

MINUTES  
BRANDON BOARD OF ALDERMEN  
REGULAR BOARD MEETING  
BUTCH LEE, MAYOR PRESIDING  
AUGUST 15, 2022

1. CALL TO ORDER - Mayor Lee and Aldermen Dobbs, Middleton, Womack, Williams, Vinson and Craine were present. Alderman Coker was absent.
2. INVOCATION AND PLEDGE OF ALLEGIANCE - Marleigh Blush with the Mayor's Youth Council gave the invocation and Riley Moon with the Mayor's Youth Council led the Pledge of Allegiance
3. PUBLIC COMMENTS AND RECOGNITIONS –
  - Betty Logan, 216 South Hampton in Windsor Ridge complained about garbage collection.
  - Mayor announcements: Crossgates Blvd. milling/overly will start Wednesday and College Street surfacing will start in mid-December.
  - The Brandon Garden Club presented a watercolor of the Brandon Amphitheater as a thank you for support from the City.
  - Emily Hill and Matthew Parker with the Mayor's Youth Council announced the winners of tickets for Parker McCallum – Scott Gilbert and Haley Robertson.
4. OLD BUSINESS
  1. Approve the Work Session and Regular Board Meeting Minutes of August 1, 2022.

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

5. BUTCH LEE, MAYOR

1. Authorize Alderman Sharon Womack to travel to Flowood, MS to attend the 2022 Mississippi Municipal League Small Town Conference on October 13-14, 2022.
2. Approve professional services Investment Consulting and Advisory Agreement with Trinity Capital Investors, adopt a Resolution of the Mayor and Board to grant signatory authority to Mayor Butch Lee and Angela Bean for the purposes of transacting business on accounts held in Trustmark's Tailored Wealth Division and approve a Custody Agreement between the City and Trustmark National Bank and authorize the Mayor and City Clerk to execute all related documents, all in accordance with MCA Section 21-33-323 and 31-19-5 (1972, as amended) and such other applicable authority.
3. Approve a Limited License Professional Services Agreement with FunGuys, LLC with regard to Magic of Lights display during designated times and at a designated event area and authorize the Mayor and City Clerk to execute the same.

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

4. Accept the resignation of Ward 6 Alderman Tahya Dobbs, effective immediately after adjournment of the Regular Board Meeting on August 15, 2022.

Alderman Williams made the motion to accept the resignation of Alderman Dobbs. as presented and as conditioned, and which is appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

6. ANGELA BEAN, CITY CLERK

1. Approve the destruction of documents in accordance with the MDAH Retention Schedule pursuant to the memo.
2. Declare as a surplus Parks & Recreation items that are no longer of use or value to the city and authorize disposition through sale at GovDeals online auction, by sale as scrap metal, or destruction and disposal pursuant to the memo.
3. Accept quote, and authorize work, from Elcon Electrical in the amount of \$16,400.00, as the lowest and best quote received, for the installation of (2) two new parking lot poles at the west end of the City Hall parking lot and authorize payment of the same.
4. Approve professional services agreements for the purpose of promoting tourism in accordance with HB 1629 (2018 Mississippi Legislative Session) and other lawful and related purposes and authorize the Mayor and City Clerk to execute the same and approve and authorize all related show expenditures in accordance with the agreements, to-wit:
  - a. PYM Music, LLC (Parker McCollum) and Corey Smith Touring, Inc. (Corey Smith) for a performance at the Brandon Amphitheater on September 1, 2022.
  - b. So Lonely Productions, Inc. (Brian Kilmeade) for a City Hall Live performance on November 12, 2022.
5. Hire Benjamin Morris as amphitheater facility maintenance employee, effective September 1, 2022 and set rate of pay in accordance with the memo.
6. Approve the Docket of Claims for August 15, 2022.

Alderman Womack made the motion to approve agenda items 6.1-6.4(a)&(b), 6.5 and 6.6 in accordance with the related memos of the City Clerk which are appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

7. CHARLES SMITH, PUBLIC WORKS DEPARTMENT

1. Accept quote, and authorize work, of Murphy's Lawn & Landscape, as the lowest and best quote received, in the amount of \$11,573.49 for the replacement of the Diamond Street Park retaining wall and authorize payment of the same.



2. Approve Hemphill Construction Co. pay request #1 in the amount of \$69,430.27 and authorize payment of the same with regard to the Cornerstone Storm Drain Repair Project.
3. Approve Clear River Construction Co. pay request #6 in the amount of \$27,760.24 and authorize payment of the same with regard to the Highway 80 Multi-Use & Sidewalk Improvement Project. (Vinson/Williams)
4. Approve the Entergy invoice #7003877 in the amount of \$7,863.35 for the cost of upgrading poles on Highway 80 near Value Road and authorize payment of the same.
5. Declare as an emergency in accordance with MCA Section 31-7-13(k), the Highway 468 sewer lift station repairs made by Fluid Process & Pump in the amount of \$67,622.00 and Harvey Services in the amount of \$39,648.25; and authorize payments of the same.

Alderman Craine made the motion to approve agenda items 7.1, 7.2, 7.4 and 7.5, in accordance with the related memos from the Public Works Department which are appended hereto, seconded by Alderman Dobbs and upon unanimous vote the motion carried. (No action taken at this time on agenda item 7.3).

6. Declare as an emergency in accordance with MCA Section 31-7-13(k), the CCTV and cleaning of sewer line in the Eastmark Drive area, near Highway 80 and Lake Forest Road, from Suncoast Infrastructure in the amount of \$7,762.50 and authorize payment of the same.
7. Declare as an emergency in accordance with MCA Section 31-7-13(k), the water repairs at Wynn Drive and 1323 W. Government Street from Gould Enterprises in the total amount of \$12,070.00 and authorize payment of the same.
8. Approve the Q Solutions, Inc. (professional services) invoice in the amount of \$12,440.61 for smoke testing services and authorize payment of the same.
9. Approve Sunbelt Crushing, LLC (professional services) invoice in the amount of \$171,792.00 for concrete crushing services and authorize payment of the same.

Alderman Womack made the motion to approve agenda items 7.6-7.9, in accordance with the related memos from the Public Works Department which are appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

#### 8. MATT DODD, COMMUNITY DEVELOPMENT

1. Public hearing and board action with regard to the determination of a public nuisance at 250 E. Sunset Drive (Parcel #I8G-2-I30).

The Public Hearing was opened with respect to the referenced property in accordance with MCA Section 21-19-11 (1972, as amended), whereupon the Director of Community Development advised that all of the pre-requisites to the public hearing have been met and thereupon presented a Memorandum regarding the subject matter and correspondence from an adjoining landowner,



which are appended to the Minutes of the Public Hearing and thereafter the Director described the nature of the condition of the property and requested the adoption of a Resolution of the governing authority determining that the property in its present condition is a menace to the public health, safety and welfare of the community and authorizing, if the owner does not do so himself, to proceed to clean the land by to remediate the conditions generally described in the Memorandum and Notice in accordance with MCA Section 21-19-11 and as generally outlined in the referenced Memorandum. The property owner or others in interest were then given an opportunity to address the subject matter and whereupon Joshua Moore and Melody Galloway (the granddaughter of the owner), the property occupants, came forward and addressed the matters presented and no additional public comments were received, and the Public Hearing was closed. Thereafter, Alderman Vinson, first incorporating the matters as described in the Memorandum and otherwise presented at the Public Hearing, which are incorporated herein by reference, made the motion to find that the subject property in its present condition constitutes a menace to the public health, safety and welfare of the community and further authorizing and directing that, if the owner does not do so himself, on or before August 19, 2022, at 5:00 o'clock p.m., that the City proceed to clean the property and remediate the same in general accordance with the recommendation of the Community Development Department, and to adopt a Resolution in this respect accordingly, which is appended hereto, seconded by Alderman Womack and upon unanimous vote the motion carried.

2. Public hearing and board action with regard to the consideration of a conditional use application request from Fine Wine & Spirits, Inc. to operate a liquor store/package store at 1210 W. Government Street (Parcel #I8M-17).

The Public Hearing was opened with respect to the referenced application whereupon the Director of Community Development advised that all of the pre-requisites to the public hearing have been met, and that the matter was presented to the Planning Commission (which recommended approval of the application; however, in the opinion of the Director of Community Development did not at that time have all of the pertinent information relevant to the application) and that the Community Development Department prepared a Staff Report #22-028 (which includes all attachments thereto) regarding the application which is appended to the Minutes of the Public Hearing and thereafter the Director described the nature of the application and the reasons for the Department's recommendation to deny the application, and those in favor of or in opposition to the application were given the opportunity to come forward and speak whereupon: Rusty Rester, Attorney for the Rankin County School District spoke in opposition to the application and presented a submission by the district in opposition that was also sent to the Mississippi Department of Revenue, including a survey reflecting that based on the site plan of the proposed location provided by the applicant, the same does not meet applicable minimum distance requirements, and Tracey Riggins, Secretary/Treasurer of the applicant, spoke in favor of the application and addressed the issues presented by the Community Development Department. No additional public comments were received, and the Public Hearing was closed. Bill Stephens requested to speak after the Public Hearing was closed, which the Mayor permitted, and he then spoke of favor of the application. Thereafter, Alderman Craine, first finding that the applicant failed to meet the requirements of Section 6-10.2 and 6-17(b) of the Chapter 6 of the Code of Ordinances of the City and Section 9.7 of the Zoning Ordinance of the Code of Ordinances, and such other applicable authority, and further incorporating the Staff Report and things presented in the record of the Public Hearing, which are appended hereto and incorporating such other facts and matters with respect to the same, made the motion to deny the conditional use application and further to authorize the Director of Community Development to respond to that certain correspondence from the Mississippi Department of Revenue with respect to the applicant's application for a package retailer permit

indicating the City's objection to the same and providing in conjunction therewith the referenced Staff Report and the matters and things appended the record of the Public Hearing and as otherwise relevant to consideration and the denial of the application, seconded by Alderman Vinson and upon unanimous vote the motion carried.

3. Approve Memorandums of Agreement between the Mississippi Department of Transportation and the City of Brandon with regard to the US Highway 80 Traffic Signal Upgrades at Stonegate and Woodgate Drive and the Marquette Road Multi-Use Path Project and authorize the Mayor to execute the same.

Alderman Craine made the motion to approve agenda item 8.3 in accordance with the related memo from the Community Development Department which is appended hereto, and authorize the Mayor and City Clerk to execute the same, seconded by Alderman Williams and upon unanimous vote the motion carried.

9. WILLIAM THOMPSON, POLICE CHIEF

1. Authorize Lisa Dutton to travel to Biloxi, MS to attend the Emergency Services Administrative Professionals Association on September 7-9, 2022.
2. Authorize Sgt. Elizabeth Burkhalter to travel to Meridian, MS to attend the Taser Instructor Class on September 21, 2022.
3. Accept the letter of retirement from Lt. Gary Bairfield effective August 21, 2022; remove one (1) Glock firearm bearing serial number BLDR407 from city inventory and authorize the purchase in accordance with MCA 45-9-131; and issue retirement credentials and a retirement badge in accordance with MCA 45-1-71.
4. Hire Richard Moore as a Patrolman effective September 18, 2022 and set rate of pay pursuant to the memo.
5. Promote and adjust the rate of pay effective November 16, 2022 for the following:
  - a. Sergeant Brad Turner to Investigative Lieutenant.
  - b. Office Justin Bradley Martin to Patrol Sergeant.
  - c. Officer Taaffe McGruder to Patrol Sergeant.

Alderman Williams made the motion to approve agenda items 9.1-9.5(a)-(c), in accordance with the memos from the Police Department which are appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

10. BRIAN ROBERTS, FIRE CHIEF

1. Approve the Memorandum of Understanding between the Mississippi State Fire Academy and the Brandon Fire Department for training purposes and authorize Division Chief Jerry King to execute the same.



2. Accept the resignations of:
  - a. Firefighter D'Marcus Griffin effective August 5, 2022.
  - b. Firefighter Matthew Wilkinson effective August 9, 2022.
3. Authorize change of employment status of Cory Brown from full-time to part-time effective August 16, 2022 and set rate of pay pursuant to the memo.
4. Hire Antoine King as a part-time certified Firefighter effective August 16, 2022 and set rate of pay pursuant to the memo.
5. Promote and adjust the rate of pay effective August 15, 2022 for the following:
  - a. Firefighters Jeff Allen; Andrew Goolsby; Alan Plotkin, III; and Weston Stewart to Lieutenant.
  - b. Firefighter/Paramedics Keith Hall and Marshall Herrin to Lieutenant.
6. Authorize Captain Heath Clark to travel to Southaven, MS to take the National Registry Skills Test for Advanced EMT.

Alderman Womack made the motion to approve agenda items 10.1-10.2(a)&(b), 10.3-10.5(a)&(b) and 10.6 in accordance with the related memos from the Fire Department which are appended hereto, seconded by Alderman Dobbs and upon unanimous vote the motion carried.

#### 11. ANGELA BEAN, CITY CLERK – ADDITIONAL ITEM(S)

1. Approve amendment to Whiskey Myers, LLC professional services agreement for performance on August 20, 2022.

Alderman Williams made the motion to approve agenda item 11.1 in accordance with the memo from the City Clerk, which is appended hereto, and authorize the Mayor and City Clerk to execute the same, seconded by Alderman Womack and upon unanimous vote the motion carried.

2. Approve agenda item 7.3.

Alderman Vison made the motion to approve agenda item 7.3 as set forth herein-above, in accordance with the memo from the Public Works Department which is appended hereto, seconded by Alderman Williams and upon unanimous vote the motion carried.

#### EXECUTIVE SESSION

Alderman Williams made the motion to consider the need to enter into Executive Session, seconded by Alderman Dobbs and upon unanimous vote the motion carried.

Alderman Womack then made the motion to enter into Executive Session to discuss personnel matters, economic development and potential regarding a landscaping wall in Cornerstone and pending litigation with Edmond Turnage, seconded by Alderman Craine and upon unanimous vote the motion carried. The vote to go into Executive Session and the reasons therefore were then announced in the board room.

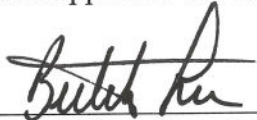
Alderman Dobbs then made the motion to resume the Regular Board Meeting out of Executive Session, seconded by Alderman Womack and upon unanimous vote the motion carried.

(That no votes were taken in Executive Session was announced upon return to the board room.)

ADJOURN

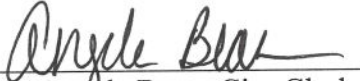
Alderman Dobbs made the motion to adjourn the Regular Board Meeting, seconded by Alderman Womack and upon unanimous vote the motion carried. (Next Regular Board Meeting: September 6, 2022).

Minutes approved this the 6<sup>th</sup> day of September 2022.



Hon. Butch Lee, Mayor

Attest:



Hon. Angela Bean, City Clerk

