

MINUTES  
BRANDON BOARD OF ALDERMEN  
REGULAR BOARD MEETING  
BUTCH LEE, MAYOR PRESIDING  
JULY 18, 2022

1. CALL TO ORDER - Mayor Lee and Aldermen Dobbs, Middleton, Womack, Coker, Williams, Vinson and Craine were present.
2. INVOCATION AND PLEDGE OF ALLEGIANCE - Alderman Dobbs gave the invocation and Alderman Womack led the Pledge of Allegiance
3. PUBLIC COMMENTS AND RECOGNITIONS - None
4. OLD BUSINESS

1. Approve the Work Session and Regular Board Meeting Minutes of July 5, 2022.

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

5. BUTCH LEE, MAYOR

1. Authorize travel to Tunica, MS to attend the 2022 Governor's Conference on Tourism on October 19-21, 2022.
2. Authorize travel for Georganna Keenum to travel to Vicksburg, MS to attend the 2022 Welcome Home MS Fall Managers Meeting on November 3-4, 2022.
3. Approve the City to assist the Rankin County School District with ditch maintenance on school grounds between Brandon Elementary School and Brandon Middle School.

Alderman Womack 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 Vinson and upon unanimous vote the motion carried.

6. ANGELA BEAN, CITY CLERK

1. Approve the 2022 Top Dog Scoreboard Sponsorship, payable to the B-Club, Inc., in the amount of \$10,000.00 for the purpose of advertising and bringing into favorable notice the opportunities and possibilities of the City, first finding that this mode of advertising is in the best interests of the citizenry.
2. Authorize permission to surplus equipment that is no longer of use or value to the City, pursuant to the memo, and authorize the disposition of the same by sale on GovDeals online auction or through disposal as scrap.
3. Rescind board action taken on July 5, 2022 with regard to the surplus of one (1) Quick Pass top dresser.

4. Approve the Memorandum of Understanding between the Department of Finance and Administration (DFA) and the City for the purpose of establishing the agreed upon conditions under which the DFA may disburse funds to assist the City of Brandon in paying costs associated with the local project specified in Section 25(iiiiii) of House Bill 1353, 2022 Regular Legislative Session and authorize the Mayor to execute all related documents.
5. Approve Bulldog Construction Co. pay request #1 (final) in the amount of \$49,250.00 with regard to the Amphitheater Concrete Repair Project and authorize payment of the same.
6. 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; authorize the Mayor to execute the same; approve and authorize all related show expenditures in accordance with the agreements, to-wit:
  - a. Live Nation Worldwide, Inc. (Encanto) for an amphitheater performance on August 2, 2022.
  - b. Bailee Touring Corp. (Jelly Roll-support for Brantley Gilbert) for an amphitheater performance on August 27, 2022.
7. Approve the docket of claims for July 18, 2022.

Alderman Coker made the motion to approve agenda items 6.1-6.7 in accordance with the related of 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. Hire Randall Bickley as a Water Laborer II effective July 19, 2022 and set rate of pay pursuant to the memo.
2. Approve Joe McGee Construction Co. pay request #2 in the amount of \$119,865.77 with regard to the Dining Street Extension Project and authorize payment of the same.
3. Approve Hemphill Construction Co. pay request #2 in the amount of \$649,769.69 with regard to the College Street Waterline Improvement Project and authorize payment of the same.
4. Declare an emergency and approve commodity pricing services (invoice #4489-H22037-Final) by Hemphill Construction Company in accordance with MCA Sections 31-7-13(k) and 31-7-13(n), pursuant to the memo and authorize payment of the same.
5. Rescind board action taken on March 7, 2022 under section 7.6 of the minutes with regard to the purchase of a Kubota RTV from Deviney Equipment.

Alderman Craine 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 Vinson and upon unanimous vote the motion carried.

6. Authorize permission to purchase one (1) Yanmar Utility Vehicle from Frederick's Sales & Service, as the lowest and best quote received, in the amount of \$18,429.99 and authorize payment of the same.
7. Authorize the surplus of vehicles and equipment that is no longer of use or value to the City, pursuant to the memo, excluding Motorola radios listed therein, and authorize the disposition of the same by sale on GovDeals online auction.
8. Approve the destruction of documents in accordance with the MDAH retention schedule pursuant to the memo.
9. Accept the bids received on July 15, 2022 with regard to the 2022 Asphalt Resurfacing Project and award to AJ Construction, as the lowest and best bid received, (Base Bid and Alternates 1 & 2) in the amount of \$3,133,608.50 and authorize the Mayor to execute any related documents, subject to closing re; \$2,500,000.00 promissory note and receipt of funds.
10. Reject bids received on June 30, 2022 with regard to the Eastmark Drive Roadway Improvement Project.

Alderman Womack made the motion to approve agenda items 7.6-7.10, 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. Authorize Cassie Burnette to travel to D'Iberville, MS to attend the Mississippi Association of Code Enforcement Educational Conference on August 10-12, 2022.
2. Authorize the purchase one (1) 2020 Chevrolet Colorado from Gray Daniels Ford, as the lowest and best quote received, in the amount of \$29,435.00 and authorize payment of the same.

Alderman Craine made the motion to approve agenda items 8.1 & 8.2 in accordance with the related memos from the Community Development Department which are appended hereto, seconded by Alderman Womack and upon unanimous vote the motion carried.

3. Public hearing and board action with regard to the consideration of a conditional use application request from Mastec Network Solutions to install a new permanent small cell facility on a new support structure (Stribling Lane).

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 and that the Community Development Department prepared a Staff Report #22-010 regarding the application which is appended to the Minutes of the public hearing and thereafter the Director described the nature of the application and those in favor of or in opposition to the application were given the opportunity to come forward and speak whereupon no additional public comments were received, and the public hearing was closed. Thereafter, Alderman Coker, first finding that the applicable requirements of Chapter 82, Article V of Code of Ordinances have been met and further incorporating the matters presented in the Staff Report, which is appended hereto, made the motion to approve agenda item 8.3, in accordance with the recommendation of the Community Development Department as included in the Staff Report, which is appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

4. Public hearing and board action with regard to the consideration of a conditional use application request for Beth Holdings, LLC to construct a gas station /convenience store (1.68 acres, Parcel #J8-59-11).

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 and that the Community Development Department prepared a Staff Report #22-017 regarding the application which is appended to the Minutes of the public hearing and thereafter the Director described the nature of the application and those in favor of or in opposition to the application were given the opportunity to come forward and speak whereupon Michael Schwirian, the architect for the applicant and Jodi Thind, the representative of the applicant, came forward and spoke, no additional public comments were received, and the public hearing was closed. Thereafter, Alderman Dobbs, first finding that the applicable requirements Section 9.7 of the Zoning Ordinance of the Code of Ordinances have been met and further incorporating the matters presented in the Staff Report, which is appended hereto, made the motion to approve agenda item 8.4 as presented, in accordance with the recommendation of the Community Development Department as included in the Staff Report, which is appended hereto, subject to the approval of an appropriate landscaping plan by the Community Development Department, seconded by Alderman Vinson and upon unanimous vote the motion carried.

5. Public hearing and board action with regard to the consideration of a conditional use application request from SJS, Inc. to operate a liquor store/package store at 902 W. Government Street (Parcel #I8M-25, I8M-25-10).



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 and that the Community Development Department prepared a Staff Report #22-027 regarding the application which is appended to the Minutes of the public hearing and thereafter the Director described the nature of the application and those in favor of or in opposition to the application were given the opportunity to come forward and speak whereupon David Jefcoat and Emma Anderson, Old Town Circle, spoke in opposition of the application and Ramesh Gajar and Jay Patel, spoke in favor of the application and Will Sims asked questions with respect to the same which were addressed by the City Attorney and the Director of Community Development, and the public hearing was closed. Thereafter, Alderman Coker, first finding that the applicable requirements Section 9.7 of the Zoning Ordinance of the Code of Ordinances have been met and further incorporating the matters presented in the Staff Report, which is appended hereto, made the motion to approve agenda item 8.5 as presented, in accordance with the recommendation of the Community Development Department as included in the Staff Report, which is appended hereto, subject to the conditions that: (1) an access drive be constructed to specifications as determined by the Community Development Department and thereafter properly maintained to provide ingress/egress from Old Hwy. 80 to the proposed building, including the location of the proposed conditional use; (2) that the proposed building and improvements shall be constructed in accordance with the architectural review/site plan included in the application, (3) that all names, logos, trade dress and signage for the package store shall be subject to architectural and site plan review and approval by the City; (4) that the conditional use expire by its terms in 180 days if the applicant has not before such time obtained the appropriate city permits and approvals to complete the build-out of the tenant space for the proposed conditional use; (5) that such approval is further conditioned upon the Mississippi Department of Revenue - Bureau of Alcohol Beverage Control issuing a license to operate a package store at the location described in the application, and (6) that such approval is subject to operation of the same in compliance with Chapter 6 of the Code of Ordinances of the City of Brandon, Mississippi, including but not limited to Section 6-10.2, such other applicable ordinances of the City, applicable state law and the applicable regulations of the Mississippi Department of Revenue, including but not limited to Title 35, Part II Alcohol Beverage Control, seconded by Alderman Williams and upon unanimous vote the motion carried.

## 9. WILLIAM THOMPSON, POLICE CHIEF

### 1. Accept the resignations of:

- a. Lieutenant Hershel "Robbie" Wade effective July 14, 2022.
- b. Sergeant Simeon "Sim" Shanks effective July 14, 2022.
- c. Lieutenant Rod J. Burch effective July 17, 2022.

Alderman Coker made the motion to approve agenda items 9.1(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. Accept the resignation of Captain/Paramedic Steve Dedmon II effective July 24, 2022.
2. Hire Kyle Berry as a Firefighter effective July 19, 2022 and set rate of pay pursuant to the memo.
3. Authorize purchase a Scott Rit Pac II and air bottle, at state contract pricing, from Emergency Equipment Professionals in the amount of \$5,474.14 and authorize payment of the same.
4. Accept the Centerpoint Community Partnership grant funds in the amount of \$2,500.00.

Alderman Womack made the motion to approve agenda items 10.1-10.4 in accordance with the related memos from the Fire Department which are appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

EXECUTIVE SESSION

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

Alderman Dobbs then made the motion to enter into Executive Session to discuss pending litigation with Gold Coast seconded by Aldermen Coker and upon unanimous vote the motion carried.

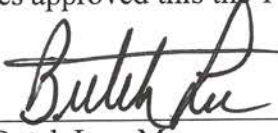
Alderman Williams then made the motion to resume the Regular Board Meeting out of Executive Session, seconded by Alderman Dobbs and upon unanimous vote the motion carried.

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

ADJOURN

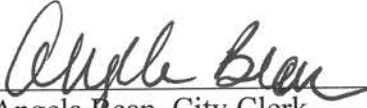
Alderman Coker made the motion to adjourn the Regular Board Meeting, seconded by Alderman Craine and upon unanimous vote the motion carried. (Next Regular Board Meeting: August 1, 2022).

Minutes approved this the 1<sup>st</sup> day of August 2022.



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Hon. Butch Lee, Mayor

Attest:



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Hon. Angela Bean, City Clerk

