

MINUTES  
BRANDON BOARD OF ALDERMEN  
REGULAR BOARD MEETING  
BUTCH LEE, MAYOR PRESIDING  
MAY 15, 2023

1. CALL TO ORDER – Mayor Lee and Aldermen Farris, Middleton, Womack, Coker, Vinson and Craine were present. Alderman Williams was absent.
2. INVOCATION AND PLEDGE OF ALLEGIANCE – Alderman Womack gave the invocation and Alderman Coker led to the pledge of allegiance.
3. PUBLIC COMMENTS AND RECOGNITIONS
  1. Mr. Shane Keyes – Provided public comment concerning a ticket his daughter received in relation to the construction work occurring at 1-20 and Hwy. 80.
  2. Ms. Vickie Mercier – Provided public comment concerning noise and traffic issues occurring in Crossgates at and near her home on Sunline Dr.
  3. Mr. Taylor Williams – Provided public comment concerning the operation of the City's sports facilities for recreation baseball.
  4. Mayor Lee – Provided public comment advising of an upcoming work session on June 19<sup>th</sup> with representatives of Phelps Dunbar regarding social media issues and advised that the Corps. 592 Project is approved and out for bid.
4. OLD BUSINESS
  1. Approve the Regular Board Meeting Minutes of May 1, 2023.

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. Proclamation recognizing the newly established Brandon Chamber of Commerce.

Alderman Coker made the motion to approve agenda item 5.1, which is appended hereto, seconded by Alderman Farris and upon unanimous vote the motion carried.

2. Approve the following Subaward Agreements between the MDEQ and the City of Brandon to provide funds and authorize the Mayor to execute related documents for the following projects:
  - a. Grants Ferry Parkway Sewer Extension (57-2-CW-5.5).
  - b. Waterline Relocation at Hwy 80 & Value Road (60-2-DW-5.15).
  - c. Sanitary Sewer Rehabilitation of Lance Drive, Martin Road, and Easthaven Subdivision (546-2-CW-5.5).
  - d. Burnham Road Waterline - Tank to Commons (547-2-DW-5.15).

Alderman Craine made the motion to approve agenda item 5.2(a)-(d), in accordance with the memo from the Mayor's Office, which is appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

3. Accept a Supplemental Special Warranty Deed and Easement from Cosa Properties, LLC in reference to a Special Warranty Deed dated June 3, 2020, pages 11141-11146 and a Water Utility Easement described in Deed Book 2022, Pages 3296-3299, of the land records of Rankin County, Mississippi.
4. Approve a professional services agreement with Green Oak Nursery for City Hall plant maintenance and authorize the Mayor to execute the same.
5. Rescind board action taken on May 1, 2023 under Section 5.3 of the minutes with regard to the Gunner Construction services.
6. Spread onto the minutes action from the 2023 Legislative Session regarding H.B. No. 1521 (2% food and beverage) extending the repealer to July 1, 2028 and H.B. No. 1325 (3% hotel) extending the repealer to July 1, 2034.
7. Authorize Waggoner Engineering to submit an application to MDOT for an EV grant and authorize the Mayor to execute all related documents.
8. Accept the commitment for Federal TA Funds in the amount of \$1,194,563.00 and authorize a local match of 25%, in the amount of \$398,188, for the Grants Ferry Parkway Multi-Use Path.

Alderman Craine made the motion to approve agenda items 5.3-5.8, 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.

9. Adopt a Resolution determining the necessity for and invoking the authority granted to the City by the Legislature with respect to Tax Increment Financing and determining that the Brandon Heights Project is a project eligible for Tax Increment Financing and setting a public hearing with respect to the Tax Increment Financing Plan for June 5, 2023 at 6:00 p.m., and for related purposes.

Alderman Vinson made the motion to approve agenda item 5.9 in accordance with the memo from the Mayor's Office, which is appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

#### 6. ANGELA BEAN, CITY CLERK

1. Presentation of fiscal year 2022 Audit Report by Barlow & Company, PLLC.
2. Accept the fiscal year 2022 Audit Report as prepared by Barlow & Company, PLLC.
3. Approve the purchase of four (4) Extreme Network switches from Techsource Solutions in the amount of \$17,936.00 (State of MS EPL Pricing #3760) and authorize payment of the same.



4. Approve:

- a. Docket of Claims for May 15, 2023 (with the exception of claim #92584).
- b. Fox Everett claims released on May 12, 2023

Alderman Womack made the motion to approve agenda items 6.2-6.4(a)&(b), in accordance with the memos from the Clerk's Office, which are appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

7. CARLEY KEYES, EVENT SERVICES

1. Approve a professional services agreement for the purpose of promoting tourism in accordance with HB 1521 (2023 MS Legislative Session) and other lawful and related authority and purposes; authorize the Mayor to execute the same; and approve and authorize all related show expenditures for Progressive Global Agency for a performance by Widespread Panic on May 27-28, 2023.

Alderman Craine made the motion to approve agenda item 7.1, in accordance with the memo from the Event Services Department, which is appended hereto, seconded by Alderman Womack and upon unanimous vote the motion carried.

8. CARLY DEARMAN, PUBLIC WORKS DEPARTMENT

1. Hire William "RJ" Morrow, Jr. as a Water Laborer II effective May 16, 2023 and set rate of pay pursuant to the memo.
2. Transfer of Cole Rowland from Water Laborer II to Sewer Laborer II effective May 15, 2023.
3. Approve Thornton Construction pay request # 3 in the amount of \$322,217.11 with regard to the Grants Ferry Parkway Sewer Line Extension Project and authorize payment of the same.
4. Declare as an emergency and approve the commodity pricing repairs by Hemphill Construction, invoice # 4539-H23030-01-Final (February 2023), in the amount of \$64,968.07 in accordance with MCA 31-7-13(k) and 31-7-13 (n) and authorize payment of the same.
5. Approve the renewal of CCTV & Combo Jet Vac Truck commodity bid with Suncoast Infrastructure, Inc. for the remainder of fiscal year 2023.
6. Declare as an emergency the repairs to Country Meadows Lift Station (Willow Creek) from Harvey Services in the amount of \$12,714.10 and authorize payment of the same.
7. Approve Hemphill Construction Company quotes for water leak and storm drain repairs in various locations throughout the City utilizing commodity bid pricing, authorize payments of the same and amend the budget accordingly.

Alderman Farris made the motion to approve agenda items 8.1-8.7, in accordance with the memos from the Public Works Department, which are appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

## 9. SAM HAWKINS, COMMUNITY DEVELOPMENT

1. Public Hearing and board action regarding the consideration of a rezoning request for Consolidated Pipe (Parcel H8-1-40).

The public hearing was opened with respect to the referenced rezoning request whereupon the Community Development Department 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 #23-004 which is appended to the Minutes of the public hearing and thereafter the Director described the nature of the application whereupon those interested in providing public comment regarding the same were given the opportunity to come forward and speak, whereupon no others provided any additional public comments and the public hearing was closed. Thereafter, Alderman Vinson, first incorporating the matters presented at the public hearing and in the Staff Report, which is appended hereto, and first finding that the conditions and requirements for the City's approval of the application as set forth in Section 9.8.1 *et. seq.* of the City's Zoning Ordinance have been met, and that the applicant has met the requisite burden of proof for the City to approve the request, made the motion to approve agenda item 9.1 and adopt an Ordinance approving the request and rezoning the property to I-1 (Light Industrial), seconded by Alderman Craine and upon unanimous vote the motion carried.

2. Public hearing and board action regarding the consideration of a rezoning request for Forestry Suppliers (Parcels H8-1-42 and H8-1-43).

The public hearing was opened with respect to the referenced rezoning request whereupon the Community Development Department 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 #23-003 which is appended to the Minutes of the public hearing and thereafter the Director described the nature of the application whereupon those interested in providing public comment regarding the same were given the opportunity to come forward and speak, whereupon no others provided any additional public comments and the public hearing was closed. Thereafter, Alderman Farris, first incorporating the matters presented at the public hearing and in the Staff Report, which is appended hereto, and first finding that the conditions and requirements for the City's approval of the application as set forth in Section 9.8.1 *et. seq.* of the City's Zoning Ordinance have been met, and that the applicant has met the requisite burden of proof for the City to approve the request, made the motion to approve agenda item 9.2 and adopt an Ordinance approving the request and rezoning the property to I-1 (Light Industrial), seconded by Alderman Womack and upon unanimous vote the motion carried.



3. Approve the preliminary plat for Kenney Farms Phase 3 (42.80 acres Parcel: J-8-10-192).

Alderman Vinson made the motion to approve agenda item 9.3, in accordance with the memo from the Community Development Department, which is appended hereto, seconded by Alderman Craine, subject to the approval of any Final Plat subject to the approval of the protective covenants for the subdivision consistent with the City's Temporary Moratorium regarding build-to-rent subdivision development issues, and upon unanimous vote the motion carried.

#### 10. WAYNE DEARMAN, POLICE CHIEF

1. Authorize permission to purchase a Rapid All-Terrain Tower from Critical Tech Solutions, a sole-source provider, in the amount of \$27,995.00, authorize payment from the Drug Seizure fund and amend the budget accordingly.
2. Authorize permission to receive grant funding in the amount of \$60,000.00 from the MOHS Homeland Security Grant Program and authorize the Mayor and Accountant to execute related documents.
3. Transfer Lt. Aubrey Dunbar from the Fire Department to the Police Department as a patrol trainee, effective May 16, 2023, and set rate of pay in accordance with the memo

Alderman Craine made the motion to approve agenda items 10.1-10.3, in accordance with the memos from the Police Department, which are appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

#### 11. BRIAN ROBERTS, FIRE CHIEF

1. Authorize Carolyn Palmer to travel to Biloxi, MS to attend the Emergency Services Administrative Professionals Association Conference on September 6-8, 2023.
2. Approve salary adjustments for five (5) Firefighters, in accordance with the memo.
3. Award 25 yr. service pin to John Johanson.

Alderman Womack made the motion to approve agenda items 11.1-11.3 in accordance with the memos from the Fire Department, which are appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

#### 12. EXECUTIVE SESSION

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

Alderman Womack then made the motion to enter into Executive Session to discuss pending litigation (Rankin Chancery Cause No. 22-1236), personnel matters involving various departments and discussion regarding the location of a business in the City, seconded by Alderman Vinson and upon unanimous vote the motion carried.

Alderman Womack made the motion of “no objection” to the proposed Right of Way and Easement from Kawaliha Realty, LLC and Edmond Turnage and the dismissal of Cause No. 22-1236 pending in the Rankin County Chancery Court, seconded by Alderman Craine and upon unanimous vote the motion carried.

Alderman Coker 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 a vote was taken in Executive Session was announced upon resuming the Regular Board Meeting out of Executive Session).

13. ADDITIONAL ITEMS – EMPLOYEE COLA INCREASES, RAISES AND REALIGNMENT

Alderman Womack made the motion to approve employee COLA increases, raises and realignment in accordance with the presentation by the Mayor, which is appended hereto, effective May 15, 2023, and to amend the budget, seconded by Alderman Craine and upon unanimous vote the motion carried.

14. ADJOURN

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

(Next Regular Board Meeting: June 5, 2023.)

Minutes approved this the 5<sup>th</sup> day of June 2023.



Hon. Butch Lee, Mayor

Attest:



Hon. Angela Bean, City Clerk

