

RESOLUTION # _____

A RESOLUTION OF THE GOVERNING AUTHORITY FOR THE CITY OF BAY ST. LOUIS, MISSISSIPPI CREATING THE BAY ST. LOUIS HARBOR ADVISORY COMMITTEE

WHEREAS, the City of Bay St. Louis, Mississippi is a duly organized and incorporated municipality pursuant to Title 21, Chapter 8, of the Mississippi Code of 1972, Annotated and all amendments thereto; and

WHEREAS, the Mayor and City Council finds that it will greatly assist the governing authority in making future decisions regarding the policies, procedures, protocol and the physical upkeep and maintenance of the Harbor development between Demontluzin Avenue and the CSX Train-Bridge Right-of-Way to create a Harbor Advisory Committee to make recommendations to the Mayor and City Council,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council as follows:

1.

There is hereby created a City of Bay St. Louis Harbor Advisory Committee.

2.

That the Bay St. Louis Harbor Advisory Committee, be, and the same is hereby created to be composed of seven (7) members. The Members will serve staggered terms as follows: Members # 1, 2, and 3 will serve for a period of one (1) year. Members # 4 and 5 will serve for two (2) years. Members # 6 and 7 will serve for three (3) years. All terms after the initial appointment shall be for three (3) year terms. Each member shall be nominated and appointed by the Mayor and confirmed by the City Council.

3.

The Advisory Committee ~~should~~ ^{shall} consist of residents of the City of Bay St. Louis who have significant experience or interest in the Harbor activities or business development. However, other qualified, prospective committee members may be nominated and appointed by Mayor and confirmed by the City Council. The term of office of each member shall be for three (3) years and the members will serve without compensation.

4.

The Mayor shall nominate all appointments and the City Council shall confirm or deny such appointments. Should the City Council deny a suggested appointment, the Mayor shall submit new nominees for consideration to the City Council until the nominee is approved by a majority of the City Council. Thereafter, successors shall be appointed as provided hereinabove. All members shall serve until his or her successor is appointed upon the expiration of their term,

resignation or removal by the recommendation of the Mayor and approval of the City Council. All vacancies existing for any reason shall be appointed in the manner provided above for the remainder of the term.

5.

Four (4) members shall constitute a quorum for the Committee to conduct its business and all meetings shall be subject to the Open Meetings laws. The Committee shall annually elect from its membership a chairman and a vice chairman and a secretary, and such other officers it shall deem necessary in its discretion. The City shall provide the Committee with adequate clerical staff to serve and assist the Committee, and provide all necessary clerical services as needed. The Committee's secretary, with the assistance of the City's clerical staff, shall compile such minutes as the Committee shall direct. The Committee may adopt such rules and procedures for conducting meetings that are not inconsistent with State Laws or the City's procedures, rules and/or regulations concerning Open Meetings and Laws.

6.

The Committee shall meet at the City Council Conference Center meeting room on the Second Thursday of each month at such time as they shall designate in their minutes. The Committee may hold special meetings under such procedures and subject to such notice as they shall determine in compliance with City's Rules and the Mississippi State Open Meetings laws. The Harbormaster, when nominated and appointed by the Mayor and confirmed by the City Council, shall attend all regular meetings of the Committee and provide them with such information they shall require to make proper recommendations.

7.

The Harbor Advisory Committee shall study and make recommendations to the Mayor and the City Council regarding the policies, procedures, protocol and physical upkeep and maintenance of the existing Harbor in an advisory capacity only. The Committee will not have authority to direct the Harbormaster or other harbor personnel to take any action or to authorize the receipt or expenditure of any public funds. The Committee shall report monthly to the Mayor and make written recommendations as necessary, appropriate and needed to the Mayor, who in turn will provide to the City Council. Such recommendations shall be appropriately documented into the Harbor Advisory Committee's minutes. The City Council, based upon the Mayor's recommendation, will affirm, approve, reject, modify, supplement and/or disapprove any such recommendations at a regular convened meeting of the City Council.

8.

This resolution shall become effective immediately after its passage as authorized by law. All Resolutions or parts of Resolutions in conflict with this ordinance are hereby repealed.

After being reduced to writing, the foregoing Resolution was read and considered, section by section, and then as a whole, whereupon Councilman _____ moved for its adoption, and after a second by Councilman _____, the following roll call vote was had:

Councilman Mike Favre	YEA	/	NAY
Councilman Doug Seal	YEA	/	NAY
Councilman Wendy McDonald	YEA	/	NAY
Councilman Jeffrey Reed	YEA	/	NAY
Councilman Bobby Compretta	YEA	/	NAY
Councilman Joey Boudin	YEA	/	NAY
Councilman Lonnie Falgout	YEA	/	NAY

Passed by the City Council of the City of Bay St. Louis on the _____ day of _____, 2013.

CERTIFICATION

I, Jane Carrow, Clerk of Council for the City of Bay St. Louis, Mississippi, do hereby certify that the foregoing Resolution No. _____ is a true and correct extract of the minutes of a public meeting of the City Council held on _____, 2013 a quorum being present, in the City Council Conference Center and recorded in Minute Book _____, minutes of said Council, said Council being the duly elected, qualified, and acting governing body of Bay St. Louis.

Presented by me to the Mayor on this, the _____ day of _____, 2013.

Jane Carrow, Clerk of Council

Approved and signed by me on this, the _____ day of _____, 2013.

Les Fillingame, Mayor