintained by the city under the circumstances hereinafter enumerated:

1. When any vehicle is left unattended upon any bridge, viaduct or causeway, or in any tube or tunnel where such vehicle constitutes an obstruction to traffic;
2. When a vehicle upon a street or highway is so disabled as to constitute an obstruction to traffic and the person in charge of the vehicle is by reason of physical injury incapacitated to such an extent as to be unable to provide for its custody or removal;
3. When any vehicle is left unattended upon a street or highway and is so parked illegally as to constitute a definite hazard or obstruction to the normal movement of traffic;
4. When the driver of any vehicle is taken into custody by the police department and such vehicle would thereby be left unattended on the street or highway.
5. When the removal of a vehicle is necessary in the interest of public safety due to fire, flood, storm or other emergency reason;
6. When any vehicle is left standing unattended upon a street or highway for more than seventy-two (72) hours; and/or

7. When any vehicle is found parked in violation of any provision of this Code, state law or city ordinance, rule or regulation.

(B) Notification of Owner: Any wrecker company that removes a motor vehicle at the request of the Picayune Police Department and stores such vehicle shall seek the identity and address of the last known registered owner and/or lien holder of such vehicle from the Picayune Police Department within twenty-four (24) hours of removal. If the vehicle is towed at the request of the Picayune Police Department, the towing or wrecker company removing or storing such motor vehicle shall make a reasonable attempt within twenty-four (24) hours and not more than three (3) calendar days of the day such motor vehicle was removed, to identify the registered owner and/or lien holder and notify him by certified or registered mail of the location of such motor vehicle. A copy of the notice must be mailed or delivered to the Picayune Police Department addressed unto the Chief of Police.

(C) Report of Removal of Abandoned or Unattended Vehicle to State: Whenever an officer removes a vehicle from a street or highway under this section and the towing/wrecker company does not know and is not able to ascertain the name of the owner and/or lien holder, or for any other reason the towing and/or wrecker company is unable to give the notice to the owner and/or lien holder as hereinbefore provided, and in the event the vehicle is not returned to the owner and/or lien holder within a period of ten (10) days, then and in that event the police department shall immediately send or cause to be sent a written report of such removal by mail to the appropriate state department whose duty it is to register motor vehicles, and shall file a copy of such notice with the proprietor of any public garage in which the vehicle may be stored. Such notice shall include a complete description of the vehicle, the date, time and place from which removed, the reason of such removal and the name of the garage or place where the vehicle is stored.

(D) Requirements for Removal of Vehicles in Custody: Before the owner or person in charge of such vehicle shall be permitted to remove the same from the custody of the police department, said owner or person in charge of such vehicle shall furnish evidence of his/hers/its identity and ownership and shall be responsible and pay all towing and storage fees and any other costs due on such vehicle. The wrecker and/or towing company must provide the Picayune Police Department with a copy of the invoice/ticket furnished to the vehicle owner or person in charge of said vehicle upon the vehicle's release, with the ticket/invoice showing an itemized accounting of all cost, storage fees, towing fees, and taxes incurred in connection with the towing of said vehicle. This ticket/invoice shall be submitted no later than the end of each month in which the ticket/invoice was furnished to the owner or person in charge of such vehicle.

E. Provisions Pertaining to Wrecker Rotation List: Any wrecker and/or towing company that removes and/or stores an motor vehicle at the request of the Picayune Police Department shall abide by and be governed according to the following provisions, to-wit:

1. Authority for Department to employ and regulate wrecker service is as follows: The Picayune Police Department shall utilize a list of approved and/or authorized wrecker and/or towing companies that is maintained by the Mississippi Department of Public Safety ("MDPS") pursuant to any General Order(s), together with any amendments thereto, issued by the MDPS. The Department shall resort to the MDPS approved wrecker rotation list that shall be called upon by the Department to provide towing and/or storage services in the event that the Department requires or requests a vehicle to be towed or stored, unless the driver of said vehicle has a preference for any particular towing and/or wrecker company. In the event a Police Officer requires the vehicle to be towed, and/or stored and no preference is expressed, the rotation list maintained by the MDPS shall be used by the Department.
2. When called the scene by the Department, the owner and/or operator of the wrecker and/or tow truck shall comply with all the requirements of all General Order(s) issued by the MDPS. Additionally, the owner and/or operator of the wrecker on the MDPS shall comply with any other provisions of this Ordinance.
3. All issue(s) regarding eligibility, suspension, and/or removal from the Wrecker Rotation list maintained by the MDPS, shall be governed by the General Order(s) issued by the MDPS.

4. All issue(s) regarding the appeal of any decision by MDPS relative to the eligibility, suspension, and/or removal from the Wrecker Rotation list maintained by the MDPS, shall be governed by the General Order(s) issued by the MDPS.

F. Additional Rules and Requirements: All wrecker services, including those which do not choose to be on the rotation list maintained by the MDPS, must:

- a. Have current licensing with the Mississippi Tax Commission granting authorization to operate a towing service and company;
- b. Operate a wrecker which has passed state inspection;
- c. Display of the name of such wrecker service shall be permanently affixed on both doors of the wrecker vehicle with a minimum three-inch lettering. No magnetic signs shall be allowed;
- d. Have a wrecker equipped with flashing or revolving amber lights, visible from front and rear of vehicles (see Section 63-7-19, Mississippi Code of 1972);
- e. Carry the following equipment:
 - 1. Wheel chocks with chains;
 - 2. Push broom (eighteen inch maximum);
 - 3. Shovel;
 - 4. Flares;
 - 5. Fire extinguisher;
 - 6. Pry bar;
 - 7. Dolly;
 - 8. Flashlight;
 - 9. Wheel lifts;
 - 10. Oil dry absorbent substance
- f. All wreckers and/or tow trucks must be Mississippi Public Service Commission certified for intra-state use.
- g. No operator/driver of a wrecker or tow truck shall proceed to the scene of an accident without the request of the Picayune Police Department.
- h. No operator/driver of a wrecker or tow truck shall solicit business at the scene of an accident;
- i. No wrecker operator shall speed or drive recklessly or disobey any traffic control signal, device, or sign while responding to a call. No wrecker operator shall enter the scene of an automobile collision to begin towing operations or salvage operations or interfere with or

impede the flow of traffic without the approval of the officer on the scene.

- j. Upon request by the Department or any officer of the Department, any wrecker company or operator shall have available for inspection, review and/or copying by the Department any and all permits required by this Ordinance.
- k. A wrecker company will accept no request for service unless the operator has a wrecker immediately available to perform the requested service.
- l. No wrecker operator shall respond to a call when he/she is under the influence of alcoholic or other intoxicating beverages or drugs.
- m. No owner or operator shall operate a wrecker inside the corporate limits of the City of Picayune unless said operator and/or owner is proficient and competent in the operation of said wrecker. If requested by the Department, the wrecker company shall furnish the Department with a list of all drivers and drivers license number of each operator of such wrecker.
- n. Wrecker companies and/or operators of a wrecker cannot refer a call to another wrecker company to avoid losing a turn on the rotation list.
- o. Only one (1) wrecker company shall be called to any single vehicular accident. If additional equipment or recovery vehicles are needed to adequately complete a tow, the discretion of the responding wrecker company should be used in deciding what and whose additional equipment will be required.
- p. When multiple vehicles are involved and multiple wreckers are called:
 - 1. The first wrecker arriving at the scene will tow the car causing the greatest traffic hazard as determined by the officer on the scene.
 - 2. When a requested wrecker arrives, that wrecker will help remove vehicles causing a traffic hazard from the roadway, then removed the requested tow.
- q. Rates charged to an individual for towing services requested by the Police Department should not exceed the normal rate charged an individual who requests towing services. Police calls do not justify higher rates being charged. The reasonable rate for the towing of a vehicle as requested by the Picayune Police Department shall not exceed the amounts set forth in this Ordinance.
- r. Wrecker company operators shall not perform repair work on towed vehicles without the owner's written request.
- s. No more than one properly licensed wrecker company shall operate out of a single properly licensed towing and storage facility. This does not prevent the storage of towed vehicles at a licensed storage facility with whom the towing/wrecker company has a written lease agreement. This leased storage facility used by the towing/wrecker company shall be accessible at all times to said towing/wrecker company. This leased storage facility shall also be properly marked with a conspicuous sign of said towing/wrecker company.
- t. Each owner of a wrecker company shall have no more than one wrecker company on the wrecker rotation list. If an individual owns more than one wrecker company, the wrecker company which is listed on the wrecker rotation list, must respond to the requests of the Police

Department.

u. This ordinance shall not be construed in any way to conflict with state law.

v. Responsibility for clearing scene. Wrecker driver shall be responsible for clearing the scene of all debris.

w. Use of flashing lights. Wreckers may only use flashing or revolving amber lights while clearing the scene of an accident, when hooking up and when towing a vehicle.

G. Violations of Ordinance: Violation of any provision, condition or requirement of this Ordinance in effect under this Article, or failure to perform any act required by this Article is hereby declared to be unlawful and punishable as a misdemeanor in violation of the Ordinances of the City of Picayune notwithstanding any action, including, but not limited to suspension or revocation from the rotation list, or the assessment of a fine not less than fifty dollars (\$50.00) and no more than one thousand dollars (\$1,000.00) or both which may be imposed against the wrecker business or operator under the provision of this Ordinance.

SECTION TWO

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 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 Gouguet, seconded by Council member Stevens, and voted upon as follows:

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

VOTING NAY: 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 20th day of August, 2019.

ED PINERO, Mayor

ATTEST:

AMBER HINTON, Deputy 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 SMALL SUBDIVISION REQUEST FROM GOODYEAR PROPERTIES, LLC TO RE-SUBDIVIDE TWO PARCELS

Motion was made by Council Member Breland, seconded by Council Member Valente to approve small Subdivision request from Goodyear Properties LLC to re-subdivide PPIN 30887 into (2) parcel. Property zoned as OP-1 (Office Professional).

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 ADJOURN

Motion was made by Council Member Valente, seconded by Council Member Gouguet to adjourn.

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.

Ed Pinero, Mayor

ATTEST:

Amber Hinton, City Clerk