

MINUTES
BRANDON BOARD OF ALDERMEN
REGULAR BOARD MEETING
BUTCH LEE, MAYOR PRESIDING
JUNE 21, 2021

1. CALL TO ORDER – Mayor Lee and Aldermen Dobbs, Middleton, Morris, Coker, Williams, and Vinson were present. Alderman and Corley were absent.

2. INVOCATION AND PLEDGE OF ALLEGIANCE

- Invocation: Camden Flowers
- Pledge of Allegiance: Davin Ratliff

3. PUBLIC COMMENTS AND RECOGNITIONS:

4. OLD BUSINESS

1. Approve the Regular Board Meeting Minutes of June 7, 2021.

Alderman Vinson made the motion to approve agenda item 4.1, seconded by Alderman Williams and upon unanimous vote the motion carried.

5. BUTCH LEE, MAYOR

1. Approve a professional services agreement with Environments Management Plus, Inc for inspection services at the old cement plant on Marquette Rd. in the amount of \$4,250.00, subject to permission of the Rankin County Board of Supervisors authorizing access for the same.
2. Transfer Angelia Pryor from Senior Services to the Mayor's office to serve as Special Assistant to the Mayor, adopt job description and set rate of pay effective July 1, 2021 in accordance with the memo.
3. Hire of Detra Gaines as the Senior Services Coordinator effective July 1, 2021 and set rate of pay in accordance with the memo.

Alderman Dobbs made the motion to approve agenda items 5.1 - 5.3 in accordance with the memos from the Mayor, which are appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

6. ANGELA BEAN, CITY CLERK

1. Rescind board action taken on June 7, 2021 under section 6.3(d) with regard to the approval of Traler Park Inc. agreement representing Jamey Johnson performance at the Brandon Amphitheater.

2. Approve amphitheater performance agreements, authorize the Mayor to execute the same and approve all related expenses for:
 - a. Regina Roberts representing Reyna Roberts on July 8, 2021.
 - b. Traler Park, Inc. representing Jamey Johnson on July 8, 2021.
 - c. Tower Top Tours, Inc. representing ZZ Top on August 1, 2021.
 - d. Counter Productions, Inc representing Foreigner on November 14, 2021.

3. Spread on the Minutes the official results from the General Election held on June 8, 2021.

4. Adopt the following resolutions regarding the sewer rehabilitation project on Morrow and Orr Dr. (CDBG Project No. 1136-20-128-PF-01) and authorize the Mayor to execute the same, to-wit:
 - Alternate Signature Resolution / Transmittal Letter
 - Code of Standards of Conduct Resolution
 - Anti-displacement Resolution Plan
 - Fair Housing Resolution / Fair Housing Proclamation
 - Minority and Women Business Goals Resolution
 - Sample, Hicks and Associates Administrative Contract
 - Central MS Planning and Development District Contract

5. Approve:
 - a. Docket of Claims for June 9 and June 22, 2021.
 - b. Fox Everett Claims released June 17, 2021.

Alderman Coker made the motion to approve agenda items 6.1-6.5(a)-(b), in accordance with the memos of the City Clerk, which are appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

7. CHARLES SMITH, PUBLIC WORKS DEPARTMENT

1. Approve Hemphill Construction Co. pay request #4 in the amount of \$59,813.91 and authorize payment of the same regarding the Boyce Thompson Bike Lane Project.

2. Approve Kipco, Inc pay request # 5 in the amount of \$31,815.50 and authorize payment of the same regarding the 2020 Waterline Improvements Project (Burnham Rd & Old Lakeland Drive).

3. Approve change order #3 for the 2020 Sewer Rehabilitation Project in the amount of \$30,750.00, first finding that the change to the original contract is necessary and would better serve the purposes of the City and that such change is made in a commercially reasonable manner and not made to circumvent the public purchasing statutes, for a revised contract total amount of \$1,141,154.00 and authorize the Mayor to execute the same.

4. Accept quotes received for window sealing repair work at the Brandon Municipal Complex and Library and award to JG & Associates as the lowest and best quote received in the total amount of 10,445.00.
5. Declare as an emergency the work performed at Pecan Circle at Post Oak and 33 & 35 Stonegate by WW Solutions, LLC and authorize payment of invoices for the same in the amount of \$7,796.48 and \$6,625.84 respectively.
6. Accept letter of retirement from Eddie Walton effective June 30, 2021.
7. Accept letter of retirement from Mike Harvey effective June 30, 2021.

Alderman Williams made the motion to approve agenda items 7.1-7.7, in accordance with the memos from the Public Works Department, which are appended hereto, seconded by Alderman Dobbs and upon unanimous vote the motion carried.

8. MATTEW DODD, COMMUNITY DEVELOPMENT

1. Public hearing and board action regarding approval:

- a. Conditional Use Application request for Ricky Babber for 3.0 acres of Parcel #18A-3.

The Public Hearing was opened with respect to the above referenced application whereupon the Director of Community Development advised that all the pre-requisites to the Public Hearing have been met and that the matter was presented to the Planning Commission which voted the recommend approval of the same with conditions and the Community Development Department having prepared a Staff Report in this matter recommending approval of the application, with conditions, which report was presented as part of the Public Hearing and which is incorporated herein by reference, and the Director having generally explained the application, those seeking to speak in favor of or in opposition to the application were asked to come forward and speak whereupon Ricky Babber spoke in favor of the application and Steven and Betty Roberts (350 Whitfield Road) and Ted Morriss spoke in opposition. The Public Hearing was then closed. Alderman Vinson, first finding that the requirements of Section 9.7.2(a) of the City's Zoning Ordinance had not been met by the applicant and finding that the proposed development would create ingress and egress issues from Hwy. 18 and that the development would detrimentally impact vehicular and pedestrian safety and convenience as there was no proposed access from Hwy. 468 and all traffic would access via Hwy. 18 which would create serious issues *inter alia* that traffic exiting left from the development would require crossing traffic on Hwy. 18 without sufficient signalization and/or traffic controls, and first incorporating the facts and matters presented at the Public Hearing all of which are incorporated herein, made the motion to deny agenda item 8.1(a) and to deny the conditional use and the conditional use permit, seconded by Alderman Coker and upon unanimous vote the motion carried.

- b. Rezoning request for Bo Knows Homes, LLC for Parcel #19-1-10 and #19-2-10.

The Public Hearing was opened with respect to the above referenced rezoning request whereupon the Director of Community Development advised that all the pre-requisites to the Public Hearing have been met and that the matter was presented to the Planning Commission which voted the recommend approval of the same and the Community Development Department having prepared a Staff Report in this matter recommending approval of the rezoning request, which report was presented as part of the Public Hearing and which is incorporated herein by reference, and the Director having generally explained the application, those seeking to speak in favor of or in opposition to the application were asked to come forward and speak whereupon Bo Draca spoke in favor of the application and Tammy Bryant, 211 Matthew Dr., spoke in opposition. The Public Hearing was then closed. Alderman Williams, first finding that the criteria of Section 9.8.4 of the City's Zoning Ordinance had been established to the requisite standard of proof by the applicant, and first incorporating the facts and matters presented at the Public Hearing all of which are incorporated herein, made the motion to approve agenda item 8.1(b) and to adopt an ordinance, as presented and which is incorporated herein by reference, approving the rezoning request as presented and recommended by the Community Development Department, seconded by Alderman Morris and upon unanimous vote the motion carried.

c. Amendments to the City of Brandon Official Zoning Map.

The Public Hearing was opened with respect to the above referenced rezoning request whereupon the Director of Community Development advised that all the pre-requisites to the Public Hearing have been met and that the matter was presented to the Planning Commission which voted the recommend approval of the same and the Community Development Department having prepared a Staff Report in this matter recommending approval of the rezoning request, which report was presented as part of the Public Hearing and which is incorporated herein by reference, and the Director having generally explained the application, those seeking to speak in favor of or in opposition to the application were asked to come forward and speak whereupon the Director of Community Development spoke in favor of the application and no one spoke in opposition. The Public Hearing was then closed. Alderman Coker, first finding that the criteria of Section 9.8.4 of the City's Zoning Ordinance had been established to the requisite standard of proof by the applicant, and first incorporating the facts and matters presented at the Public Hearing all of which are incorporated herein, made the motion to approve agenda item 8.1(c) and to adopt an ordinance, as presented and which is incorporated herein by reference, approving the rezoning request as presented and recommended by the Community Development Department, seconded by Alderman Williams and upon unanimous vote the motion carried.

2. Approve the Director of Community Development or his/her designee to make determinations as to whether a property or a parcel of land in the City of Brandon meets the requirements of MCA Section 21-19-11 (2).

Alderman Dobbs made the motion to approve agenda item 8.2, in accordance with the memo from the Public Works Department, which is appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

9. PARKS & RECREATION

1. Accept donation in the amount of \$25.00 from Brenda Gail and Danny Wall made in memoriam of Ernest James Adams Jr.

Alderman Coker made the motion to approve agenda item 9.1, in accordance with the memo of the Parks & Recreation Department, which is appended hereto, seconded by Alderman Williams and upon unanimous vote the motion carried.

10. CHIEF BRIAN ROBERTS, FIRE DEPARTMENT

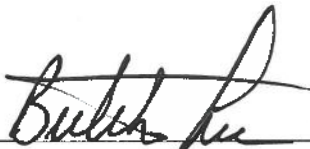
1. Approve change of employment status for Battalion Chief Gary Huhn from full-time to part-time firefighter and adjust rate of pay effective July 2, 2021 in accordance with the memo.

Alderman Williams made the motion to approve agenda item 10.1, in accordance with the memo of the Fire Department, which is appended hereto, seconded by Alderman Middleton and upon the unanimous vote the motion carried.

11. ADJOURN

Alderman Morris made the motion to adjourn the Regular Board Meeting, seconded by Alderman Coker and upon unanimous vote the motion carried. (Next Board Meeting July 6, 2021).

Minutes approved this the 6th day of July.



Hon. Butch Lee, Mayor

Attest:



Hon. Angela Bean, City Clerk

