

**CITY COUNCIL AGENDA  
OF THE CITY OF GREENVILLE, MISSISSIPPI  
JULY 5, 2011**

**THE CITY OF GREENVILLE GLADLY MAKES REASONABLE ACCOMMODATIONS OF ACCESS TO ALL CITIZENS-CUSTOMERS. FOR ASSISTANCE PLEASE CALL ON THE MAYOR'S OFFICE.**

**(PLEASE TURN OFF ALL CELLULAR TELEPHONES)**

Invocation: Rev. Frank Hall, Pastor of Friendship Baptist Church, Greenville, MS; guest minister of Councilwoman Watkins.

Pledge of Allegiance to the Flag

**1. Monthly Reports**

- a. Airport
- b. City Clerk's Office
- c. Engineering
- d. Fire Department
- e. Fleet
- f. Human Resources
- g. Information Technology
- h. Mayor's Office
- i. Municipal Court
- j. Parks and Recreation
- k. Planning Department
- l. Police Department
- m. Public Works
- n. Water/Utility
- o. Vector Disease

**2. Council to approve minutes of a regular City Council meeting held June 21, 2011. (pages 1-26)**

**3. Council to approve minutes of a Charter and Ordinance Committee meeting held June 24, 2011. (page 27-28)**

**4. Council to receive minutes of a Planning Commission meeting held June 28, 2011. (pages 29-31)**

**5. Council to consider recommendations of the Planning Commission:**

- a. Consider adopting an ordinance to rezone 646 Lester Street from R-2 to C-1 for a child day care. (pages 32-34)
- b. Consider approving Conditional Use Permit to locate a church at 1200 Old Leland Road, zoned I-1. (pages 35-36)

6. Council to approve minutes of a Charter and Ordinance Committee meeting held July 1, 2011. (To be delivered)
7. Council to consider recommendations of the Charter and Ordinance Committee.
- a) Pen Construction.

[Chapter 8. Offenses and Miscellaneous Provisions. Article II. Animals and Fowl. Division 4. Pit Bull Dogs. Sec. 8-117.]

*Regulations. (c) (1) Confinement of pit bull dogs.]*

From: “..... pit bull dogs must at all times be securely confined indoors, or confined in a securely and totally enclosed and locked pen, with either a top or with all four sides at least six (6) feet high, and with a foundation, flooring or other reasonable means to prevent escape by tunneling...”

To: ..... with a top, all four sides at least six (6) feet high, and concrete flooring to prevent escape by tunneling; pen shall have a five (5) foot minimum set back from property lot line....

*Regulations. (c) (2) Confinement of pit bull dogs.]*

- b) From: “..... provided, however, that no pit bull dog may be walked within fifty (50) feet of any public school ground, play ground or park, nor enter into such school ground, play ground or park.”

To: ..... provided, however, that no pit bull dog may be walked within one hundred and fifty (150) feet of any school ground, play ground or park, nor enter into such school ground, play ground or park.

*Regulations. (c) (2) Confinement of pit bull dogs.]*

Add this requirement to the vicious dog Ordinance as well.

[Chapter 8. Offenses and Miscellaneous Provisions. Article II. Animals and Fowl. Division 3. Animals Running At Large; Impoundment. Sec. 8-91.

*Vicious dog or other animal; requirements for confinement. (d)*

- c) Add: ..... No vicious dog may be walked within one hundred and fifty (150) feet of any school ground, play ground or park, nor enter into such school ground, play ground or park.

*Registration of pit bull dogs.*

[Chapter 8. Offenses and Miscellaneous Provisions. Article II. Animals and Fowl. Division 4. Pit Bull Dogs. Sec. 8-117. Regulations. (d) Registration of pit bull dogs.

d) From: "Every owner of a pit bull dog within the city shall register the dog with the Washington County Humane Society and with the Greenville Police Department. The registration shall include the following: Name, address and telephone number of the dog's owner; the address where the dog is harbored, if different from that of the owner; a complete identification of the dog, including the dog's sex, color and other distinguishing physical characteristics; a color photograph of the dog; a description of the method of compliance with the confinement requirements; and a registration fee."

To: Every owner of a pit bull dog within the city shall register the dog by three months of age minimum with the Greenville Animal Shelter and renew each year thereafter. The registration and renewal shall include the following: name, address and telephone number of the dog's owner; a complete identification of the dog, including the dog's sex, color and other distinguishing physical characteristics; a color photograph of the dog; inspection of dog facility by the Humane Officer; proof of vaccination; proof of liability insurance that specifically states *vicious dog* in an amount of \$50,000 - \$100,000. Registration fee is \$25 and renewal fee of \$25 each year thereafter. Owner must be able to show registration at all times. Pit bull dogs not properly registered may be confiscated by the City of Greenville.

*Increase in vicious dog fines.*

[Chapter 8. Offenses and Miscellaneous Provisions. Article II. Animals and Fowl. Division 3. Animals Running At Large; Impoundment. Sec. 8-91. Vicious dog or other animal; requirements or confinement. (f)(1)(2)(3)

e) From: (1) "First offense, a fine of not less than fifty dollars (\$50.00);"

To: First offense, a fine of not less than two hundred and fifty dollars (\$250.00) and restitution to the victim.

f) From: (2) "Second offense, a fine of not less than one hundred dollars (\$100.00);"

To: Second offense, a fine of not less than five hundred dollars (\$500.00) and restitution to the victim.

g) From: (3) "Third offense, a fine of not less than three hundred dollars (\$300.00); in addition, the animal shall be permanently removed from the corporate limits of the city, and if the animal is subsequently found within the city limits, it shall be humanely destroyed.

To: Third offense, a fine of not less than one thousand dollars (\$1,000.00), and restitution to the victim, and up to thirty (30) days in jail; in addition, the animal shall be permanently removed from the corporate limits of the city, and if the animal is subsequently found within the city limits, it shall be humanely destroyed.

*Increase in Impoundment Fees*

[Chapter 8. Offenses and Miscellaneous Provisions. Article II. Animals and Fowl. Division 2. Dogs Generally. Sec. 8-62, Biting or infected dogs.(c)

**h) From:** “The initial impoundment fee for biting or infected dogs shall be twenty dollars (\$20.00); the redemption fee for each day of retention thereafter shall be eight dollars (\$8.00).

**To:** The initial impoundment fee for biting or infected dogs shall be twenty-five dollars (\$25.00); the redemption fee for each day of retention thereafter shall be ten dollars (\$10.00).

{Rationale: To mirror the fees charged for vicious animal impoundment in Div. 3, 8-91(e)}

- 8.** Council to consider item held in abeyance from June 17, 2011 Regular City Council meeting approving filling three vacancies in the Public Works Department; two in Sewer Maintenance and one in the Street Department.
- 9.** Council to consider approval of request by the Historic Preservation Commission to move forward with a proposed local Historic Downtown Business District. (pages 37-43)
- 10.** Council to hear from Mr. Donly Drakes concerning procedures for obtaining building permits. (pages 43A – 43C)
- 11.** Council to consider approval of budget amendment for the Water/Utility Department. (page 44)
- 12.** Council to consider travel request for Mr. Mark Seard to travel to Eupora, MS to represent the City of Greenville at the North Central MS Regional Railroad Authority meeting on July 21, 2011 in the amount of \$68.12. (page 45)
- 13.** Council to consider travel/training for Gwanda Wilson, Cindy Stevens, Floyd Watson, and Priscilla Bush to attend the Mississippi Protection Order Registry Procedures Training for Court Clerks on July 19, 2011 at Mississippi Valley State University, in Itta Bena, MS paid for by the Attorney General’s Office. (page 46)
- 14.** Council to consider travel/training for Renover White, Vernon Murphree, Carolyn Luke, and Lonagcio Smith to attend the Fire Service Instructor 1041-1-11 course at the State Fire Academy in Pearl, MS on July 17, 2011 in the amount of \$184.00 each. (pages 47-50)
- 15.** Council to consider travel/training for Raymond Longoria and Kenneth Phillips to attend the Rope Rescue Technician – I course at the State Fire Academy in Pearl, MS on July 24, 2011 in the amount of \$92.00 each. (pages 51-52)
- 16.** Council to consider approval of Pay Request #9 to the LPA Group in the amount of \$2,272.00 for work performed under MDOT No. MM-0027-0310 – Fire Suppression System renovation (99% grant funded). (pages 53-54)
- 17.** Council to consider approval of Pay Request #13 to the LPA Group in the amount of \$1,956.12, for work performed under AIP grant 3-28-0027-028-2010 (97.5% funded). (pages 55-57)
- 18.** Council to consider approval of the Claims Payable Docket in the amount of \$432,667.31.

19. Council to consider personnel issue in the Greenville Police Department for Executive Session.
20. Council to consider personnel issue in the Public Works Department for Executive Session.
21. Council to hear update on contract negotiations for Executive Session.
22. Miscellaneous announcements and summary comments.
23. For your information:

~Upcoming nomination to the Greenville Public School Board (unexpired term of Sen. Derrick Simmons; term expires 02/28/2014. Councilwoman Hollowell has lead nomination)