

MINUTES
BRANDON BOARD OF ALDERMEN
REGULAR BOARD MEETING
BUTCH LEE, MAYOR PRESIDING
DECEMBER 20, 2021

1. CALL TO ORDER – Mayor Lee and Aldermen Dobbs, Middleton, Womack, Coker, Williams, Vinson and Craine were present.

2. INVOCATION AND PLEDGE OF ALLEGIANCE

3. PUBLIC COMMENTS AND RECOGNITIONS

- David Jefcoat - Expressed concerns about the City permitting liquor stores and presented a petition of persons also opposed to liquor stores in the city.

4. OLD BUSINESS

1. Approve the Work Session Minutes and Regular Board Meeting Minutes of December 6, 2021, and the Special Board Meeting Minutes of December 13, 2021.

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

5. BUTCH LEE, MAYOR

1. Approve home plate turf replacements at Quarry Park from Grassland, Inc, as the lowest and best quote received, in the amount of \$30,982.08 and authorize payment of the same.
2. Appoint Alderman Coker, Alderman Williams, Chief William Thompson, Lt. Beau Edgington and Angela Bean, City Clerk, as the committee to review the request for proposals for Body Worn Camera systems received on December 17, 2021.

Alderman Vinson made the motion to approve agenda items 5.1 & 5.2, in accordance with the related memos from the Mayor, which are appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

3. Accept bids for U.S. Highway Signal Improvements at Eastgate Dr. & Municipal Drive, and award the bid to Hemphill Construction Co., Inc., as the lowest and best bid received in the amount of \$1,462,750.80 and authorize the Mayor to execute contract documents.

Alderman Williams made the motion to approve agenda item 5.3, in accordance with the related memo from the Mayor, which is appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

6. ANGELA BEAN, CITY CLERK

1. Approve the MS Development Authority pay request #2 in the amount of \$332,849.60 with regard to the Appleridge, Morrow, Orr CDBG Sewer Improvement Project authorizing the Mayor to execute all related documents, and authorize payment to Sample, Hicks & Associates in the amount of \$4,750.00 for grant administration services.
2. Authorize permission to obtain a Trustmark card for the Police Department and authorize Lisa Dutton as the card holder.
3. Authorize permission to renew the property, auto and equipment insurance with Travelers for 2022 in the amount of \$161,541.00 and authorize the City Clerk to execute all related documents.
4. Accept bank bids received on December 1, 2021, for years 2022-2023 and designate Community Bank as primary depository for the City of Brandon and authorize the remaining banks to be utilized for any other needs as deemed necessary.
5. Approve:
 - a. Docket of Claims for December 21, 2021.
 - b. Fox Everett claims released on December 16, 2021.

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

7. CHARLES SMITH, PUBLIC WORKS DEPARTMENT

1. Approve the Crossview detention pond fence replacement quote from Jefcoat Fence, as the lowest and best quote received, in the amount of \$9,990.00 and authorize payment of the same.
2. Approve the Electric Vehicle Charging Station Easement Agreement and authorize the Mayor to execute the same.
3. Authorize the publication of bids for the concrete lifting and joint sealing project at the City of Brandon Amphitheater.
4. Approve the professional services rate schedule from Watkins & Eager for legal services for services re: Gold Coast litigation.
5. Approve the Construction Engineering and Inspections (CE&I) contract with Benchmark Engineering and Surveying, LLC for the Hwy 18 & Louis Wilson Drive Traffic Signal Intersection Improvements Project and authorize the Mayor to execute the same.

Alderman Womack made the motion to approve agenda items 7.1-7.5 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.

6. Approve Hemphill Construction Co. pay request #1 in the amount of \$615,185.00 with regard to the Appleridge, Morrow, Orr CDBG Sewer Improvement Project and authorize payment of the same.
7. Approve Hemphill Construction Co pay request #1 (final), including the summary change order, in the amount of \$33,392.00 with regard to the Cannon Ridge Subdivision Storm Drain Repair Project, first finding that the changes or modifications to the original contract are necessary, and the changes are made in a commercially reasonable manner and are not being made to circumvent the public purchasing statutes, and authorize payment of the same.
8. Approve Hemphill Construction Co pay request #1 (final), including the final summary change order, in the amount of \$26,728.00 with regard to the Glen Arbor Subdivision Storm Drain Repair Project, first finding that the changes or modifications to the original contract are necessary, and the changes are made in a commercially reasonable manner and are not being made to circumvent the public purchasing statutes, and authorize payment of the same.
9. Approve Tank Pro, Inc. pay request #4 (final) in the amount of \$30,342.65 with regard to the Caine Circle Elevated Water Tank Modifications Project and authorize payment of the same.
10. Approve Clear River Construction Co pay request #2 in the amount of \$265,574.45 with regard to the Hwy. 80 Multi-Use & Sidewalk Improvement Project and authorize payment of the same.
11. Approve the following emergency services and repairs from Gould Enterprises under approved commodity pricing with said vendor, and authorize payment of the same:
 - a. Emergency water leak repair at Towne Station and Home Depot in the amount of \$1,485.00.
 - b. Emergency storm drain repairs at 403 Martin Road in the amount of \$1,060.00.
 - c. Yard restorations in the amount of \$1,330.00.
 - d. Water valve maintenance at Stonehenge Subdivision in the amount of \$900.00.
 - e. Storm drain repairs at Eastgate Drive near Pavilion Drive in the amount of \$1,810.00.
 - f. Water valve maintenance at Speers Crossing Subdivision and Stonecreek Drive in the amount of \$1,115.00.
 - g. Water valve maintenance at Cornerstone Subdivision in the amount of \$2,025.00.
 - h. Repair and replace heat lamp bulbs and thermostats at water wells in the amount of \$618.00.
 - i. Water valve maintenance at Burnham Road in the amount of \$1,090.31.

- j. Water valve maintenance, yard restorations and sink hole repair in Timbers Subdivision and yard restoration at Martin Road in the amount of \$960.00.

Alderman Vinson made the motion to approve agenda items 7.6 – 7.11(a)-(j) in accordance with the related memos from the Public Works Department, which are appended hereto, seconded by Alderman Williams and upon unanimous vote the motion carried.

8. MATT DODD, COMMUNITY DEVELOPMENT

1. Public hearing and board action with regard to the consideration of a conditional use application request from Verizon Wireless to install three (3) new permanent small cell technology facilities on new support structures.

The Public Hearing with respect to the referenced application for conditional use was opened whereupon the Director of Community Development advised that all of the pre-requisites to the Public Hearing have been met and that the Planning Commission voted to recommend, with conditions, approval of the same. The Director then presented a Staff Report prepared in this matter which report includes pertinent information regarding the same and the same was received and accepted and is appended to the Minutes. The Director then generally described the nature of the application, whereupon those desiring to make public comment with respect to the same were given an opportunity to address the board and none presented, whereupon the Public Hearing was closed.

Alderman Williams first incorporating the matters and things presented at the Public Hearing, including the Staff Report and attachments thereto, which is appended hereto, and finding that the proposed conditional use meets the requirements of Section 9.7.2 of the City's Zoning Ordinance, made the motion to approve the application, as recommended in the Staff Report, seconded by Alderman Vinson and upon unanimous vote the motion carried.

2. Public hearing and board action with regard to the consideration of the "Glen Wycke IV" PUD (Planned Unit Development) application request from 3B, LLC for 4.09 acres of Parcel J8-7-30.

The Public Hearing with respect to the referenced application to rezone the subject property from Community Center Commercial (CC) to Planned Use Development District (PUD) was opened whereupon the Director of Community Development advised that all of the pre-requisites to the Public Hearing have been met and that the Planning Commission voted to recommend approval of the same, pursuant to the Staff Report. The Director then presented a Staff Report prepared in this matter which report includes pertinent information regarding the same and the same was received and accepted and is appended to the Minutes. The Director then generally described the nature of the application, whereupon those desiring to make public comment with respect to the same were given an opportunity to address the board whereupon Tricia McNulty and Trevor Langston, expressed concerns about the development and thereafter the Public Hearing was closed.

Alderman Vinson first incorporating the matters and things presented at the Public Hearing, including the Staff Report and attachments thereto, which is appended hereto, and finding based on the Master Plan presented that the proposed rezoning request is consistent with the City's Comprehensive Plan, and meets the requirements of Sections 3.8.3.1 – 3.8.3.-4 of the City's Zoning Ordinance, made the

motion to adopt an Ordinance which is appended hereto, as recommended in the Staff Report, rezoning the subject property to PUD, subject to the development of the property in accordance with the Master Plan attached to the Staff Report and with the additional conditions that: (1) the green space in front of the houses on Shiloh Parkway be constructed and maintained in accordance with a landscape plan approved by the City; (2) that all accessory buildings shall be located such that the same shall not be readily seen from the public street upon which the lot fronts and shall match the main building of the lot located; (3) that the trees and vegetation along the drainage ditch shall not be clear cut but shall be preserved in order to provide a reasonable buffer from adjoining properties on the other side of the drainage ditch; (4) that ownership and/or leasehold tenancy of all residential units in the PUD shall be restricted to persons over the age of 55 years; and that (5) the protective covenants for the PUD shall include the conditions as provided herein-above and such other provisions consistent with the approved of the Master Plan, and that such protective covenants shall be presented for consideration by the City prior to the approval of any Final Plat and as approved by the City shall be filed contemporaneously with the approved Final Plat with the Chancery Clerk of Rankin County, Mississippi and such protective covenants insofar as the provisions herein, shall not be amended without approval by the City, and subject to the provisions of Section 3.8.3.3(g)&(h), seconded by Alderman Coker and upon unanimous vote the motion carried.

3. Public hearing and board action with regard to the consideration of a variance application request from Square Development, LLC for 106 W. Government Street.

The Public Hearing with respect to the referenced application for dimensional variance was opened whereupon the Director of Community Development advised that all of the pre-requisites to the Public Hearing have been met and that the Planning Commission voted to recommend approval of the same in accordance with the Staff Report. The Director then presented a Staff Report prepared in this matter which report includes pertinent information regarding the same and the same was received and accepted and is appended to the Minutes. The Director then generally described the nature of the application, and that based on reasonable zoning and planning practices the proposed variances requested meet the criteria of dimensional variances, whereupon those desiring to make public comment with respect to the same were given an opportunity to address the board and none presented, whereupon the Public Hearing was closed.

Alderman Dobbs first incorporating the matters and things presented at the Public Hearing, including the Staff Report and attachments thereto, which is appended hereto, and finding that the proposed variance application meets the requirements of Section 9.6 of the City's Zoning Ordinance, made the motion to approve the application as recommended in the Staff Report, seconded by Alderman Vinson and upon unanimous vote the motion carried.

4. Public hearing and board action with regard to the consideration of a conditional use application request from Square Development, LLC for 106 W. Government Street.

The Public Hearing with respect to the referenced application for conditional use was opened whereupon the Director of Community Development advised that all of the pre-requisites to the Public Hearing have been met and that the Planning Commission voted to recommend approval of the same in accordance with the Staff Report. The Director then presented a Staff Report prepared in this matter which report includes pertinent information regarding the same and the same was received and accepted and is appended to the Minutes. The Director then generally described the nature of the application,

whereupon those desiring to make public comment with respect to the same were given an opportunity to address the board whereupon Bob Odom and Alderman Middleton expressed concerns about the drive-thru and associated traffic, and thereafter the Public Hearing was closed.

Alderman Coker first incorporating the matters and things presented at the Public Hearing, including the Staff Report and attachments thereto, which is appended hereto, and finding that the proposed conditional use meets the requirements of Section 9.7.2 of the City's Zoning Ordinance, made the motion to approve the application as recommended in the Staff Report, seconded by Alderman Dobbs and upon unanimous vote the motion carried.

5. Public hearing and board action with regard to the consideration of proposed amendments to the Zoning Ordinance contained in the Code of Ordinances of the City of Brandon.

The Public Hearing with respect to the referenced application of the City to amend certain provisions in the Zoning Ordinance as presented was opened whereupon the Director of Community Development advised that all of the pre-requisites to the Public Hearing have been met and that the Planning Commission voted to recommend approval of the same. The Director then presented a Staff Report prepared in this matter which report includes pertinent information regarding the same and the same was received and accepted and is appended to the Minutes. The Director then generally described the nature of the application, whereupon those desiring to make public comment with respect to the same were given an opportunity to address the board and none presented, whereupon the Public Hearing was closed.

Alderman Williams first incorporating the matters and things presented at the Public Hearing, including the Staff Report and attachments thereto, which is appended hereto, and finding based on the Master Plan presented that the proposed amendments are consistent with the City's Comprehensive Plan, and meet all applicable requirements, made the motion to adopt an Ordinance adopting the proposed changes which is appended hereto, as recommended in the Department Memo, seconded by Alderman Vinson and upon unanimous vote the motion carried.

6. Approve the proposed Historic Downtown Brandon mural to be located at 237 W. Government Street.

Alderman Vinson made the motion to approve agenda item 8.6 in accordance with the related memo from the Community Development Department, which is appended hereto, subject to final approval of the artwork by the City, seconded by Alderman Dobbs and upon unanimous vote the motion carried.

9. WILLIAM THOMPSON, POLICE CHIEF

1. Authorize Lt. Joseph French and Officer Robert Reid to travel to Meridian MS to attend the Commercial Vehicle Interdiction training class on January 25-27, 2022.
2. Hire Deon Allen as a Patrolman effective January 9, 2022 and set rate of pay pursuant to the memo.
3. Rescind board action taken on December 6, 2021 under section 9.2 of the minutes with regard to the hiring of Whitney Ryan.

Alderman Coker made the motion to approve agenda items 9.1 – 9.3 in accordance with the related memos from the Police Department, which are appended hereto, seconded by Alderman Middleton and upon unanimous vote the motion carried.

10. BRIAN ROBERTS, FIRE CHIEF

1. Approve the Memorandum of Understanding between Brandon Fire Department and MS State Fire Academy for training and authorize Division Chief Jerry King to execute the same.
2. Approve Shipp's Truck Specialist invoice #20855 for engine repairs in the amount of \$5,424.96 which repairs were made in accordance with MCA Section 31-7-13(M)(ii) and authorize payment of the same.

Alderman Womack made the motion to approve agenda items 10.1 & 10.2 in accordance with the related memos from the Fire Department, which are appended hereto, seconded by Alderman Williams and upon unanimous vote the motion carried

ADJOURN

Alderman Dobbs made the motion to adjourn the Regular Board Meeting, seconded by Alderman Vinson and upon unanimous vote the motion carried. (Next Regular Board Meeting: January 3, 2022).

Minutes approved this the 3rd day of January 2022.



Hon. Butch Lee, Mayor

Attest:



Hon. Angela Bean, City Clerk

