

MEETING OF THE MAYOR AND CITY COUNCIL CITY OF COLUMBUS, MS May 16, 2023

The Mayor and City Council met in Regular Session on Tuesday, May 16, 2023 at 5:00 p.m. in the Court Chambers of the Municipal Complex. Mayor Keith Gaskin presided over the meeting and all Council Members were present. (Council Member Mickens arrived after the meeting was in session). Also present were the COO, CFO, General Counsel, Police Chief, H R Director and all other Department Heads.

I. CALL TO ORDER AND INVOCATION

Mayor Gaskin called the meeting to order and called on Pastor James White, Pastor of Redeemer Church, Columbus, MS to offer the Invocation.

II. CONFIRMATION OF/OR AMENDMENTS TO THE AGENDA

COO, Jammie Garrett requested to add two (2) individuals under the Citizens Input Agenda: Rick Morales regarding SBA Disaster Loans for Homeowners and Bill Strauss.

Councilwoman Stewart made a motion to adopt the Agenda, with the above-mentioned additions. Councilwoman Diccico seconded the motion.

All Council Members present voted in favor of the motion.

The motion carried 5/0.

III. APPROVE MINUTES FOR MEETING OF MAY 2, 2023 AND SPECIAL MEETING OF May 11, 2023.

Councilwoman Diccico made a motion to approve the Minutes for the Meeting of May 2, 2023 and Special Meeting of May 11, 2023. Council Member Greene seconded the motion.

All Council Members present voted in favor of the motion.

The motion carried 5/0.

IV. CONSENT AGENDA:

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- A. Approve request for Fire and Rescue personnel, Joe Denton, to attend “NFPA 1033: Fire Investigator” class to be held in Pearl, MS, and approve payment of \$640.00 for registration and reimbursement of meal expenses.
- B. Approve request for Fire and Rescue personnel to attend “Chemistry of Hazardous Materials: Fire Chem I” to be held at the Alabama Fire College, AL, and approve payment of \$535.00 for registration, use of city vehicle, and reimbursement of meal expenses.
- C. Approve request for Fire and Rescue personnel, Dorothea Tompkins, to attend “Emergency Services Administrative Professionals (ESAP)” to be held in Biloxi, MS, and approve payment of \$200.00 for registration, dues, \$250.00 for lodging, use of a city vehicle and reimbursement of meal expenses.
- D. Accept letter of resignation from Fire and Rescue Chief of Training, effective May 26, 2023, and approve compensation of 240 hours of accrued vacation as permitted by PERS.
- E. Ratify permit request submitted by Sanika McKinney, on behalf of Franklin Academy, to host the “TVA Energy – School Uplift Program Grant Ceremony” that was held on May 16, 2023 from 12:00 noon until 2:00 p.m. at Franklin academy, 501 Third Avenue North, blocking 3rd Avenue North at 4th Street North and 6th Street North. *See attached map.*
- F. Approve permit request submitted by Floyd McIntyre, on behalf of the Kiwanis Club, to host a “Kiwanis Club Memorial Day 5K Run” to be held on May 27, 2023 from 8:00 a.m. until 10:00 a.m. *See attached map.*
- G. Accept letter of retirement from CPD Captain, Anthony Nelson, effective May 31, 2023, approve compensation for 240 hours of accrued vacation leave, and approve the purchase of his service weapon for \$10.00 as allowed by the State.
- H. Accept letter of retirement from Public Works Operator, Danny Robinson effective May 18, 2023.
- I. Accept voluntary resignation from Parks & Recreation Maintenance Technician, Joshua Hendricks, and authorize the H. R. Director to begin the normal recruitment process.

- J. Approve permit request submitted by Colin Krieger to host The Kriegers' 10th Annual Crawfish Charity Boil to be held on Sunday, May 28, 2023 from 1:00 p.m. to 5:00 p.m. at 803 5th Avenue North.
- K. Approve request for Columbus Police Department personnel, Nicholas Hairston, to attend "MLEOLA 2023 Summer Conference K-9 Training and Certification" to be held in Biloxi, MS, and approve payment for lodging, travel, and reimbursement of meal expenses in the estimated amount of \$778.85.

Council Member Greene made a motion to approve the Consent Agenda as presented. Councilwoman Stewart seconded the motion. The Mayor called for discussion, and there being none, all Council Members voted in favor of same, with a unanimous vote.

V. APPROVE DOCKET OF CLAIMS:

The Docket of Claims were presented. Councilwoman Dickey asked the Parks and Recreation Director why he needed a separate post office box. The Recreation Director offered an explanation.

Councilwoman Stewart made a motion to approve the Docket of Claims for May 16, 2023, in the amount of \$1,371,557.63. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion, except Councilwoman Dickey, who opposed.

The motion carried 5/1.

VI. REPORTS, PROCLAMATIONS, RECOGNITIONS AGENDA:

- A. Mayor Gaskin asked the Council Members if they had any comments/announcements.

There were no remarks from Council Members.

Mayor Gaskin proceeded with the following observations/remarks:

- *We hope all the mothers had a wonder Mother's Day this past weekend.*
- *Thank You to Main Street Downtown, all the sponsors, workers, vendors and volunteers who helped make Market Street a huge success.*

- *Congratulations to all 2023 graduates!*
- *Keep Columbus Beautiful will host Clean-up Day in each Ward on June 10 from 8:00 a.m. – 11:00 a.m.*
- *National Law Enforcement Appreciation Week is May 14 – 20, 2023.*

MONTHLY REPORTS:

Mayor Gaskin asked the Council Members if they had any questions for the Department Heads.

B. Building Inspection Monthly Report for April 2023

The Monthly Report from the Building Inspection Department for April 2023 was presented. No action was taken.

C. Community Outreach Monthly Report for April 2023

The Monthly Report from the Community Outreach Department for April 2023 was presented. No action was taken.

D. Fire and Rescue Monthly Report for April 2023

The Monthly Report from the Fire and Rescue Department for April 2023 was presented. No action was taken.

E. Code Enforcement Monthly Report for April 2023

The Monthly Report from the Code Enforcement Department for April 2023 was presented. No action was taken.

F. Human Resources Monthly Report for April 2023

The Monthly Report from the Human Resources Department for April 2023 was presented. No action was taken.

G. Office of Planning & Community Development Monthly Report for April 2023

The Monthly Report from the Office of Planning & Community Development for April 2023 was presented. No action was taken.

H. Public Works Department Monthly Report for April 2023

The Monthly Report from the Public Works Department for April 2023 was presented. No action was taken.

I. Columbus Police Department Monthly Report for April 2023

The Monthly Report from the Columbus Police Department for April 2023 was presented. No action was taken.

J. Parks & Recreation Department Monthly Report for April 2023

The Monthly Report from the Parks & Recreation Monthly Report for April 2023 was presented. The Public Works Director was questioned about the Boom Trucks. He remarked that they were operating, but are being repaired again and he will have them running Friday, May 19. No action was taken.

K. Municipal Court Monthly Report for April 2023

The Monthly Report from the Municipal Court Division for April 2023 was presented. No action was taken.

L. Garage Monthly Report for April 2023

The Monthly Report from the Garage for April 2023 was presented. No action was taken.

M. Care & Maintenance/Friendship Cemetery/Trotter Convention Center Monthly Report for April 2023

The Monthly Report from the Care & Maintenance/Friendship Cemetery/Trotter Convention Center for April 2023 was presented, No action was taken.

N. Monthly Finance Report

Jim Brigham, CFO, distributed the Monthly Financial Report for April 2023, which includes the General Fund cash balance of \$9,179,805.53, and is an increase of \$3,409,157.07 compared to the same time last year. Total Sales Tax Receipts for May 2023 are \$993,884.00, which is a decrease of \$14,641.00 compared to the same time last year. The remaining balance of ARPA Funds is \$2,981,193.01. Mr. Brigham also distributed a budget report by department and reported that the departments' budgets are in good shape at this time.

O. Board Vacancies

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Ms. Jammie Garrett announced vacancies on various boards and remarked that two (2) appointments will be made tonight.

TREE BOARD

1 Vacancy, 3-Year Term, Reid Nelvin's Term Expired 4/19/2023.
Appointment will be made May 16, 2023.

APPLICANT:

Gary Dantico

Councilwoman Stewart made a motion to appoint Gary Dantico to the Tree Board for a three (3) year term, until 4/19/2026. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

HISTORIC PRESERVATION COMMISSION

2 Vacancies, 4-Year Terms, Anne Davis" & Joseph Boggess' Terms Expire 5/19/2023.
Appointments will be made May 16, 2023.

APPLICANT:

Joseph Boggess

Council Member Jones made a motion to reappoint Joseph Boggess to the Historic Preservation Commission for a 4-Year Term, until May 19, 2027. Councilwoman Diccio seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

CITY UTILITIES COMMISSION

1 Vacancy, 5-Year Term, Jabari Edwards' Term Expires 6/19/2023.
Appointment will be made June 20, 2023.

APPLICANT:

Robert E. Smith, Sr.

VII. CITIZENS INPUT AGENDA:

A. Lavonne Latham Harris – National Night Out on Crime

Ms. Harris came before the Mayor and Council and discussed National Night Out on Crime, which will be held August 1, 2023. Ms. Harris requested an increase for four (4) sites this year. In the past, each site was given \$500.00. She is requesting \$750.00 per site and additional funds for her site, as it is the host site. Council Member Mickens moved to approve the expenditure of \$3,000.00 (\$750.00 for four (4) sites for National Night Out on Crime to be held August 1, 2023) from 001-004-695 (Advertising City Resources) pursuant to Section 17-3-1 of the Mississippi Code and find that said amount is a legitimate expense that will advertise and bring into favorable notice the opportunities, possibilities and resources of the City of Columbus. Council Member Jones seconded the motion.

All Council Members voted in favor of the motion, except Councilwoman Diccico, who opposed.

The motion carried 5/1.

B. Aaron Jones – Legacy Flight Academy Eyes Above the Horizon

Mr. Aaron Jones came before the Mayor and Council and apprised them of a one-day Outreach program for local young people designed to aspire them to achieve a lifetime of excellency and success. This program is for young people, targeted ages 10 – 19 and will include speakers and character development. This program is limited to 100 students and will be held June 10, 2023. Council Member Jones moved to approve the expenditure of \$2,500.00 from 001-004-695 (Advertising City Resources) for a one-day Outreach program for local young people, pursuant to Section 17-3-1 of the Mississippi Code and find that said amount is a legitimate expense that will advertise and bring into favorable notice the opportunities, possibilities and resources of the City of Columbus. Council Member Beard seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

C. Ryck Morales – Small Business Administration (SBA), Office of Disaster Recovery & Resilience Federal Disaster Assistance

Mr. Rick Morales came before the Mayor and Council, discussed SBA Disaster Loans for Homeowners and Renters in Mississippi and left brochures about the program for anyone who was interested. No action was taken.

D. Bill Strauss – Speeding in Columbus and loud cars

Mr. Strauss came before the Mayor and Council about a serious issue in Columbus involving speeding in Columbus as well as operating high-powered cars with loud noise. Mr. Strauss also asked the Council to work on a solution and encouraged them to be good stewards of tax payers' money. No action was taken.

VIII. POLICY AGENDA:

A. Discuss/Approve Derelict Property Docket

SHANNON J. MERCHANT
c/o SHANNON BOWEN
1015 Park Circle
CASE NUMBER: 23-0146 Burned Structure

The General Counsel called cause number **23-0146**. Ms. Shannon J. Merchant appeared, along with her legal representative, Attorney Jeffrey Hosford. Mr. Hosford reported that this case has been held up in court, waiting on the insurance company to settle. It is his opinion that the structure cannot be repaired and requested a six (6) month extension to remediate or demo the structure. An engineer was hired and the findings are that the structure can be repaired. His client and the insurance company is at an impasse and cannot agree. Code Enforcement Officer Sasha James agreed with this request and stated the property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and concurred with the request to grant an extension. Council Member Jones made a motion to grant a **14-day extension** to remediate the outside by cutting the grass and a **6-month extension** for the structure, and that an Order be issued for the outside of the property stating the City may cut grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

JAMES E. SMITH
1313 21st Street South
CASE NUMBER: 23-0164

Abandoned Structure
Accumulation of Rubbish & Garbage
Overgrown Lot

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The General Counsel called cause number **23-0164**. No one appeared. Code Enforcement Officer Sasha James stated the property has been **remediated** by the owner, and it is her recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Council Member Beard made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

MARGARET G. POWELL, etal

1508 8th Avenue North

CASE NUMBER: 23-0168

Abandoned Structure, Overgrown Lot

The General Counsel called cause number **23-0168**. No one appeared. Code Enforcement Officer Sasha James stated the property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Jones made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Councilwoman Diccio seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

EDDIE W. SHELTON, JR.

517 19th Street North

CASE NUMBER: 23-0174

Burned Structure

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The General Counsel called cause number **23-0174**. No one appeared. Code Enforcement Officer Sasha James stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Council Member Jones made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Councilwoman Diccico seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

GERALD K. & ALEXANDER BLUNT

1605 22nd Street North

CASE NUMBER: 23-0171

Overgrown Lot

The General Counsel called cause number **23-0171**. No one appeared. Code Enforcement Officer Sasha James remarked the property owner requested more time to remediate the property and recommended a **10-day extension** to remediate the property. The property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code. Council Member Beard made a motion give the property owner a **10-day extension** to remediate the property, and that an Order be issued for the property in accordance with Section 21-19-11 of the Mississippi Code, stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and remove rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Councilwoman Diccico seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

LUCKETA M. GRIFFIN

1606 Bell Avenue

CASE NUMBER: 23-0187

Property Maintenance Code Violation

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The General Counsel called cause number **23-0187**. No one appeared. Code Enforcement Officer Sasha James remarked the property owner requested more time to remediate the property and recommended a **45-day extension** to remediate the property. The property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code. Councilwoman Stewart made a motion give the property owner a **45-day extension** to remediate the property, and that an Order be issued for the property in accordance with Section 21-19-11 of the Mississippi Code, stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and remove rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Council Member Beard seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

HENRY L. HARGROVE, etal

1712 Bell Avenue

**CASE NUMBER: 23-0188 Property Maintenance Code Violation
Overgrown Lot**

The General Counsel called cause number **23-0188**. No one appeared. Code Enforcement Officer Sasha James remarked the property owner requested more time to remediate the property and recommended a **45-day extension** to remediate the property. The property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code. Councilwoman Stewart made a motion give the property owner a **45-day extension** to remediate the property, and that an Order be issued for the property in accordance with Section 21-19-11 of the Mississippi Code, stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and remove rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Council Member Beard seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

WILLIE & DOROTHY SANDERS

1724 Bell Avenue

CASE NUMBER: 23-0189 Accumulation of Rubbish and Garbage

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The General Counsel called cause number **23-0189**. No one appeared. Code Enforcement Officer Sasha James remarked the property owner requested more time to remediate the property and recommended a **15-day extension** to remediate the property. The property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code. Councilwoman Diccio made a motion give the property owner a **15-day extension** to remediate the property, and that an Order be issued for the property in accordance with Section 21-19-11 of the Mississippi Code, stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and remove rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Council Member Beard seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

LARRY & JANICE SUDDUTH ELLEFSON
19th Street North and Bell Avenue
CASE NUMBER: 23-0190 Overgrown Lots

The General Counsel called cause number **23-0190**. No one appeared. Code Enforcement Officer Sasha James stated the property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Councilwoman Stewart made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

STEPHEN HARRIS
702 22nd Street South
CASE NUMBER: 23-0193 Property Maintenance Code Violation
Overgrown Lot

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The General Counsel called cause number **23-0193**. No one appeared. Code Enforcement Officer Sasha James stated the property was in such a state of uncleanliness as to be a menace to the public under Section 21-19-11 of the Mississippi Code and asked the Mayor and Council to adjudicate the property as such and that an Order be entered to such effect, requested **immediate abatement** and that an Order be issued for the property. Councilwoman Stewart made a motion in accordance with Section 21-19-11 of the Mississippi Code, and for an Order stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

ROBERT JAMES ESTATE

22nd Street South

CASE NUMBER: 23-0194

Overgrown Lot

The General Counsel called cause number **23-0194**. No one appeared. Code Enforcement Officer Sasha James stated the property has been **remediated** by the owner, and it is her recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanliness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Councilwoman Stewart made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

EARNEST L. BALLARD

1607 4th Avenue South

CASE NUMBER: 23-0203

Accumulation of Rubbish & Garbage

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The General Counsel called cause number **23-0203**. No one appeared. Code Enforcement Officer Sasha James stated the property has been **remediated** by the owner, and it is her recommendation to enter the proposed Order under Section 21-19-11 of the Mississippi Code, finding that this property was in such a state of uncleanness as to be a menace to the public health and safety of the community. This Order should provide for such re-entry as the Statute allows. Councilwoman Stewart made a motion in accordance with Section 21-19-11, and for an Order stating the City may remediate the property with respect to cutting grass and weeds and removing rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period immediately following the Order, with further notice to the owner as required by law. Costs are to be assessed as allowed under Section 21-19-11 of the Mississippi Code. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

ELDRICK D. & KRISTIAN R. HILL
2413 5th Avenue South
CASE NUMBER: 23-0196 Property Maintenance Code Violation

The General Counsel called cause number **23-0196**. No one appeared. Code Enforcement Officer Sasha James remarked the property owner requested more time to remediate the property and recommended a **45-day extension** to remediate the property. The property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code. Councilwoman Stewart made a motion give the property owner a **45-day extension** to remediate the property, and that an Order be issued for the property in accordance with Section 21-19-11 of the Mississippi Code, stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and remove rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

MARIO S. MURRAY
701 16th Avenue South
CASE NUMBER: 23-0212 Property Maintenance Code Violation
Overgrown Lot

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The General Counsel called cause number **23-0212**. No one appeared. Code Enforcement Officer Sasha James remarked the property owner requested more time to remediate the property and recommended a **45-day extension** to remediate the property. The property was in such a state of uncleanness as to be a menace to the public under Section 21-19-11 of the Mississippi Code. Councilwoman Stewart made a motion give the property owner a **45-day extension** to remediate the property, and that an Order be issued for the property in accordance with Section 21-19-11 of the Mississippi Code, stating the City may remove dilapidated buildings or dilapidated fences up to six (6) more times in the twelve (12) month period immediately following the Order and cutting grass and weeds and remove rubbish, personal property and other debris no more than twelve (12) times in a twenty-four (24) month period. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

CASES \$250 AND LESS:

Code Enforcement Officer presented nine (9) cases, \$250.00 or less for adjudication. Council Member Beard made a motion to accept the notices for property clean-up of properties \$250.00 and less to be adjudicated according to statute. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

THE LIST OF PROPERTIES FOLLOWS:

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\$250 OR LESS Derelict Properties for May 16, 2023 Mayor and City Council Meeting

Case # and Violation	Ward	Name and Address	Notes
23-0200 <i>Accumulation of Rubbish and Garbage</i>	1	Martha A. Kidder 404 22 nd Street South (404-406)	
23-0202 <i>Overgrown Lot</i>	1	Hilbert Williams 1611 4 th Avenue South	
23-0208 <i>Overgrown Lot</i>	1	Gennette / John Robinson 1314 10 th Avenue South	
23-0209 <i>Overgrown Lot</i>	1	Joe Stevenson 1122 13 th Street South	
23-0220 <i>Overgrown Lot</i>	4	Harold Mac Burke III 1020 Shady Street	
23-0223 <i>Accumulation of Rubbish and Garbage</i>	4	Ruth Hamby 219 Byrnes Circle	
23-0224 <i>Overgrown Lot</i>	4	Ernest Johnson Estate c/o JC Harris Strawberry Street	
23-0226 <i>Overgrown Lot</i>	4	Sheila Hood 811 21 st Street North	
23-0231 <i>Overgrown Lot</i>	4	Hal and Louise Conner c/o Martha Doughty 505 Pear Street	

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KIDDER MARTHA A
598 PENNINGTON LAKE RD
COLUMBUS, MS 39701

NUISANCE PROPERTY NOTICE TO OWNER - PURSUANT TO
SECTION 21-19-11(2) OF THE MISSISSIPPI CODE (Effective 7/1/2022)

RE: 404 22ND ST S (404-406)
APN: 61W11-01-01500
Case No: CE-23-0200
Officer: Sasha James - Ward: 1

Date: April 24, 2023

PLEASE TAKE NOTICE that the Mayor and City Council of the City of Columbus (the "Governing Authority"), having a population over one thousand five hundred (1500), has authorized the City of Columbus Code Enforcement Director and/or her assistant to determine whether the property or parcel of land is in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community when the fee or cost to clean property or a parcel of land that is one (1) acre or less does not exceed Two Hundred Fifty Dollars (\$250.00), excluding administrative costs.

The particular condition(s) as determined by the authorized municipal employee existing as of the date of this notice is/are one or more of the following:

- ☐ The presence of overgrowth of weeds, grass or other vegetation
- ☒ The presence of rubbish/garbage and other debris
- ☐ The presence of abandoned building
- ☐ The presence of abandoned or dilapidated fence(s)
- ☐ The presence of burned structure
- ☐ The presence of dilapidated building(s), slabs or personal property
- ☐ The presence of property maintenance code violation
- ☐ The presence of standing water in cesspools
- ☐ The presence of cistern(s), standing water and cesspools

You are hereby advised that by this correspondence a determination has been made that the condition of property or parcel of land as described is a menace to the public health, safety and welfare of the community, and as such the governing authority of the City of Columbus, if the owner does not do to himself, on or before the 1st day of May, 2023, shall proceed to clean the land, by the use of municipal employees or by contract, by cutting grass and weeds, filling cisterns, removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-39-21, and other debris, and draining cesspools and standing water therefrom.

YOU ARE ADVISED THAT A FINDING BY THE MUNICIPAL OFFICIAL THAT THE PROPERTY OR PARCEL OF LAND IS IN NEED OF CLEANING WILL AUTHORIZE THE MUNICIPALITY TO REENTER THE PROPERTY OR PARCEL OF LAND FOR A PERIOD OF TWO (2) YEARS AFTER THE MUNICIPAL OFFICIAL'S DETERMINATION WITHOUT ANY FURTHER HEARING OR ACTION IF NOTICE IS POSTED ON THE PROPERTY OR PARCEL OF LAND AND AT CITY HALL OR ANOTHER PLACE IN THE MUNICIPALITY WHERE SUCH NOTICES ARE GENERALLY POSTED AT LEAST SEVEN (7) DAYS BEFORE THE PROPERTY OR PARCEL OF LAND IS REENTERED FOR CLEANING. A COPY OF THE REQUIRED NOTICE MAILED AND POSTED AS REQUIRED BY MCA SECTION 21-19-11(2) (a)&(b) SHALL BE RECORDED IN THE MINUTES OF THE GOVERNING AUTHORITY IN CONJUNCTION WITH THE HEARING REQUIRED BY SAID SECTION.

This Notice was posted at the City Building Inspection Office on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was mailed via United States Mail, postage prepaid, to each address identified above on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

Thereafter, the governing authority shall by resolution adjudicate the actual cost of cleaning the property under this provision, provided the same does not exceed Two Hundred Fifty Dollars (\$250.00) and may also impose a penalty not to exceed One Hundred Dollars (\$100.00) or one hundred percent (100%) of the actual cost of cleaning the property, whichever is more.

The cost and any penalty imposed may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and additionally may include administrative costs of the municipality not to exceed Fifty Dollars (\$50.00). For subsequent cleaning within the one-year period, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipal official's determination as authorized, a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property shall not exceed an aggregate amount of One Thousand Dollars (\$1,000.00) per year. The governing authority may assess the same actual costs, administrative costs, and penalty for each time the property or land is cleaned as otherwise provided. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. Upon written authority from the Secretary of State's office, for state-owned properties, a municipality may forgo the notification process that is prescribed in this subsection and proceed to clean the properties and assess costs as prescribed in this subsection, except that, penalties shall not be assessed against the State of Mississippi. A determination made by an appropriate municipal employee under this subsection (2) that the state or condition of property or a parcel of land is a menace to the public health, safety and welfare of the community shall not subsequently be used to replace a hearing if Section 21-19-11(1) is later utilized by a municipality when the prerequisites of Section 21-19-11(2) are not satisfied.

An appeal of this decision may be made to the Governing Authority of the City of Columbus and such appeal shall be in writing, state the basis for the appeal and be filed with the city clerk no later than seven (7) days from the latest date of notice required under MCA 21-19-11(2).

For any questions, please call Sasha James, the Code Enforcement Director for the City of Columbus at 662-245-5063 or 662-245-5070.

This the 24th day of April, 2023.
Sasha James,
City of Columbus Director of Code Enforcement

A copy of this notice shall be recorded in the minutes of the governing authority in conjunction with MCA Section 21-19-11 (2).

At least seven (7) days before the date of cleaning, this notice is required to be posted on the property or parcel of land identified herein AND at city hall or such other place in the municipality where such notices are posted AND is required to be mailed, via United States Mail, postage prepaid, to the address of the property or parcel of land identified herein except where the land or structure(s) is apparently vacant, AND to the address where the ad valorem tax notice for the property or parcel of land identified herein is sent by the office charged with collecting ad valorem taxes for the subject property or parcel of land identified herein.

This Notice was posted on the subject property on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

MINUTES OF THE MAYOR
AND CITY COUNCIL MEETING
MAY 16, 2023



WILLIAMS HILBERT
101 ALABAMA ST
COLUMBUS, MS 39702

NUISANCE PROPERTY NOTICE TO OWNER - PURSUANT TO
SECTION 21-19-11(2) OF THE MISSISSIPPI CODE (Effective 7/1/2022)

RE: 1611 4TH AVE S
APN: 61W11-02-08300
Case No: CE-23-0202
Officer: Sasha James - Ward: 1

Date: April 24, 2023

PLEASE TAKE NOTICE that the Mayor and City Council of the City of Columbus (the "Governing Authority"), having a population over one thousand five hundred (1500), has authorized the City of Columbus Code Enforcement Director and/or her assistant to determine whether the property or parcel of land is in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community when the fee or cost to clean property or a parcel of land that is one (1) acre or less does not exceed Two Hundred Fifty Dollars (\$250.00), excluding administrative costs.

The particular condition(s) as determined by the authorized municipal employee existing as of the date of this notice is/are one or more of the following:

- ☒ The presence of overgrowth of weeds, grass or other vegetation
- ☐ The presence of rubbish/garbage and other debris
- ☐ The presence of abandoned building
- ☐ The presence of abandoned or dilapidated fence(s)
- ☐ The presence of burned structure
- ☐ The presence of dilapidated building(s), slabs or personal property
- ☐ The presence of property maintenance code violation
- ☐ The presence of standing water in cesspools
- ☐ The presence of cistern(s), standing water and cesspools

You are hereby advised that by this correspondence a determination has been made that the condition of property or parcel of land as described is a menace to the public health, safety and welfare of the community, and as such the governing authority of the City of Columbus, if the owner does not do so himself, on or before the 1st day of May, 2023, shall proceed to clean the land, by the use of municipal employees or by contract, by cutting grass and weeds, filling cisterns, removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-39-21, and other debris; and draining cesspools and standing water therefrom.

YOU ARE ADVISED THAT A FINDING BY THE MUNICIPAL OFFICIAL THAT THE PROPERTY OR PARCEL OF LAND IS IN NEED OF CLEANING WILL AUTHORIZE THE MUNICIPALITY TO REENTER THE PROPERTY OR PARCEL OF LAND FOR A PERIOD OF TWO (2) YEARS AFTER THE MUNICIPAL OFFICIAL'S DETERMINATION WITHOUT ANY FURTHER HEARING OR ACTION IF NOTICE IS POSTED ON THE PROPERTY OR PARCEL OF LAND AND AT CITY HALL OR ANOTHER PLACE IN THE MUNICIPALITY WHERE SUCH NOTICES ARE GENERALLY POSTED AT LEAST SEVEN (7) DAYS BEFORE THE PROPERTY OR PARCEL OF LAND IS REENTERED FOR CLEANING. A COPY OF THE REQUIRED NOTICE MAILED AND POSTED AS REQUIRED BY MCA SECTION 21-19-11(2) (a)&(b) SHALL BE RECORDED IN THE MINUTES OF THE GOVERNING AUTHORITY IN CONJUNCTION WITH THE HEARING REQUIRED BY SAID SECTION.

Thereafter, the governing authority shall by resolution adjudicate the actual cost of cleaning the property under this provision, provided the same does not exceed Two Hundred Fifty Dollars (\$250.00) and may also impose a penalty not to exceed One Hundred Dollars (\$100.00) or one hundred percent (100%) of the actual cost of cleaning the property, whichever is more.

The cost and any penalty imposed may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and additionally may include administrative costs of the municipality not to exceed Fifty Dollars (\$50.00). For subsequent cleaning within the one-year period, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipal official's determination as authorized, a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property shall not exceed an aggregate amount of One Thousand Dollars (\$1,000.00) per year. The governing authority may assess the same actual costs, administrative costs, and penalty for each time the property or land is cleaned as otherwise provided. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. Upon written authority from the Secretary of State's office, for state-owned properties, a municipality may forego the notification process that is prescribed in this subsection and proceed to clean the properties and assess costs as prescribed in this subsection, except that, penalties shall not be assessed against the State of Mississippi. A determination made by an appropriate municipal employee under this subsection (2) that the state or condition of property or a parcel of land is a menace to the public health, safety and welfare of the community shall not subsequently be used to replace a hearing if Section 21-19-11(1) is later utilized by a municipality when the prerequisites of Section 21-19-11(2) are not satisfied.

An appeal of this decision may be made to the Governing Authority of the City of Columbus and such appeal shall be in writing, state the basis for the appeal and be filed with the city clerk no later than seven (7) days from the latest date of notice required under MCA 21-19-11(2).

For any questions, please call Sasha James, the Code Enforcement Director for the City of Columbus at 662-245-5063 or 662-245-5070.

This the 24th day of April, 2023.
Sasha James,
City of Columbus Director of Code Enforcement

A copy of this notice shall be recorded in the minutes of the governing authority in conjunction with MCA Section 21-19-11 (2).

At least seven (7) days before the date of cleaning, this notice is required to be posted on the property or parcel of land identified herein AND at city hall or such other place in the municipality where such notices are posted AND is required to be mailed, via United States Mail, postage prepaid, to the address of the property or parcel of land identified herein except where the land or structure(s) is apparently vacant, AND to the address where the ad valorem tax notice for the property or parcel of land identified herein is sent by the office charged with collecting ad valorem taxes for the subject property or parcel of land identified herein.

This Notice was posted on the subject property on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was posted at the City Building Inspection Office on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was mailed via United States Mail, postage prepaid, to each address identified above on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

MINUTES OF THE MAYOR
AND CITY COUNCIL MEETING
MAY 16, 2023



ROBINSON GENNETTE/JOHN
1111 5TH AVE N
COLUMBUS, MS 39701

NUISANCE PROPERTY NOTICE TO OWNER - PURSUANT TO
SECTION 21-19-11(2) OF THE MISSISSIPPI CODE (Effective 7/1/2022)

RE: 1314 10TH AVE S
APN: 61W15-00-12300
Case No: CE-23-0208
Officer: IT Department - Ward: 1

Date: April 24, 2023

PLEASE TAKE NOTICE that the Mayor and City Council of the City of Columbus (the "Governing Authority"), having a population over one thousand five hundred (1500), has authorized the City of Columbus Code Enforcement Director and/or her assistant to determine whether the property or parcel of land is in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community when the fee or cost to clean property or a parcel of land that is one (1) acre or less does not exceed Two Hundred Fifty Dollars (\$250.00), excluding administrative costs.

The particular condition(s) as determined by the authorized municipal employee existing as of the date of this notice is/are one or more of the following:

- [X] The presence of overgrowth of weeds, grass or other vegetation
[] The presence of rubbish/garbage and other debris
[] The presence of abandoned building
[] The presence of abandoned or dilapidated fence(s)
[] The presence of burned structure
[] The presence of dilapidated building(s), slabs or personal property
[] The presence of property maintenance code violation
[] The presence of standing water in cesspools
[] The presence of cistern(s), standing water and cesspools

You are hereby advised that by this correspondence a determination has been made that the condition of property or parcel of land as described is a menace to the public health, safety and welfare of the community, and as such the governing authority of the City of Columbus, if the owner does not do so himself, on or before the 1st day of May, 2023, shall proceed to clean the land, by the use of municipal employees or by contract, by cutting grass and weeds, filling cisterns, removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-39-21, and other debris, and draining cesspools and standing water therefrom.

YOU ARE ADVISED THAT A FINDING BY THE MUNICIPAL OFFICIAL THAT THE PROPERTY OR PARCEL OF LAND IS IN NEED OF CLEANING WILL AUTHORIZE THE MUNICIPALITY TO REENTER THE PROPERTY OR PARCEL OF LAND FOR A PERIOD OF TWO (2) YEARS AFTER THE MUNICIPAL OFFICIAL'S DETERMINATION WITHOUT ANY FURTHER HEARING OR ACTION IF NOTICE IS POSTED ON THE PROPERTY OR PARCEL OF LAND AND AT CITY HALL OR ANOTHER PLACE IN THE MUNICIPALITY WHERE SUCH NOTICES ARE GENERALLY POSTED AT LEAST SEVEN (7) DAYS BEFORE THE PROPERTY OR PARCEL OF LAND IS REENTERED FOR CLEANING. A COPY OF THE REQUIRED NOTICE MAILED AND POSTED AS REQUIRED BY MCA SECTION 21-19-11(2) (a)&(b) SHALL BE RECORDED IN THE MINUTES OF THE GOVERNING AUTHORITY IN CONJUNCTION WITH THE HEARING REQUIRED BY SAID SECTION.

Thereafter, the governing authority shall by resolution adjudicate the actual cost of cleaning the property under this provision, provided the same does not exceed Two Hundred Fifty Dollars (\$250.00) and may also impose a penalty not to exceed One Hundred Dollars (\$100.00) or one hundred percent (100%) of the actual cost of cleaning the property, whichever is more.

The cost and any penalty imposed may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and additionally may include administrative costs of the municipality not to exceed Fifty Dollars (\$50.00). For subsequent cleaning within the one-year period, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipal official's determination as authorized, a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property shall not exceed an aggregate amount of One Thousand Dollars (\$1,000.00) per year. The governing authority may assess the same actual costs, administrative costs, and penalty for each time the property or land is cleaned as otherwise provided. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. Upon written authority from the Secretary of State's office, for state-owned properties, a municipality may forgo the notification process that is prescribed in this subsection and proceed to clean the properties and assess costs as prescribed in this subsection, except that, penalties shall not be assessed against the State of Mississippi. A determination made by an appropriate municipal employee under this subsection (2) that the state or condition of property or a parcel of land is a menace to the public health, safety and welfare of the community shall not subsequently be used to replace a hearing if Section 21-19-11(1) is later utilized by a municipality when the prerequisites of Section 21-19-11(2) are not satisfied.

An appeal of this decision may be made to the Governing Authority of the City of Columbus and such appeal shall be in writing, state the basis for the appeal and be filed with the city clerk no later than seven (7) days from the latest date of notice required under MCA 21-19-11(2).

For any questions, please call Sasha James, the Code Enforcement Director for the City of Columbus at 662-245-5063 or 662-245-5070.

This the 24th day of April, 2023,
Sasha James,
City of Columbus Director of Code Enforcement

A copy of this notice shall be recorded in the minutes of the governing authority in conjunction with MCA Section 21-19-11 (2).

At least seven (7) days before the date of cleaning, this notice is required to be posted on the property or parcel of land identified herein AND at city hall or such other place in the municipality where such notices are posted AND is required to be mailed, via United States Mail, postage prepaid, to the address of the property or parcel of land identified herein except where the land or structure(s) is apparently vacant, AND to the address where the ad valorem tax notice for the property or parcel of land identified herein is sent by the office charged with collecting ad valorem taxes for the subject property or parcel of land identified herein.

This Notice was posted on the subject property on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was posted at the City Building Inspection Office on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was mailed via United States Mail, postage prepaid, to each address identified above on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

MINUTES OF THE MAYOR
AND CITY COUNCIL MEETING
MAY 16, 2023



STEVENSON JOE
54 BURGUNDY DR
COLUMBUS, MS 39702

NUISANCE PROPERTY NOTICE TO OWNER - PURSUANT TO
SECTION 21-19-11(2) OF THE MISSISSIPPI CODE (Effective 7/1/2022)

RE: 1122 13TH ST S
APN: 61W180102200
Case No: CE-23-0209
Officer: Sasha James - Ward: 1

Date: April 24, 2023

PLEASE TAKE NOTICE that the Mayor and City Council of the City of Columbus (the "Governing Authority"), having a population over one thousand five hundred (1500), has authorized the City of Columbus Code Enforcement Director and/or her assistant to determine whether the property or parcel of land is in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community when the fee or cost to clean property or a parcel of land that is one (1) acre or less does not exceed Two Hundred Fifty Dollars (\$250.00), excluding administrative costs.

The particular condition(s) as determined by the authorized municipal employee existing as of the date of this notice is/are one or more of the following:

- ☒ The presence of overgrowth of weeds, grass or other vegetation
- ☐ The presence of rubbish/garbage and other debris
- ☐ The presence of abandoned building
- ☐ The presence of abandoned or dilapidated fence(s)
- ☐ The presence of burned structure
- ☐ The presence of dilapidated building(s), slabs or personal property
- ☐ The presence of property maintenance code violation
- ☐ The presence of standing water in cesspools
- ☐ The presence of cistern(s), standing water and cesspools

You are hereby advised that by this correspondence a determination has been made that the condition of property or parcel of land as described is a menace to the public health, safety and welfare of the community, and as such the governing authority of the City of Columbus, if the owner does not do to himself, on or before the 1st day of May, 2023, shall proceed to clean the land, by the use of municipal employees or by contract, by cutting grass and weeds, filling cisterns, removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-39-21, and other debris, and draining cesspools and standing water therefrom.

YOU ARE ADVISED THAT A FINDING BY THE MUNICIPAL OFFICIAL THAT THE PROPERTY OR PARCEL OF LAND IS IN NEED OF CLEANING WILL AUTHORIZE THE MUNICIPALITY TO REENTER THE PROPERTY OR PARCEL OF LAND FOR A PERIOD OF TWO (2) YEARS AFTER THE MUNICIPAL OFFICIAL'S DETERMINATION WITHOUT ANY FURTHER HEARING OR ACTION IF NOTICE IS POSTED ON THE PROPERTY OR PARCEL OF LAND AND AT CITY HALL OR ANOTHER PLACE IN THE MUNICIPALITY WHERE SUCH NOTICES ARE GENERALLY POSTED AT LEAST SEVEN (7) DAYS BEFORE THE PROPERTY OR PARCEL OF LAND IS REENTERED FOR CLEANING. A COPY OF THE REQUIRED NOTICE MAILED AND POSTED AS REQUIRED BY MCA SECTION 21-19-11(2) (a)&(b) SHALL BE RECORDED IN THE MINUTES OF THE GOVERNING AUTHORITY IN CONJUNCTION WITH THE HEARING REQUIRED BY SAID SECTION.

Thereafter, the governing authority shall by resolution adjudicate the actual cost of cleaning the property under this provision, provided the same does not exceed Two Hundred Fifty Dollars (\$250.00) and may also impose a penalty not to exceed One Hundred Dollars (\$100.00) or one hundred percent (100%) of the actual cost of cleaning the property, whichever is more.

The cost and any penalty imposed may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and additionally may include administrative costs of the municipality not to exceed Fifty Dollars (\$50.00). For subsequent cleaning within the one-year period, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipal official's determination as authorized, a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property shall not exceed an aggregate amount of One Thousand Dollars (\$1,000.00) per year. The governing authority may assess the same actual costs, administrative costs, and penalty for each time the property or land is cleaned as otherwise provided. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. Upon written authority from the Secretary of State's office, for state-owned properties, a municipality may forgo the notification process that is prescribed in this subsection and proceed to clean the properties and assess costs as prescribed in this subsection, except that, penalties shall not be assessed against the State of Mississippi. A determination made by an appropriate municipal employee under this subsection (2) that the state or condition of property or a parcel of land is a menace to the public health, safety and welfare of the community shall not subsequently be used to replace a hearing if Section 21-19-11(1) is later utilized by a municipality when the prerequisites of Section 21-19-11(2) are not satisfied.

An appeal of this decision may be made to the Governing Authority of the City of Columbus and such appeal shall be in writing, state the basis for the appeal and be filed with the city clerk no later than seven (7) days from the latest date of notice required under MCA 21-19-11(2).

For any questions, please call Sasha James, the Code Enforcement Director for the City of Columbus at 662-245-5063 or 662-245-5070.

This the 24th day of April, 2023.
Sasha James,
City of Columbus Director of Code Enforcement

A copy of this notice shall be recorded in the minutes of the governing authority in conjunction with MCA Section 21-19-11 (2).

At least seven (7) days before the date of cleaning, this notice is required to be posted on the property or parcel of land identified herein AND at city hall or other place in the municipality where such notices are posted AND is required to be mailed, via United States Mail, postage prepaid, to the address of the property or parcel of land identified herein except where the land or structure(s) is apparently vacant, AND to the address where the ad valorem tax notice for the property or parcel of land identified herein is sent by the office charged with collecting ad valorem taxes for the subject property or parcel of land identified herein.

This Notice was posted on the subject property on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was posted at the City Building Inspection Office on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was mailed via United States Mail, postage prepaid, to each address identified above on: April 24, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

MINUTES OF THE MAYOR
AND CITY COUNCIL MEETING
MAY 16, 2023



BURKE MAC HAROLD III
1013 BENNETT AVE
COLUMBUS, MS 39702

NUISANCE PROPERTY NOTICE TO OWNER - PURSUANT TO
SECTION 21-19-11(2) OF THE MISSISSIPPI CODE (Effective 7/1/2022)

RE: 1020 SHADY ST
APN: 54W20-03-07700
Case No: CE-23-0220
Officer: Sasha James - Ward: 4

Date: May 4, 2023

PLEASE TAKE NOTICE that the Mayor and City Council of the City of Columbus (the "Governing Authority"), having a population over one thousand five hundred (1500), has authorized the City of Columbus Code Enforcement Director and/or her assistant to determine whether the property or parcel of land is in such a state of uncleanliness as to be a menace to the public health, safety and welfare of the community when the fee or cost to clean property or a parcel of land that is one (1) acre or less does not exceed Two Hundred Fifty Dollars (\$250.00), excluding administrative costs.

The particular condition(s) as determined by the authorized municipal employee existing as of the date of this notice is/are one or more of the following:

- ☒ The presence of overgrowth of weeds, grass or other vegetation
- ☐ The presence of rubbish/garbage and other debris
- ☐ The presence of abandoned building
- ☐ The presence of abandoned or dilapidated fence(s)
- ☐ The presence of burned structure
- ☐ The presence of dilapidated building(s), slabs or personal property
- ☐ The presence of property maintenance code violation
- ☐ The presence of standing water in cesspools
- ☐ The presence of cistern(s), standing water and cesspools

You are hereby advised that by this correspondence a determination has been made that the condition of property or parcel of land as described is a menace to the public health, safety and welfare of the community, and as such the governing authority of the City of Columbus, if the owner does not do so himself, on or before the 11th day of May, 2023, shall proceed to clean the land, by the use of municipal employees or by contract, by cutting grass and weeds, filling cisterns, removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-39-21, and other debris; and draining cesspools and standing water therefrom.

YOU ARE ADVISED THAT A FINDING BY THE MUNICIPAL OFFICIAL THAT THE PROPERTY OR PARCEL OF LAND IS IN NEED OF CLEANING WILL AUTHORIZE THE MUNICIPALITY TO REENTER THE PROPERTY OR PARCEL OF LAND FOR A PERIOD OF TWO (2) YEARS AFTER THE MUNICIPAL OFFICIAL'S DETERMINATION WITHOUT ANY FURTHER HEARING OR ACTION IF NOTICE IS POSTED ON THE PROPERTY OR PARCEL OF LAND AND AT CITY HALL OR ANOTHER PLACE IN THE MUNICIPALITY WHERE SUCH NOTICES ARE GENERALLY POSTED AT LEAST SEVEN (7) DAYS BEFORE THE PROPERTY OR PARCEL OF LAND IS REENTERED FOR CLEANING. A COPY OF THE REQUIRED NOTICE MAILED AND POSTED AS REQUIRED BY MCA SECTION 21-19-11(2) (a)&(b) SHALL BE RECORDED IN THE MINUTES OF THE GOVERNING AUTHORITY IN CONJUNCTION WITH THE HEARING REQUIRED BY SAID SECTION.

Thereafter, the governing authority shall by resolution adjudicate the actual cost of cleaning the property under this provision, provided the same does not exceed Two Hundred Fifty Dollars (\$250.00) and may also impose a penalty not to exceed One Hundred Dollars (\$100.00) or one hundred percent (100%) of the actual cost of cleaning the property, whichever is more.

The cost and any penalty imposed may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and additionally may include administrative costs of the municipality not to exceed Fifty Dollars (\$50.00). For subsequent cleaning within the one-year period, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipal official's determination as authorized, a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property shall not exceed an aggregate amount of One Thousand Dollars (\$1,000.00) per year. The governing authority may assess the same actual costs, administrative costs, and penalty for each time the property or land is cleaned as otherwise provided. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. Upon written notification from the Secretary of State's office, for state-owned properties, a municipality may forgo the notification process that is prescribed in this subsection and proceed to clean the properties and assess costs as prescribed in this subsection, except that, penalties shall not be assessed against the State of Mississippi. A determination made by an appropriate municipal employee under this subsection (2) that the state or condition of property or a parcel of land is a menace to the public health, safety and welfare of the community shall not subsequently be used to replace a hearing if Section 21-19-11(1) is later utilized by a municipality when the prerequisites of Section 21-19-11(2) are not satisfied.

An appeal of this decision may be made to the Governing Authority of the City of Columbus and such appeal shall be in writing, state the basis for the appeal and be filed with the city clerk no later than seven (7) days from the latest date of notice required under MCA 21-19-11(2).

For any questions, please call Sasha James, the Code Enforcement Director for the City of Columbus at 662-245-5063 or 662-245-5070.

This the 4th day of May, 2023.
Sasha James,
City of Columbus Director of Code Enforcement

A copy of this notice shall be recorded in the minutes of the governing authority in conjunction with MCA Section 21-19-11 (2).

At least seven (7) days before the date of cleaning, this notice is required to be posted on the property or parcel of land identified herein AND at city hall or such other place in the municipality where such notices are posted AND is required to be mailed, via United States Mail, postage prepaid, to the address of the property or parcel of land identified herein except where the land or structure(s) is apparently vacant, AND to the address where the ad valorem tax notice for the property or parcel of land identified herein is sent by the office charged with collecting ad valorem taxes for the subject property or parcel of land identified herein.

This Notice was posted on the subject property on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was posted at the City Building Inspection Office on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was mailed via United States Mail, postage prepaid, to each address identified above on:
May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

MINUTES OF THE MAYOR
AND CITY COUNCIL MEETING
MAY 16, 2023



NUISANCE PROPERTY NOTICE TO OWNER - PURSUANT TO
SECTION 21-19-11(2) OF THE MISSISSIPPI CODE (Effective 7/1/2022)

HAMBY RUTH P
47 COVINGTON RD
COLUMBUS, MS 39705

RE: 219 BYRNES CIR
APN: 61W05-01-05200
Case No: CE-23-0223
Officer: Sasha James - Ward: 4

Date: May 4, 2023

PLEASE TAKE NOTICE that the Mayor and City Council of the City of Columbus (the "Governing Authority"), having a population over one thousand five hundred (1500), has authorized the City of Columbus Code Enforcement Director and/or her assistant to determine whether the property or parcel of land is in such a state of uncleanliness as to be a menace to the public health, safety and welfare of the community when the fee or cost to clean property or a parcel of land that is one (1) acre or less does not exceed Two Hundred Fifty Dollars (\$250.00), excluding administrative costs.

The particular condition(s) as determined by the authorized municipal employee existing as of the date of this notice is/are one or more of the following:

- ☒ The presence of overgrowth of weeds, grass or other vegetation
- ☒ The presence of rubbish/garbage and other debris
- ☒ The presence of abandoned building
- ☒ The presence of abandoned or dilapidated fence(s)
- ☒ The presence of burned structure
- ☒ The presence of dilapidated building(s), slabs or personal property
- ☒ The presence of property maintenance code violation
- ☒ The presence of standing water in cesspools
- ☒ The presence of cistern(s), standing water and cesspools

You are hereby advised that by this correspondence a determination has been made that the condition of property or parcel of land as described is a menace to the public health, safety and welfare of the community, and as such the governing authority of the City of Columbus, if the owner does not do so himself, on or before the 11th day of May, 2023, shall proceed to clean the land, by the use of municipal employees or by contract, by cutting grass and weeds, filling cisterns, removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-39-21, and other debris; and draining cesspools and standing water therefrom.

YOU ARE ADVISED THAT A FINDING BY THE MUNICIPAL OFFICIAL THAT THE PROPERTY OR PARCEL OF LAND IS IN NEED OF CLEANING WILL AUTHORIZE THE MUNICIPALITY TO REENTER THE PROPERTY OR PARCEL OF LAND FOR A PERIOD OF TWO (2) YEARS AFTER THE MUNICIPAL OFFICIAL'S DETERMINATION WITHOUT ANY FURTHER HEARING OR ACTION IF NOTICE IS POSTED ON THE PROPERTY OR PARCEL OF LAND AND AT CITY HALL OR ANOTHER PLACE IN THE MUNICIPALITY WHERE SUCH NOTICES ARE GENERALLY POSTED AT LEAST SEVEN (7) DAYS BEFORE THE PROPERTY OR PARCEL OF LAND IS REENTERED FOR CLEANING. A COPY OF THE REQUIRED NOTICE MAILED AND POSTED AS REQUIRED BY MCA SECTION 21-19-11(2) (a)&(b) SHALL BE RECORDED IN THE MINUTES OF THE GOVERNING AUTHORITY IN CONJUNCTION WITH THE HEARING REQUIRED BY SAID SECTION.

Thereafter, the governing authority shall by resolution adjudicate the actual cost of cleaning the property under this provision, provided the same does not exceed Two Hundred Fifty Dollars (\$250.00) and may also impose a penalty not to exceed One Hundred Dollars (\$100.00) or one hundred percent (100%) of the actual cost of cleaning the property, whichever is more.

The cost and any penalty imposed may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and additionally may include administrative costs of the municipality not to exceed Fifty Dollars (\$50.00). For subsequent cleaning within the one-year period, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipal official's determination as authorized, a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property shall not exceed an aggregate amount of One Thousand Dollars (\$1,000.00) per year. The governing authority may assess the same actual costs, administrative costs, and penalty for each time the property or land is cleaned as otherwise provided. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. Upon written authority from the Secretary of State's office, for state-owned properties, a municipality may forego the notification process that is prescribed in this subsection and proceed to clean the properties and assess costs as prescribed in this subsection, except that, penalties shall not be assessed against the State of Mississippi. A determination made by an appropriate municipal employee under this subsection (2) that the state or condition of property or a parcel of land is a menace to the public health, safety and welfare of the community shall not subsequently be used to replace a hearing if Section 21-19-11(1) is later utilized by a municipality when the prerequisites of Section 21-19-11(2) are not satisfied.

An appeal of this decision may be made to the Governing Authority of the City of Columbus and such appeal shall be in writing, state the basis for the appeal and be filed with the city clerk no later than seven (7) days from the latest date of notice required under MCA 21-19-11(2).

For any questions, please call Sasha James, the Code Enforcement Director for the City of Columbus at 662-245-5063 or 662-245-5078.

This 4th day of May, 2023.
Sasha James,
City of Columbus Director of Code Enforcement

A copy of this notice shall be recorded in the minutes of the governing authority in conjunction with MCA Section 21-19-11 (2).

At least seven (7) days before the date of cleaning, this notice is required to be posted on the property or parcel of land identified herein AND at city hall or such other place in the municipality where such notices are posted AND is required to be mailed, via United States Mail, postage prepaid, to the address of the property or parcel of land identified herein except where the land or structure(s) is apparently vacant, AND to the address where the ad valorem tax notice for the property or parcel of land identified herein is sent by the office charged with collecting ad valorem taxes for the subject property or parcel of land identified herein.

This Notice was posted on the subject property on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was posted at the City Building Inspection Office on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was mailed via United States Mail, postage prepaid, to each address identified above on:
May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

MINUTES OF THE MAYOR
AND CITY COUNCIL MEETING
MAY 16, 2023



NUISANCE PROPERTY NOTICE TO OWNER - PURSUANT TO
SECTION 21-19-11(2) OF THE MISSISSIPPI CODE (Effective 7/1/2022)

JOHNSON ERNEST-EST ETAL / J C HARRIS
2423 23 AV N
COLUMBUS, MS 39701

RE: STRAWBERRY ST
APN: 61W06-03-07800
Case No: CE-23-0224
Officer: Sasha James - Ward: 4

Date: May 4, 2023

PLEASE TAKE NOTICE that the Mayor and City Council of the City of Columbus (the "Governing Authority"), having a population over one thousand five hundred (1500), has authorized the City of Columbus Code Enforcement Director and/or her assistants to determine whether the property or parcel of land is in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community when the fee or cost to clean property or a parcel of land that is one (1) acre or less does not exceed Two Hundred Fifty Dollars (\$250.00), excluding administrative costs.

The particular condition(s) as determined by the authorized municipal employee existing as of the date of this notice were one or more of the following:

- [X] The presence of overgrowth of weeds, grass or other vegetation
The presence of rubbish/garbage and other debris
The presence of abandoned building
The presence of abandoned or dilapidated fence(s)
The presence of burned structure
The presence of dilapidated building(s), slabs or personal property
The presence of property maintenance code violation
The presence of standing water in cesspools
The presence of cistern(s), standing water and cesspools

You are hereby advised that by this correspondence a determination has been made that the condition of property or parcel of land as described is a menace to the public health, safety and welfare of the community, and as such the governing authority of the City of Columbus, if the owner does not do so himself, on or before the 11th day of May, 2023, shall proceed to clean the land, by the use of municipal employees or by contract, by cutting grass and weeds, filling cisterns, removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-39-21, and other debris, and draining cesspools and standing water therefrom.

YOU ARE ADVISED THAT A FINDING BY THE MUNICIPAL OFFICIAL THAT THE PROPERTY OR PARCEL OF LAND IS IN NEED OF CLEANING WILL AUTHORIZE THE MUNICIPALITY TO REENTER THE PROPERTY OR PARCEL OF LAND FOR A PERIOD OF TWO (2) YEARS AFTER THE MUNICIPAL OFFICIAL'S DETERMINATION WITHOUT ANY FURTHER HEARING OR ACTION IF NOTICE IS POSTED ON THE PROPERTY OR PARCEL OF LAND AND AT CITY HALL OR ANOTHER PLACE IN THE MUNICIPALITY WHERE SUCH NOTICES ARE GENERALLY POSTED AT LEAST SEVEN (7) DAYS BEFORE THE PROPERTY OR PARCEL OF LAND IS REENTERED FOR CLEANING. A COPY OF THE REQUIRED NOTICE MAILED AND POSTED AS REQUIRED BY MCA SECTION 21-19-11(2) (a)&(b) SHALL BE RECORDED IN THE MINUTES OF THE GOVERNING AUTHORITY IN CONJUNCTION WITH THE HEARING REQUIRED BY SAID SECTION.

Thereafter, the governing authority shall by resolution adjudicate the actual cost of cleaning the property under this provision, provided the same does not exceed Two Hundred Fifty Dollars (\$250.00) and may also impose a penalty not to exceed One Hundred Dollars (\$100.00) or one hundred percent (100%) of the actual cost of cleaning the property, whichever is more.

The cost and any penalty imposed may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and additionally may include administrative costs of the municipality not to exceed Fifty Dollars (\$50.00). For subsequent cleaning within the one-year period, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipal official's determination as authorized, a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property shall not exceed an aggregate amount of One Thousand Dollars (\$1,000.00) per year. The governing authority may assess the same actual costs, administrative costs, and penalty for each time the property or land is cleaned as otherwise provided. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. Upon written authority from the Secretary of State's office, for state-owned properties, a municipality may forego the notification process that is prescribed in this subsection and proceed to clean the properties and assess costs as prescribed in this subsection, except that, penalties shall not be assessed against the State of Mississippi. A determination made by an appropriate municipal employee under this subsection (2) that the state or condition of property or a parcel of land is a menace to the public health, safety and welfare of the community shall not subsequently be used to replace a hearing if Section 21-19-11(1) is later utilized by a municipality when the prerequisites of Section 21-19-11(2) are not satisfied.

An appeal of this decision may be made to the Governing Authority of the City of Columbus and such appeal shall be in writing, state the basis for the appeal and be filed with the city clerk no later than seven (7) days from the latest date of notice required under MCA 21-19-11(2).

For any questions, please call Sasha James, the Code Enforcement Director for the City of Columbus at 662-245-5063 or 662-245-5070.

This the 4th day of May, 2023.
Sasha James,
City of Columbus Director of Code Enforcement

A copy of this notice shall be recorded in the minutes of the governing authority in conjunction with MCA Section 21-19-11(2).

At least seven (7) days before the date of cleaning, this notice is required to be posted on the property or parcel of land identified herein AND at city hall or such other place in the municipality where such notices are posted AND is required to be mailed, via United States Mail, postage prepaid, to the address of the property or parcel of land identified herein except where the land or structure(s) is apparently vacant, AND to the address where the ad valorem tax notice for the property or parcel of land identified herein is sent by the office charged with collecting ad valorem taxes for the subject property or parcel of land identified herein.

This Notice was posted on the subject property on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was posted at the City Building Inspection Office on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was mailed via United States Mail, postage prepaid, to each address identified above on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

MINUTES OF THE MAYOR
AND CITY COUNCIL MEETING
MAY 16, 2023



HOOD SHEILA M
811 21ST ST N
COLUMBUS, MS 39701

NUISANCE PROPERTY NOTICE TO OWNER - PURSUANT TO
SECTION 21-19-11(2) OF THE MISSISSIPPI CODE (Effective 7/1/2022)

RE: 811 21ST ST N
APN: 61W06-01-05100
Case No: CE-23-0226
Officer: Sasha James - Ward: 4

Date: May 4, 2023

PLEASE TAKE NOTICE that the Mayor and City Council of the City of Columbus (the "Governing Authority"), having a population over one thousand five hundred (1500), has authorized the City of Columbus Code Enforcement Director and/or her assistant to determine whether the property or parcel of land is in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community when the fee or cost to clean property or a parcel of land that is one (1) acre or less does not exceed Two Hundred Fifty Dollars (\$250.00), excluding administrative costs.

The particular condition(s) as determined by the authorized municipal employee existing as of the date of this notice is/are one or more of the following:

- ☒ The presence of overgrowth of weeds, grass or other vegetation
- ☐ The presence of rubbish/garbage and other debris
- ☐ The presence of abandoned building
- ☐ The presence of abandoned or dilapidated fence(s)
- ☐ The presence of burned structure
- ☐ The presence of dilapidated building(s), slabs or personal property
- ☐ The presence of property maintenance code violation
- ☐ The presence of standing water in cesspools
- ☐ The presence of cistern(s), standing water and cesspools

You are hereby advised that by this correspondence a determination has been made that the condition of property or parcel of land as described is a menace to the public health, safety and welfare of the community, and as such the governing authority of the City of Columbus, if the owner does not do so himself, on or before the 11th day of May, 2023, shall proceed to clean the land, by the use of municipal employees or by contract, by cutting grass and weeds, filling cisterns, removing rubbish, abandoned or dilapidated fences, outside toilets, abandoned or dilapidated buildings, slabs, personal property, which removal of personal property shall not be subject to the provisions of Section 21-19-21, and other debris; and draining cesspools and standing water therefrom.

YOU ARE ADVISED THAT A FINDING BY THE MUNICIPAL OFFICIAL THAT THE PROPERTY OR PARCEL OF LAND IS IN NEED OF CLEANING WILL AUTHORIZE THE MUNICIPALITY TO REENTER THE PROPERTY OR PARCEL OF LAND FOR A PERIOD OF TWO (2) YEARS AFTER THE MUNICIPAL OFFICIAL'S DETERMINATION WITHOUT ANY FURTHER HEARING OR ACTION IF NOTICE IS POSTED ON THE PROPERTY OR PARCEL OF LAND AND AT CITY HALL OR ANOTHER PLACE IN THE MUNICIPALITY WHERE SUCH NOTICES ARE GENERALLY POSTED AT LEAST SEVEN (7) DAYS BEFORE THE PROPERTY OR PARCEL OF LAND IS REENTERED FOR CLEANING. A COPY OF THE REQUIRED NOTICE MAILED AND POSTED AS REQUIRED BY MCA SECTION 21-19-11(2) (a)&(b) SHALL BE RECORDED IN THE MINUTES OF THE GOVERNING AUTHORITY IN CONJUNCTION WITH THE HEARING REQUIRED BY SAID SECTION.

Thereafter, the governing authority shall by resolution adjudicate the actual cost of cleaning the property under this provision, provided the same does not exceed Two Hundred Fifty Dollars (\$250.00) and may also impose a penalty not to exceed One Hundred Dollars (\$100.00) or one hundred percent (100%) of the actual cost of cleaning the property, whichever is more.

The cost and any penalty imposed may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and additionally may include administrative costs of the municipality not to exceed Fifty Dollars (\$50.00). For subsequent cleaning within the one-year period, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipal official's determination as authorized, a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property shall not exceed an aggregate amount of One Thousand Dollars (\$1,000.00) per year. The governing authority may assess the same actual costs, administrative costs, and penalty for each time the property or land is cleaned as otherwise provided. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. Upon written authority from the Secretary of State's office, for state-owned properties, a municipality may forgo the notification process that is prescribed in this subsection and proceed to clean the properties and assess costs as prescribed in this subsection, except that, penalties shall not be assessed against the State of Mississippi. A determination made by an appropriate municipal employee under this subsection (2) that the state or condition of property or a parcel of land is a menace to the public health, safety and welfare of the community shall not subsequently be used to replace a hearing if Section 21-19-11(1) is later utilized by a municipality when the prerequisites of Section 21-19-11(2) are not satisfied.

An appeal of this decision may be made to the Governing Authority of the City of Columbus and such appeal shall be in writing, state the basis for the appeal and be filed with the city clerk no later than seven (7) days from the latest date of notice required under MCA 21-19-11(2).

For any questions, please call Sasha James, the Code Enforcement Director for the City of Columbus at 662-245-5063 or 662-245-5070.

This the 4th day of May, 2023.

Sasha James,
City of Columbus Director of Code Enforcement

A copy of this notice shall be recorded in the minutes of the governing authority in conjunction with MCA Section 21-19-11 (2).

At least seven (7) days before the date of cleaning, this notice is required to be posted on the property or parcel of land identified herein AND at city hall or such other place in the municipality where such notices are posted AND is required to be mailed, via United States Mail, postage prepaid, to the address of the property or parcel of land identified herein except where the land or structure(s) is apparently vacant, AND to the address where the ad valorem tax notice for the property or parcel of land identified herein is sent by the office charged with collecting ad valorem taxes for the subject property or parcel of land identified herein.

This Notice was posted on the subject property on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was posted at the City Building Inspection Office on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was mailed via United States Mail, postage prepaid, to each address identified above on:
May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

MINUTES OF THE MAYOR
AND CITY COUNCIL MEETING
MAY 16, 2023



NUISANCE PROPERTY NOTICE TO OWNER - PURSUANT TO
SECTION 21-19-11(2) OF THE MISSISSIPPI CODE (Effective 7/1/2022)

CONNER HAL/LOUISE J c/o MARTHA DOUGHTY
2518 22ND AVE N
COLUMBUS, MS 39701

RE: 505 PEAR ST
APN: 61W06-03-07600
Case No: CE-23-0231
Officer: Sasha James - Ward: 4

Date: May 4, 2023

PLEASE TAKE NOTICE that the Mayor and City Council of the City of Columbus (the "Governing Authority"), having a population over one thousand five hundred (1500), has authorized the City of Columbus Code Enforcement Director and/or her assistant to determine whether the property or parcel of land is in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community when the fee or cost to clean property or a parcel of land that is one (1) acre or less does not exceed Two Hundred Fifty Dollars (\$250.00), excluding administrative costs.

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Code Section:	Corrective Action:	Compliance Date:
302.4 - Overgrown Lot	Cut, trim, and maintain overgrown grass, hedges, shrubs, trees, and other vegetation.	May 11, 2023

YOU ARE ADVISED THAT A FINDING BY THE MUNICIPAL OFFICIAL THAT THE PROPERTY OR PARCEL OF LAND IS IN NEED OF CLEANING WILL AUTHORIZE THE MUNICIPALITY TO REENTER THE PROPERTY OR PARCEL OF LAND FOR A PERIOD OF TWO (2) YEARS AFTER THE MUNICIPAL OFFICIAL'S DETERMINATION WITHOUT ANY FURTHER HEARING OR ACTION IF NOTICE IS POSTED ON THE PROPERTY OR PARCEL OF LAND AND AT CITY HALL OR ANOTHER PLACE IN THE MUNICIPALITY WHERE SUCH NOTICES ARE GENERALLY POSTED AT LEAST SEVEN (7) DAYS BEFORE THE PROPERTY OR PARCEL OF LAND IS REENTERED FOR CLEANING. A COPY OF THE REQUIRED NOTICE MAILED AND POSTED AS REQUIRED BY MCA SECTION 21-19-11(2) (a)&(b) SHALL BE RECORDED IN THE MINUTES OF THE GOVERNING AUTHORITY IN CONJUNCTION WITH THE HEARING REQUIRED BY SAID SECTION.

Thereafter, the governing authority shall by resolution adjudicate the actual cost of cleaning the property under this provision, provided the same does not exceed Two Hundred Fifty Dollars (\$250.00) and may also impose a penalty not to exceed One Hundred Dollars (\$100.00) or one hundred percent (100%) of the actual cost of cleaning the property, whichever is more.

The cost and any penalty imposed may become a civil debt against the property owner, and/or, at the option of the governing authority, an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost to the municipality of any contract executed by the municipality to have the work done, and additionally may include administrative costs of the municipality not to exceed Fifty Dollars (\$50.00). For subsequent cleaning within the one-year period, upon seven (7) days' notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall or another place in the municipality where such notices are generally posted, and consistent with the municipal official's determination as authorized, a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six (6) times in any twelve-month period with respect to removing abandoned or dilapidated buildings, slabs, dilapidated fences and outside toilets, and no more than twelve (12) times in any twenty-four-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning of the property shall not exceed an aggregate amount of One Thousand Dollars (\$1,000.00) per year. The governing authority may assess the same actual costs, administrative costs, and penalty for each time the property or land is cleaned as otherwise provided. The penalty provided herein shall not be assessed against the State of Mississippi upon request for reimbursement under Section 29-1-145, nor shall a municipality clean a parcel owned by the State of Mississippi without first giving notice. Upon written authority from the Secretary of State's office, for state-owned properties, a municipality may forego the notification process that is prescribed in this subsection and proceed to clean the properties and assess costs as prescribed in this subsection, except that, penalties shall not be assessed against the State of Mississippi. A determination made by an appropriate municipal employee under this subsection (2) that the state or condition of property or a parcel of land is a menace to the public health, safety and welfare of the community shall not subsequently be used to replace a hearing if Section 21-19-11(1) is later utilized by a municipality when the prerequisites of Section 21-19-11(2) are not satisfied.

An appeal of this decision may be made to the Governing Authority of the City of Columbus and such appeal shall be in writing, state the basis for the appeal and be filed with the city clerk no later than seven (7) days from the latest date of notice required under MCA 21-19-11(2).

For any questions, please call Sasha James, the Code Enforcement Director for the City of Columbus at 662-245-5063 or 662-245-5070.

This the 4th day of May, 2023.
Sasha James,
City of Columbus Director of Code Enforcement

A copy of this notice shall be recorded in the minutes of the governing authority in conjunction with MCA Section 21-19-11 (2).

At least seven (7) days before the date of cleaning, this notice is required to be posted on the property or parcel of land identified herein AND at city hall or such other place in the municipality where such notices are posted AND is required to be mailed, via United States Mail, postage prepaid, to the address of the property or parcel of land identified herein except where the land or structure(s) is apparently vacant, AND to the address where the ad valorem tax notice for the property or parcel of land identified herein is sent by the office charged with collecting ad valorem taxes for the subject property or parcel of land identified herein.

This Notice was posted on the subject property on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was posted at the City Building Inspection Office on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

This Notice was mailed via United States Mail, postage prepaid, to each address identified above on: May 4, 2023

By: Sasha James, City of Columbus Director of Code Enforcement

B. Discuss/Approve recommendations from the May 8, 2023 Planning Commission Meeting.

Permitted Use Request 23-04

Golden Triangle Regional Homeless Coalition
62 Airline Road
R-4 Multi-Family Residential District

Request to construct a tiny home village on land donated by the City of Columbus.

The Planning Commission unanimously recommended approval of the request to construct a tiny home village on land donated by the City of Columbus, with the exception of Kevin Stafford, who recused himself due to a conflict of interest.

Council Member Mickens moved that the facts and findings of the Planning Commission be adopted as the facts and findings of the Mayor and City Council, and that the recommendation of the Planning Commission to allow the construction of a time home village on land donated by the City of Columbus, with the exception of Kevin Stafford, who recused himself due to a conflict of interest, be approved. Council Member Greene seconded the motion. Building Official, Kenney Wiegel, stated that there were no objections to this request. There followed discussion, consideration, and review by the Council of the issues and facts presented by this request and the action taken by the City of Columbus Planning Commission.

All Council Members voted in favor of the motion.

The motion carried 6/0.

Permitted Use Request P/U 23-05

Angela Rice
523-A Alabama Street
C-3 Highway Commercial District

Request a permitted use to establish an adult daycare.

This case was withdrawn by the applicant.

Permitted Use Request P/U 23-06

Katherine S. Kerby
225 5th Street North
C-2 Community Commercial District

Request a permitted use of residential on the ground floor in the C-2 District.

The Planning Commission unanimously recommended approval of request.

Councilwoman Diccio moved that the facts and findings of the Planning Commission be adopted as the facts and findings of the Mayor and City Council, and that the recommendation of the Planning Commission to permit the use of residential on the ground floor in the C-2 District be approved. Council Member Beard seconded the motion. Building Official, Kenney Wiegel, stated that there were no objections to this request. There followed discussion, consideration, and review by the Council of the issues and facts presented by this request and the action taken by the City of Columbus Planning Commission.

All Council Members voted in favor of the motion.

The motion carried 6/0.

D

C. Discuss/Approve request to fill vacant position of Permit Technician, pending successful completion of preliminary testing.

Council Member Beard made a motion to approve the request to hire **Angela Parker** as a Permit Technician in the Building Inspection Department at \$12.50 per hour, pending preliminary testing. Councilwoman Stewart seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

D. Discuss/Approve request to hire three (3) Entry-Level Firefighters, pending successful completion of preliminary testing.

Council Member Beard made a motion to approve the request to hire two (2) Entry-Level Firefighters: **Zachary Anderson and Jonathan Thomas**, pending successful completion of preliminary testing. Councilwoman Stewart seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

E. Discuss/Approve request to hire two (2) CPD Officers, pending successful completion of preliminary testing.

Council Member Beard made a motion to approve the request to hire two (2) CPD Officers: **ANTONIOUS SELLERS** and **JEREMY FORTNEY**, pending successful completion of preliminary testing. Councilwoman Stewart seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

F. Discuss/Approve ASDI Software Lease Agreement

Council Member Beard made a motion to approve new ASDI Software Lease Agreement, which will streamline court reporting and will replace OMNIGO, according to the terms mentioned in the agreement for a five (5) year term. Councilwoman Stewart seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

THE AGREEMENT FOLLOWS:

(THIS SPACE LEFT BLANK INTENTIONALLY)

SOFTWARE LEASE AGREEMENT

This SOFTWARE LEASE AGREEMENT is entered into, by and between Application Data Systems, Inc., a Mississippi corporation located at 1930 First Commercial Dr, Southaven, MS 38671 (referred to Lessor), and City of Columbus, Mississippi located at 523 Main Street, P.O. Box 1408, Columbus, MS 39703-1408 (hereinafter the Lessee), to lease its Software Product set forth in Exhibit A. Effective this _____ day of _____, 2023 under the following terms and conditions hereinafter set forth, for consideration stated herein the agreement.

Description

Exhibit A & Exhibit B

SOFTWARE LOCATION: (Cspire Center Starkville used in Columbus, MS)

Term of Lease	5 years
No. of Lease Payments (monthly):	60

Rental Payments payable as follows year 1:

Lease Payment:	\$3,775.00
Hosting C-spire center Costs per month:	\$150.00
One time startup fee:	\$7,500.00
Total Payment Per Month year 1 Bill to start October 1st, 2023-2024:	\$3925.00

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Year 2, 3, 4, 5 unless terminated as outlined in this agreement

Rental Payments payable as follows year 1:

Lease Payment:	\$4,265.00
Hosting C-spire center Costs per month:	\$150.00
One time startup fee:	\$0.00
Total Payment Per Month year 1 Bill to start October 1st, 2023-2024:	\$4,415.00

TERMS AND CONDITIONS

1. **LEASE/Subsription.** ADSi the owner leases/subscribes to Lessee/subscriber and Lessee hereby hires and/or takes from Lessor the personal property consisting of certain proprietary computer software as set forth in the above lease schedule. Which shall include all software, replacement code, additions, upgrades, and bug or routine maintenance as shown in Exhibit A & B (hereinafter referred to as the Software/Subsription quotation of systems). The Software is and shall at all times be and remain the sole, exclusive property of the ADSi the Lessor retains all ownership and Client/Lessee shall have no ownership rights, own any titles, or have ownership interest in supplied software therein or thereto except as to the use for intended purposes as supplied.
2. **RENTALS/Subsription.** During the term of the Lease, Lessee hereby agrees to pay rent/fees to Lessor in the amounts set forth in this agreement, without deduction or off set. All payments shall be made to the office of the Lessor at 1930 First Commercial Dr, Southaven, MS 38671, or as otherwise directed by Lessor in writing. The Subscriber may choose the payment terms that suit Lessee's budgeting requirements be that monthly, quarterly, or semi/annual payments for software subscription, usage, ongoing support services. ADSi reserves the right to increase subscription pricing based on extreme economic conditions like extreme increase from outside 3rd party vendors or inflationary demands outside Lessor's control and Lessor will do its best to notify Lessee before increases are put into place from billing cycle to billing cycle. Lessee reserves the right to reject any increases and to terminate this Agreement if Lessee deems the increase to be unreasonable our outside Lessee's ability to pay.
3. **SECURITY DEPOSIT.** At no time will a security deposit be required. However, ADSi may elect to charge a onetime startup fee that is outlined in Exhibit A & B, which will be identified by Lessor. This one-time startup fee shall not exceed the sum of \$7,500.00 and shall be for initial builds, testing, project management, and go live events on client site. Hosting fees may be included for servers used by the client.
4. **LIMITED WARRANTY.** To the extent permitted by law, Lessor makes no warranties (express, implied, or verbal statutory) with respect to the Software and/or accompanying written materials including, but not limited to, any implied warranties of merchantability, fitness for a particular use.

5. **TERM AND RENEWAL.** Subject to the right of the next Lessee administration to void this contract, the original and non-cancellable term of this Lease shall commence on the effective date as set forth above and shall terminate at the expiration of five (5) years. If not voided by the next Lessee administration, this Lease shall automatically renew for an annual term at the expiration of the original term; unless Lessee provides a notice of cancellation, ninety (90) days prior to expiration of the current term.
6. **SOFTWARE ACCEPTANCE.** Upon Lessee's execution of this Agreement Lessor shall install the Software set forth above and ensure that it is good and operable on Lessee's hardware and that Lessor shall fully and satisfactorily perform all terms, covenants, and conditions outlined in this agreement and to be performed by it under this Lease Agreement. Upon such satisfactory installation and operation, this Agreement shall become effective.
7. **PLACE OF USE.** Lessee shall keep the Software at its place of business or in hosting center as specified above. Lessee covenants and agrees not to allow the use of the Software by other, agencies, without ADSi prior approval. Nor can individuals access said Software outside agency unless authorized by ADSi and may use only on identified workstations, tablets, or smart device that are authorized for the location governed by this Lease. Lessee further covenants and agrees not to copy, sub-lease, sub-license, transfer, donate, commercially exploit, reverse engineer, decompile, disassemble (or allow the same to occur) to any ADSi Software while this agreement is in place.
8. **USE AND RETURN OF SOFTWARE.** Lessee shall exercise normal and proper care in the use of the Software. Upon expiration or termination of this Lease, Lessee, at its sole expense, shall pack and return the Software to Lessor at 1930 First Commercial Dr, Southaven, MS 38671. Or an agreed upon place as may be designated by Lessor in the same condition as when received by the Lessee, reasonable wear, and tear alone excepted.
9. **SOFTWARE SUPPORT.** ADSi/Lessor is the exclusive owner of software and as a result is the only persons/personnel qualified to provide ongoing support services for ADSi software. At no time is the client permitted, authorized, to allow any 3rd party to support any part of the ADSi software. Upon 90-day notification of termination ADSi agrees to supply the client with a copy of their data on current media at no charge. Upon delivery of client's data ADSi may delete all site information, cloud resources, or terminate all VPN's access to all ADSi software used software. Web domains, or site-specific instances, may be removed at the digression of owner, all logins, connections, or third-party tools may be terminated upon final delivery.
10. **TITLE.** All the Software shall always remain the personal property of lessor and the title thereto shall remain with the Lessor at all times. Lessee shall keep the Software free from any and all judgments, liens, and encumbrances. Lessee

5. **TERM AND RENEWAL.** Subject to the right of the next Lessee administration to void this contract, the original and non-cancellable term of this Lease shall commence on the effective date as set forth above and shall terminate at the expiration of five (5) years. If not voided by the next Lessee administration, this Lease shall automatically renew for an annual term at the expiration of the original term; unless Lessee provides a notice of cancellation, ninety (90) days prior to expiration of the current term.
6. **SOFTWARE ACCEPTANCE.** Upon Lessee's execution of this Agreement Lessor shall install the Software set forth above and ensure that it is good and operable on Lessee's hardware and that Lessor shall fully and satisfactorily perform all terms, covenants, and conditions outlined in this agreement and to be performed by it under this Lease Agreement. Upon such satisfactory installation and operation, this Agreement shall become effective.
7. **PLACE OF USE.** Lessee shall keep the Software at its place of business or in hosting center as specified above. Lessee covenants and agrees not to allow the use of the Software by other, agencies, without ADSi prior approval. Nor can individuals access said Software outside agency unless authorized by ADSi and may use only on identified workstations, tablets, or smart device that are authorized for the location governed by this Lease. Lessee further covenants and agrees not to copy, sub-lease, sub-license, transfer, donate, commercially exploit, reverse engineer, decompile, disassemble (or allow the same to occur) to any ADSi Software while this agreement is in place.
8. **USE AND RETURN OF SOFTWARE.** Lessee shall exercise normal and proper care in the use of the Software. Upon expiration or termination of this Lease, Lessee, at its sole expense, shall pack and return the Software to Lessor at 1930 First Commercial Dr, Southaven, MS 38671. Or an agreed upon place as may be designated by Lessor in the same condition as when received by the Lessee, reasonable wear, and tear alone excepted.
9. **SOFTWARE SUPPORT.** ADSi/Lessor is the exclusive owner of software and as a result is the only persons/personnel qualified to provide ongoing support services for ADSi software. At no time is the client permitted, authorized, to allow any 3rd party to support any part of the ADSi software. Upon 90-day notification of termination ADSi agrees to supply the client with a copy of their data on current media at no charge. Upon delivery of client's data ADSi may delete all site information, cloud resources, or terminate all VPN's access to all ADSi software used software. Web domains, or site-specific instances, may be removed at the digression of owner, all logins, connections, or third-party tools may be terminated upon final delivery.
10. **TITLE.** All the Software shall always remain the personal property of lessor and the title thereto shall remain with the Lessor at all times. Lessee shall keep the Software free from any and all judgments, liens, and encumbrances. Lessee

shall give Lessor immediate notice of the attachment or other judicial process, lien, or encumbrance, affecting the Software and shall indemnify and save Lessor harmless of and from any loss or damage caused thereby.

11. **CONFIDENTIALITY.** During this Agreement, either party may have or may be provided access to the other's proprietary items or confidential information. Each party agrees to maintain the confidentiality of the other's Confidential Information/data in accordance with this provision and any separate nondisclosure agreement that expressly references the disclosure(s) between Lessor and Lessee. At a minimum, each party agrees that it shall not make the other's Confidential Information available to any third party without the written consent of the other and that title and ownership of the Confidential Information provided by one party to the other shall remain the exclusive property of that party who has the right to possess the Confidential Information.
12. **RIGHT OF INSPECTION.** Lessor, its agents, and representatives shall have the right upon proper notification inspect during normal business hours to inspect the Software and for that purpose to have access to the location of the Software.
13. **NON-WAIVER.** Lessor's and/or Lessee's failure at any time to require strict performance from the other party of any of the provisions hereof shall not waive or diminish their right thereafter to demand strict compliance therewith or with any other provision. Waiver of any default shall not waive any other default. Lessor's and Lessee's rights hereunder are cumulative and not alternative.
14. **POSSESSION OF SOFTWARE.** Lessor covenants to and with Lessee that Lessor is and will always be the exclusive and lawful owner of said ADSi Software. Lessee's performance of the conditions herein, Lessee shall peacefully and quietly hold, secure, and use the Software during the length or term of this Lease without hindrance.
15. **DEFAULT.** If Lessee fails to pay any subscriptions fees or other amount as described herein provided within thirty (30) days after the same is due and payable; or if Lessee fails to observe, keep, or perform any other provision of this Lease required to be observed, kept or performed by Lessee; or if a petition is filed by or against Lessee under the Bankruptcy Act or any amendment thereto (including a petition for reorganization or an arrangement); or if a receiver is appointed for Lessee and its property; or if Lessee commits an act of bankruptcy, becomes insolvent, makes an assignment for the benefit of creditors, or offers a composition or extension of any of its indebtedness; or if Lessee, without Lessor's prior consent, attempts to alter, modify, translate, decompile, disassemble, copy, sell, trade, transfer, encumber, pledge, sublease or in any way dispose of the Software, then Lessor or its agents shall have the right to exercise any one or more of the following remedies:

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a. Declare the entire amount of the subscription fees hereunder immediately due and payable with notice or demand to Lessee.

b. To sue and recover from Lessee an amount equal to the unpaid balance of any rent or other amounts due, or to become due, during the term of this Lease as well as reasonable attorneys' fees and other expenses incurred by Lessor in an attempt to enforce the provisions of this Lease.

c. To sue for and recover damages for the Lessee's default.

d. To demand and take possession of the Software without demand or notice wherever the same may be located, with or without court order. Any said taking of possession shall not constitute a termination of this Lease and shall not relieve Lessee of its original obligations under this Lease unless Lessor expressly so notifies Lessee in writing.

Additionally, Lessor shall have upon default such other and further remedies and rights as may be available at law by reason of the Lessee's default.

Further, if Lessor fails to observe, keep, or perform any other provision of this Lease required to be observed, kept or performed by Lessor; or if a petition is filed by or against Lessor under the Bankruptcy Act or any amendment thereto (including a petition for reorganization or an arrangement); or if a receiver is appointed for Lessor and its property; or if Lessor commits an act of bankruptcy, becomes insolvent, makes an assignment for the benefit of creditors, or offers a composition or extension of any of its indebtedness; or if Lessor, without Lessee's prior consent, attempts to encumber, pledge, sublease or in any way dispose of the subject Software, then Lessee or its agents shall have the right to exercise any one or more of the following remedies:

a. Declare the entire Agreement void and all payment obligations shall be null and void.

b. To sue and recover from Lessor an amount equal to any damages suffered by Lessee, whether direct, indirect, consequential, or otherwise, and whether legal or equitable, as well as reasonable attorneys' fees and other expenses incurred by Lessee in an attempt to enforce the provisions of this Lease.

c. To sue for and recover damages for the Lessor's default.

Additionally, Lessor shall have upon default such other and further remedies and rights as may be available at law by reason of the Lessee's default.

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16. **ASSIGNMENTS.** Neither Lessee nor Lessor shall assign any rights or obligations herein with regard to this Lease without the written consent of the other party.
17. **RISK OF LOSS.** Lessee hereby assumes and shall bear the entire risk of loss, theft, damage, and destruction of the Software from any cause whatsoever, except for a cause of loss caused by Lessor, or any of Lessor's agents, employees, contractors, licensees, or servants. Further, should the Software be lost, stolen, damaged or destroyed through no fault of the Lessee, then Lessee shall be relieved of any obligations under this Lease and this Lease shall terminate upon thirty days' notice from Lessee to Lessor.
18. **BINDING AGREEMENT.** This Lease shall be binding upon the Lessee and its heirs, legal representatives, successors and assigns and shall inure to the benefit of the Lessor, its successors, legal representatives, and assigns.
19. **GOVERNING LAW. THIS AGREEMENT SHALL BE DEEMED TO BE MADE AND EXECUTED IN LOWNDES COUNTY, MISSISSIPPI AND SHALL BE INTERPRETED AND ENFORCED IN ACCORDANCE WITH THE LAWS OF THE STATE OF MISSISSIPPI.**
20. **SEVERABILITY.** If any provision here of or any remedy herein provided for is invalid under any applicable law, such provision shall be inapplicable and deemed omitted. However, the remaining portions herein, including remaining default remedies, shall be given full force and effect in accordance with the intent of this document.

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21.NO OTHER AGREEMENTS. This instrument dated on _____ contains the entire agreement between the parties hereto with respect to the subject matter contained herein. There are no other agreements, written or unwritten, that shall bind the parties.

Application Data Systems, Inc./Lessor

Customer/Lessee

By: _____

By: _____

Title: _____

Title: _____

Signature: _____

Signature: _____

Email: _____

EXHIBIT A & B SOFTWARE PROGRAM

Quotation of system 1/26/2023 year 1 monthly billing to commence October 1, 2023, and lasts until September 31, 2024.

Quotation of system 1/26/2023 year starting October 1, 2024, an last until 2027 unless agreement is terminated according to terms as already outlined in this agreement.

G. Discuss/Approve Change Order No. 1 in the amount of \$5,823.32 for the Columbus-Lowndes County Airport's Terminal Pavement Rehabilitation Project.

Council Member Beard made a motion to approve Change Order No. 1 in the amount of \$5,823.32 for the Columbus-Lowndes County Airport's Terminal Pavement Rehabilitation Project. Council member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

H. Discuss/Approve awarding 15th Street North Drainage Improvements to the lowest responsive bidder in the amount of \$124,850.00.

Kevin Stafford, dba Neel-Schaffer Inc. came forward and four (4) bids were received and he recommends awarding the contract to the lowest responsive bidder, Mitchell Contracting, Inc., from Madisonville, Louisiana, in the amount of \$124,850.00 to be paid out of the modernization tax fund. Council Member Jones asked about another potential contractor that has stated he can do the work for \$75,000.00. Mr. Stafford answered "yes." Council Member Jones made a motion to reject the bid and seek competitive bids for this project. Council Member Mickens seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

I. Discuss/Approve Propst Park Improvement Budget

Greg Lewis, Parks & Recreation Director, came before the Mayor and Council and discussed the proposed improvements and costs to Propst Park. CFO Brigham discussed various amounts, interest rates and total proposed debt. Council Member Beard made a motion to approve the request Propst Park Improvement Budget in the amount of \$4.4 million dollars, using \$1.4M that is currently in the budget and borrowing \$3 million dollars.

Council Members Stewart, Mickens, Beard and Jones voted in favor of the motion. Council Members Greene and Diccico opposed the motion.

The motion carried 4/2.

J. Discuss/Approve request to hire two (2) Part-Time Community Outreach Summer workers, pending successful completion of preliminary testing.

COO Jammie Garrett requested approval to hire two (2) part-time Community Outreach Summer workers, pending successful completion of preliminary testing. Council Member Beard made a motion to approve the request to hire two (2) part-time Community Outreach Summer workers, pending successful completion of preliminary testing. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

CLOSED DETERMINATION:

Councilwoman Diccio made a motion to go into closed session to determine whether it is necessary to go into Executive Session. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

All members of the public, with the exception of the Mayor, the Council, the General Counsel, the COO, the CFO, and the HR Director, exited the meeting.

Mayor Gaskin apprised the Council of three (3) personnel matters involving job performance of employees in various departments and remarked that these matters warrant being heard in Executive Session.

Councilwoman Stewart made a motion to go in Executive Session to discuss three (3) personnel matters. Council Member Greene seconded the motion.

All Council Members voted in favor of the motion.

The motion carried 6/0.

The COO announced to the general public outside the Council Chambers that the Council was going into Executive Session to discuss three (3) personnel matters.

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ADJOURNMENT:

The Mayor then asked if there was any other business to come before the Mayor and City Council. There being none, Council Member Beard moved that the meeting be adjourned. Upon second by Councilwoman Dickey and unanimous vote, the Mayor announced that the meeting was ADJOURNED.

Approved by: _____
Keith Gaskin, Mayor

James "Jim" Brigham
CFO/Secretary-Treasurer/Clerk