

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF BRANDON, MISSISSIPPI
HELD ON MAY 16, 2016

The Regular Board Meeting was held in the Brandon City Hall Boardroom, 1000 Municipal Drive, Brandon, Mississippi. The meeting was led by Mayor Butch Lee. Aldermen Morris, Williams, Vinson, Corley, Coker and Dobbs were present. Aldermen Christopher was absent. Mayor Butch Lee led the prayer and Buck Williams of Boy Scout Troop #178 led the Pledge of Allegiance. Public Comments/ Recognitions: Logan Switzer with Boy Scout Troop # 229 at Crossgates Methodist Church is an Eagle Scout candidate and his project is collection of old flags. Kids are Kids Learning Center was recognized for its 30 years of business in the City of Brandon, Mississippi. Announcement that on May 26, 2016 at 10:00 a.m. there will be a ribbon cutting for the new I-20 on ramp.

1.

APPROVE THE MINUTES OF REGULAR BOARD MEETING MAY 2, 2016

Alderman Morris made the motion to approve the Minutes of the Regular Board Meeting of May 2, 2016, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

2.

AUTHORIZE MAYOR BUTCH LEE TO VOTE APPROVING A RESOLUTION WITH REGARD TO AN AGREED SCHEDULE FOR TERMINATION OF AGREEMENT WITH THE CITY OF JACKSON AND COMMENCEMENT OF DESIGN AND BEGINNING OF CONSTRUCTION OF WEST RANKIN UTILITY AUTHORITY'S NEW PUBLICLY OWNED TREATMENT WORKS; AND APPROVE RENEWAL OF THE PROFESSIONAL SERVICES AGREEMENT WITH RF OUTDOOR CONSULTING, LLC

Alderman Vinson made the motion to authorize Mayor Butch Lee to vote approving a Resolution with regard to an Agreed Schedule for Termination of Agreement with the City of Jackson and commencement of design and beginning of construction of West Rankin Utility Authority's new publicly owned treatment works; and to approve the renewal of the professional services agreement with RF Outdoor Consulting, LLC, in accordance with the memos from the Mayor, which are appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

3.

APPROVE POLICY 5.5 ON INVESTIGATION OF MISSING PERSONS OF THE GENERAL OPERATING GUIDELINES; DECLARE ONE (1) 2010 PONTIAC G6 BEARING VIN #6943 AS AN UNMARKED UNIT FOR SURVEILLANCE AND INVESTIGATIVE PURPOSES; APPROVE TRAVEL FOR SGT. ROD BURCH AND SGT. BRIAN ELWELL TO TRAVEL TO BILOXI, MS TO ATTEND THE MS HIGHWAY SAFETY CONFERENCE ON AUGUST 16-18, 2016; AND HIRE DONNA SESSUMS AS A COMMUNICATION OFFICER AND SET SALARY EFFECTIVE JUNE 20, 2016.

Alderman Coker made the motion to approve Policy 5.5 on Investigation of Missing Persons of the General Operating Guidelines; to declare one (1) 2010 Pontiac G6 bearing vin #6943 as an unmarked unit for surveillance and investigative purposes; to approve travel for Sgt. Rod Burch and Sgt. Brian Elwell to travel to Biloxi, MS to attend the MS Highway Safety Conference on August 16-18, 2016; and to hire Donna Sessums as a Communication Officer and set salary effective June 20, 2016, in accordance with the memos from the Police Chief, which are appended hereto, seconded by Alderman Morris and upon unanimous vote the motion carried.

4.

APPROVE HEMPHILL CONSTRUCTION PAY REQUEST #2 IN THE AMOUNT OF \$62,194.15 WITH REGARD TO THE 2015 DRAINAGE REPAIR PROJECT AND AUTHORIZE PAYMENT OF THE SAME; ACCEPT STREETS IN AMBIANCE SUBDIVISION AND AUTHORIZE THE MAYOR TO EXECUTE THE DEED OF DEDICATION AND ACCEPT LETTER OF HOMEOWNERS ASSOCIATION, WHICH ACKNOWLEDGES THE STREETS WILL BE ACCESSIBLE 24/7 TO THE GENERAL PUBLIC AND THAT THE AMBIANCE HOMEOWNERS ASSOCIATION WILL POST AND MAINTAIN THE APPROPRIATE SIGNAGE; APPROVE HEMPHILL CONSTRUCTION PAY REQUEST #1 IN THE AMOUNT OF \$16,690.50 WITH REGARD TO THE DEBORAH DRIVE WATER LINE EXTENSION PROJECT AND AUTHORIZE PAYMENT OF THE SAME; DECLARE AN EMERGENCY THE REPAIRS TO AN 8" SEWER MAIN AT 194 PROVONCE PARK AND AUTHORIZE PAYMENT TO HEMPHILL CONSTRUCTION IN THE AMOUNT OF \$13,244.07; APPROVE TRAVEL FOR TIM MARTIN TO TRAVEL TO HATTIESBURG, MS JUNE 7-8, 2016 TO ATTEND A GLOBAL POSITIONING SYSTEM FIELD DATA COLLECTION TRAINING CLASS; ACCEPT \$3,000.00 FROM ANDREW MANN TO OFFSET COST OF SEWER LINE INSTALLATION PROJECT; AND AUTHORIZE SURPLUS MATERIALS TO BE DELIVERED TO RANKIN COUNTY SCHOOL DISTRICT FOR USE AT ROUSE ELEMENTARY SCHOOL.

Alderman Williams made the motion to approve Hemphill Construction pay request #2 in the amount of \$62,194.15 with regard to the 2015 Drainage Repair Project and authorize payment of the same; to accept streets in Ambiance Subdivision and authorize the Mayor to execute the Deed of Dedication and accept letter from the Homeowners Association, which acknowledges the streets will be accessible 24/7 to the general public and that the Ambiance Homeowners Association will post and maintain the appropriate signage; to approve Hemphill Construction pay request #1 in the amount of \$16,690.50 with regard to the Deborah Drive Water Line Extension Project and authorize payment of the same; to declare an emergency the repairs to an 8" sewer main at 194 Provonce Park and authorize payment to Hemphill Construction in the amount of \$13,244.07; to approve travel for Tim Martin to travel to Hattiesburg, MS June 7-8, 2016 to attend a Global Positioning System Field Data Collection training class; to accept \$3,000.00 from Andrew Mann to offset cost of sewer line installation project; and to authorize surplus materials to be delivered to Rankin County School District for use at Rouse Elementary School, in accordance with the memos from the Public Works Director, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

5.

PUBLIC HEARING AND BOARD ACTION REGARDING THE CITY OF BRANDON'S LOAN APPLICATION (MDEQ - WATER POLLUTION CONTROL REVOLVING LOAN FUND) FOR A PROPOSED SANITARY SEWER LINE FROM SHILOH ROAD TO U.S. HWY. 80 ALONG RICHLAND CREEK

The Public Hearing was opened with regard to the City of Brandon's loan application (MDEQ - Water Pollution Control Revolving Loan Fund) for a proposed sanitary sewer line from Shiloh Road to U.S. Hwy. 80 along Richland Creek. The Public Works Director advised that all prerequisites to the public hearing have been met. The memo from the Public Works Director with respect to the same, and the documents and things pertaining to the same are appended hereto and incorporated herein. The City Attorney then asked for public comments. No one other than the Public Works Director provided public comments. The Public Hearing was then closed. Thereafter, Alderman Morris made the motion to approve City of Brandon's loan application (MDEQ - Water Pollution Control Revolving Loan Fund) for a proposed sanitary sewer line from Shiloh Road to U.S. Hwy. 80 along Richland Creek, as proposed, for the reasons as stated by the Director of Public Works Director, seconded by Alderman Corley, and upon unanimous vote the motion carried.

6.

APPROVE ARCHITECTURAL, SITE AND LANDSCAPE PLANS FOR STARMART LOCATED AT 1032 HIGHWAY 471; AND APPROVE TRAVEL FOR JORDAN HILLMAN TO TRAVEL TO BILOXI, MS ON SEPTEMBER 14-16 TO ATTEND THE MISSISSIPPI/ALABAMA CHAPTER AMERICAN PLANNING ASSOCIATION CONFERENCE

Alderman Williams made the motion to approve architectural, site and landscape plans for Starmart located at 1032 Highway 471; and to approve travel for Jordan Hillman to travel to Biloxi, MS on September 14-16 to attend the Mississippi/Alabama Chapter American Planning Association Conference, in accordance with the memos from the Community Development Director, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

7.

PUBLIC HEARING AND BOARD ACTION MAKING A DETERMINATION OF A PUBLIC NUISANCE AT 907 WEST GOVERNMENT STREET (PARCEL I8M-8)

A public hearing was held regarding the condition of the property located at 907 West Government Street, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the pre-requisites to the public hearing had been met. The Director advised that they had and accordingly the statutory notice is appended hereto and incorporated herein by reference together with a memo from the Director describing in detail the current condition of the property. After presentation by the Director of the facts and matters pertaining to the subject property, the property owner or any other person having an interest in and to the subject property and/or other person desiring to make any public comment or to present and additional matters related to the subject of the public hearing were requested to come forward and address the board and the Police Chief made public comments as to the deplorable state of the subject property so far as officers being covered

in fleas after inspection of the subject property and Willie Welch, heir of the deceased lessees of the subject property sent a text message to the Director to which the same was made a part of the record and the same was that Mr. Welch requested 30 days to bring the subject property into compliance with the City Ordinances due to the fact he was unaware of the current condition of the property. Thereupon, having considered the facts and matters presented and having considered all attendant facts and circumstances related to the subject matter of the public hearing and the subject property and first incorporating all documents and things presented by the Director relative thereto, and first finding that the subject property in its current condition constitutes a menace to the public health and safety of the community, and further finding that the subject property which is 16th Section property owned by the Rankin County School District would provide an optimum training opportunity for city employees and further that the District has authorized the use of the same accordingly if the City chooses to do so, Alderman Corley made the motion to adopt a Resolution regarding the same which is appended hereto, and for the use of the subject property for municipal training purposes and that at the conclusion of such training exercises, as consideration therefore, for the removal of debris, dilapidated buildings, abandoned and inoperable vehicles and weeds, grass and other debris as necessary and reasonable under the circumstances and/or for the clean-up of the property as described in the memo relative to the same presented by the Director and for the filing of a Lis Pendens regarding the action of the board relative thereto and thereafter to present to the board for the assessment of penalties and costs as provided by statute, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

8.

PUBLIC HEARING AND BOARD ACTION REGARDING REZONING REQUEST FROM SHANE CARTER AND STEVEN WALLACE TO REZONE THE REMAINING UNDEVELOPED LOTS IN COURTSIDE PARK SUBDIVISION FROM OFFICE RESEARCH CAMPUS TO VERTICAL MIXED USE

The Public Hearing was opened regarding re-zoning request of Shane Carter and Steven Wallace to rezone the remaining undeveloped lots in Courtside Park Subdivision from Office Research Campus to Vertical Mixed Use. After presentation by the Director of the facts and matters pertaining to the rezoning, the City Attorney then asked for those in favor of or in opposition to the re-zoning request to come forward and speak. Jon Germany came forward and expressed his concerns with long term residences and creation of additional traffic on U.S. Hwy. 80 adjacent to the subject property. The Director of Community Development advised that all prerequisites to the public hearing have been met, that the Planning Commission voted unanimously to recommend approval of the request and that the Director of Community Development recommended approval of the request, advising that the subject property should have been zoned Vertical Mixed Use during the rezoning overhaul and that the same is not inconsistent with the City's Comprehensive Plan and that the same is necessary because the neighborhood has changed to such an extent as to justify re-zoning and that a public need exists for the re-zoning. A memo from the Director of Community Development with respect to the same, including the application for re-zoning, and the comments and documents and things pertaining to the re-zoning, including the Minutes of the Planning Commission are appended hereto. The Public hearing was then closed.

Alderman Corley made the motion to adopt an Ordinance re-zoning the subject property as provided in the application, which is appended hereto, relying *inter alia* upon the recommendations of the Planning Commission and the Community Development Director and first finding that the applicant has shown that the character of the neighborhood has changed to such an extent as to justify re-zoning and that a public need exists for the re-zoning, and to append all documents and things in relation to the re-zoning request to the Minutes, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

9.

HIRE EIGHT (8) SPLASH PARK EMPLOYEES AND SET RATES OF PAY EFFECTIVE MAY 17, 2016; APPROVE THE CLINICIAN AGREEMENTS WITH MIKE ADCOX, BROOKE O'HAIR AND TROY BEST AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME; HIRE FOUR (4) SEASONAL PART-TIME LABORERS EFFECTIVE MAY 17, 2016; AND APPROVE TRANSFER OF ONE (1) 1999 CHEVROLET LS 1500 VIN# 6680 FROM PUBLIC WORKS TO THE PARKS DEPARTMENT

Alderman Williams made the motion to hire eight (8) splash park employees and set rates of pay effective May 17, 2016; to approve the clinician agreements with Mike Adcox, Brooke O'Hair and Troy Best and authorize the Mayor to execute the same; to hire four (4) seasonal part-time laborers effective May 17, 2016; and to approve the transfer of one (1) 1999 Chevrolet LS 1500 Vin# 6680 from Public Works to the Parks Department, in accordance with the memos from the Parks and Recreation Department, which are appended hereto, seconded by Alderman Coker, and upon unanimous vote the motion carried.

10.

APPROVE TRAVEL FOR THE MAYOR, ALDERMAN CHRISTOPHER, ALDERMAN DOBBS, ALDERMAN VINSON AND THE CITY ATTORNEY TO TRAVEL TO BILOXI, MS TO ATTEND THE MML CONFERENCE, JUNE 26-30, 2016; ADOPT A RESOLUTION APPOINTING MS MUNICIPAL LEAGUE 2016 VOTING DELEGATES AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE SAME; APPROVE A MATCHING FUNDS DONATION TO BLACK ROSE THEATER IN THE AMOUNT OF \$500.00 PER MONTH; AND APPROVE DOCKET OF CLAIMS MAY 2, 5, & 16, 2016 AND FOX EVERETT CLAIMS APRIL 28, 2016

Alderman Vinson made the motion to approve travel for the Mayor, Alderman Christopher, Alderman Dobbs, Alderman Vinson and the City Attorney to travel to Biloxi, MS to attend the MML Conference, June 26-30, 2016; to adopt a Resolution appointing MS Municipal League 2016 voting delegates and authorize the Mayor and City Clerk to execute the same; to approve a matching funds donation to Black Rose Theater in the amount of \$500.00 per month; and to approve the Docket of Claims for May 2, 5, & 16, 2016 and Fox Everett Claims for April 28, 2016, in accordance with the memos from the City Clerk, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

11.
EXECUTIVE SESSION

Alderman Coker made the motion to consider the need to go into executive session to discuss potential litigation, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

Alderman Corley then made the motion to go into executive session for the reasons stated, and more specifically to discuss potential litigation involving the City's participation as a member of the West Rankin Utility Authority, seconded by Alderman Coker, and upon unanimous vote the motion carried.

Based on the recommendation of the Mayor, Alderman Williams made the motion to authorize the Mayor to approve changes to the By-Laws of the West Rankin Utility Authority on behalf of the City, seconded by Alderman Morris, and upon unanimous vote the motion carried.

Alderman Corley made the motion to resume the Regular Board Meeting out of Executive Session, seconded by Alderman Williams, and upon unanimous vote the motion carried.

(The votes in Executive Session were announced upon return to the Board Room.)

12.
ADJOURN

Alderman Coker made the motion to adjourn the Regular Board Meeting, seconded by Alderman Vinson, and upon unanimous vote the motion carried.


Next Regular Board Meeting will be on June 6, 2016.

MINUTES APPROVED THIS THE 6TH DAY OF JUNE, 2016.

ATTEST:


ANGELA BEAN, CITY CLERK




HON. BUTCH LEE, MAYOR