

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF
ALDERMAN OF THE CITY OF BRANDON, MISSISSIPPI
HELD ON OCTOBER 6, 2014

The Regular Board Meeting was held in the Brandon City Hall Boardroom, 1000 Municipal Drive, Brandon, Mississippi. The meeting was led by Mayor Butch Lee. Aldermen Morrow, Christopher, Williams, Vinson, Coker and Corley were present. Alderman Morris was absent. Alderman Corley led the prayer and Alderman Vinson the Pledge of Allegiance. Public Comments/ Recognitions: John Anderson of Woodmen of the World donated three (3) indoor flags to the City.

1.
APPROVE MINUTES OF REGULAR BOARD MEETING SEPTEMBER 15, 2014, SPECIAL
BOARD MEETING SEPTEMBER 24, 2014, AND SPECIAL BOARD MEETING
SEPTEMBER 29, 2014

Alderman Morrow made the motion to approve the Minutes of the Regular Board Meeting of September 15, 2014, September 15, 2014, and September 29, 2014, which are appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

2.
ADOPT A BOND RESOLUTION AND APPROVE DOCUMENTS IN CONNECTION WITH
AND NOT TO EXCEED \$14,000,000 CITY OF BRANDON, MS GENERAL OBLIGATION
BOND, SERIES 2014; APPROVE A MEMORANDUM OF UNDERSTANDING BETWEEN
MS DEPARTMENT OF CORRECTIONS AND THE CITY OF BRANDON; TO ADOPT THE
TITLE VI – NON DISCRIMINATION AGREEMENT AND APPOINT PUBLIC WORKS
DIRECTOR, DARION WARREN AS THE TITLE VI COORDINATOR; APPOINT
MATTHEW MILLER AS CITY ENGINEER EFFECTIVE OCTOBER 1, 2014; ADOPT AN
ORDINANCE OF THE CITY OF BRANDON GRANTING A NON-EXCLUSIVE
FRANCHISE TO TELEPAK NETWORKS, INC. TO LAY, CONSTRUCT, MAINTAIN,
REPLACE AND OPERATE FIBER OPTIC CABLE AND APPURTENANT
TELECOMMUNICATIONS FACILITIES IN, UNDER, OVER AND ACROSS AND ALONG
ALL STREETS, AVENUES, ALLEYS HIGHWAYS, ROADS, BRIDGES, VIADUCTS AND
PUBLIC PLACES IN THE CITY OF BRANDON, MISSISSIPPI; ACCEPT DEED OF
DEDICATION TRANSFERRING MAINTENANCE OF BOYCE-THOMPSON DRIVE FROM
RANKIN COUNTY; AND ACCEPT A FEE SCHEDULE AND APPROVE GENERAL
SERVICES AGREEMENT FOR RYAN MURPHY

Alderman Morrow made the motion to adopt a bond Resolution of the Mayor and Board of Aldermen of the City of Brandon, Mississippi Authorizing the Issuance of a General Obligation Bond of the City for Sale to the Mississippi Development Bank in a Total Aggregate Principal Amount of Not to Exceed Fourteen Million Dollars (\$14,000,000.00) to Raise Money for the Purpose of (A) Purchasing Land for Parks and Public Playgrounds, and Improving, Equipping and Adorning the Same, Including the Constructing, Repairing and Equipping of Other Recreational Facilities; (B) Erecting Municipal Buildings, Repairing, Improving, Adorning and Equipping the Same; and (C) Providing Housing for Firefighting Equipment and Purchasing Land Therefor; Prescribing the Form and Details of Said Bond; Providing Certain Covenants of said City in Connection with said Bond and Directing the Preparation, Execution and Delivery

Thereof; Authorize the Sale of said Bond to the Mississippi Development Bank; Approving the Form of and the Execution and Delivery of a City Bond Purchase Agreement in Connection with the Sale of said Bond; Approving the Form and Authorizing the Distribution of a Preliminary Official Statement and the Preparation and Distribution of a Final Official Statement in Connection with said Bond and the Not to Exceed \$14,000,000.00 Mississippi Development Bank Special Obligation Bonds, Series 2014 (City of Brandon, Mississippi Public Improvement General Obligation Bond Project); Approving the Form of an Indenture of Trust for Said Mississippi Development Bank Bonds; Authorizing and Approving the Form of and the Execution and Delivery of a Bond Purchase Agreement and Certain Other Documents in Connection with said Mississippi Development Bank Bonds and said City Bond; and for Related Purposes; to approve a Memorandum of Understanding between MS Department of Corrections and the City of Brandon; to adopt the Title VI – Non Discrimination Agreement and appoint Public Works Director, Darion Warren as the Title VI Coordinator; to appoint Matthew Miller as City Engineer effective October 1, 2014, upon terms and conditions as presented; to adopt an Ordinance of the City of Brandon granting a non-exclusive franchise to Telepak Networks, Inc. to lay, construct, maintain, replace and operate fiber optic cable and appurtenant telecommunications facilities in, under, over and across and along all streets, avenues, alleys highways, roads, bridges, viaducts and public places in the City of Brandon, Mississippi; to accept a Deed of Dedication from Rankin County regarding Boyce-Thompson Drive; and to accept a fee schedule and approve General Services Agreement for Ryan Murphy upon terms and conditions as presented, in accordance with the memos from the Mayor, which are appended hereto and to authorize the Mayor and City Clerk to execute all documents appropriate, seconded by Alderman Corley and upon unanimous vote the motion carried.

3.

SET A PUBLIC HEARING ON OCTOBER 20, 2014 FOR THE DETERMINATION OF A PUBLIC NUISANCE: (A.) 122 PROCTOR DRIVE (PARCEL #I9I-28); (B.) 118 PROCTOR DRIVE (PARCEL #I9I-27); AND (C.) 161 CAINE CIRCLE (PARCEL #H9L-2); TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH UMMC FOR PSYCHOLOGICAL EVALUATIONS AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE SAME; TO AUTHORIZE AN ADDITIONAL ASSESSMENT OF \$7.50 ON ALL MISDEMEANOR FINES AS AUTHORIZED IN HB579; ACCEPT THE FEE SCHEDULE SUPPLEMENT FOR THE LANGUAGE LINE SERVICES AGREEMENT; TO AUTHORIZE THE BUYOUT OPTION FOR TWO (2) HARLEY MOTORCYCLES IN THE AMOUNT OF \$13,600.00; PURCHASE FIVE (5) TASERS FROM TASER INTERNATIONAL IN THE AMOUNT OF \$6,973.14; AND ACCEPT DONATION OF ONE (1) REFRIGERATOR DONATED BY KROGER OF BRANDON

Alderman Vinson made the motion to set a public hearing during the Regular Board Meeting on October 20, 2014 for the determination of a public nuisance with respect to the following properties: (a.) 122 Proctor Drive (parcel #I9I-28); (b.) 118 Proctor Drive (parcel #I9I-27); and (c.) 161 Caine Circle (parcel #H9L-2); to enter into a Professional Services Agreement with UMMC for psychological evaluations and authorize the Mayor and City Clerk to execute the same; to authorize an additional assessment of \$7.50 on all misdemeanor fines as authorized in HB579; to accept the fee schedule supplement for the Language Line Services Agreement; to authorize the buyout option for two (2) Harley Motorcycles in the amount of \$13,600.00; to purchase five (5) Tasers from Taser International which is a sole source provider, in the amount of \$6,973.14; and to accept a donation of one (1) refrigerator donated by Kroger of Brandon, in

accordance with the memos from Police Chief, which are appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

4.

AUTHORIZE DIVISION CHIEF BEN WARREN TO GARAGE A CITY VEHICLE AT HIS RESIDENCE; ENTER INTO AN AGREEMENT WITH RJ YOUNG FOR A COPIER IN THE AMOUNT OF \$195.00 PER MONTH AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE SAME; APPROVE THE JOB DESCRIPTION FOR DIVISION CHIEF/TRAINING OFFICER; CHANGE THE FLSA STATUS TO EXEMPT FOR THE DIVISION CHIEF/CODE ENFORCEMENT/FIRE PREVENTION POSITION; AND HIRE FIREFIGHTERS WILLIAM ADAMS AND MICHAEL GAGLE EFFECTIVE OCTOBER 20, 2014

Alderman Coker made the motion to authorize Division Chief Ben Warren to garage a City vehicle at his residence; to enter into an agreement with RJ Young for a copier in the amount of \$195.00 per month and authorize the Mayor and City Clerk to execute the same; to approve the job description for Division Chief/Training Officer; to change the FLSA status to exempt for the Division Chief/Code Enforcement/Fire Prevention position; and to hire Firefighters William Adams and Michael Gagle effective October 20, 2014, in accordance with the memos from Fire Chief, which are appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

5.

SET A PUBLIC HEARING DURING THE REGULAR BOARD MEETING ON OCTOBER 20, 2014 FOR CONSIDERATION OF A CONDITIONAL USE REQUEST OF CMI ACQUISITIONS FOR A TELECOMMUNICATIONS TOWER SITE TO BE LOCATED AT SHILOH PARK ON KENNEDY FARM PARKWAY; SET A PUBLIC HEARING ON OCTOBER 20, 2014 FOR CONSIDERATION OF A VARIANCE REQUEST OF FREDDIE L. JONES FOR A PROPOSED ACCESSORY BUILDING, EXCEEDING THE 750 SQ. FT. MAXIMUM AT 84 HILL CIRCLE; AND ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH RJ YOUNG FOR A COPIER IN THE AMOUNT OF \$278.00 PER MONTH

Alderman Morrow made the motion to set a public hearing during the Regular Board Meeting on October 20, 2014 for consideration of a conditional use request of CMI Acquisitions for a telecommunications tower site to be located at Shiloh Park on Kennedy Farm Parkway; to set a public hearing on October 20, 2014 for consideration of a variance request of Freddie L. Jones for a proposed accessory building, exceeding the 750 sq. ft. maximum at 84 Hill Circle; and to enter into a professional services agreement with RJ Young for a copier in the amount of \$278.00 per month and to authorize the Mayor and City Clerk to execute the same, in accordance with the memos from Community Development Department, which are appended hereto, seconded by Alderman Corley and upon unanimous vote the motion carried.

6.

ADD TO THE AGENDA AND APPROVE VARIANCE REQUEST FROM ROGERS DABBS REGARDING A DEVIATION FROM THE FLOOD ORDINANCE

Alderman Corley made the motion to add to the agenda and to approve a variance request from Rogers Dabbs regarding a deviation from the flood ordinance concerning construction, in accordance with the memo from Community Development Department, which is appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

7.

CHANGE THE FLSA STATUS TO EXEMPT FOR PUBLIC WORKS FOREMAN AND SEWER SUPERINTENDENT; AND APPROVE THE RIGHT OF ENTRY AGREEMENT FOR VERIZON WIRELESS TO ACCESS COMMUNICATION EQUIPMENT AT THE CROSSGATES WATER TANK AND TO AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE SAME

Alderman Corley made the motion to change the FLSA status to exempt for Public Works Foreman and Sewer Superintendent; and to approve the Right of Entry Agreement for Verizon Wireless to access communication equipment at the Crossgates water tank and to authorize the Mayor and City Clerk to execute the same, in accordance with the memos from Public Works Director, which are appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

8.

ADOPT A RESOLUTION CREATING THE ECONOMIC COMPETITIVENESS ACT OF 2014

Alderman Coker made the motion to adopt a Resolution Creating the Economic Competitiveness Act of 2014, in accordance with the memo from Economic Development Director, which is appended hereto, seconded by Alderman Morrow and upon unanimous vote the motion carried.

9.

APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH PYROFIRE DISPLAYS IN THE AMOUNT OF \$4,000 FOR THE GOD AND COUNTRY CONCERT ON JULY 1, 2015; AND TO APPROVE AN ADVERTISEMENT IN RANKIN COUNTY NEWS IN THE AMOUNT OF \$285.25 FOR THE PURPOSE OF ADVERTISING AND TO BRING INTO FAVORABLE NOTICE OF THE OPPORTUNITIES AND POSSIBILITIES OF THE CITY, FIRST FINDING THAT THIS MODE OF ADVERTISING IS IN THE BEST INTERESTS OF THE CITY

Alderman Morrow made the motion to approve a professional services agreement with PyroFire Displays in the amount of \$4,000 for the God and Country Concert on July 1, 2015; and to approve an advertisement in Rankin County News in the amount of \$285.25 for the purpose of advertising and to bring into favorable notice of the opportunities and possibilities of the City, first finding that this mode of advertising is in the best interests of the City, in accordance with the memos from Events Coordinator, which are appended hereto, seconded by Alderman Corley and upon unanimous vote the motion carried.

10.

SUBMIT UNCLAIMED PROPERTY TO THE MS STATE TREASURER IN THE AMOUNT OF \$912.60; TO PUBLISH BID NOTICE FOR SHILOH PARK TIMBER SALE; TO APPROVE THE DOCKET OF CLAIMS FOR SEPTEMBER 16, 18, 26, 27, OCTOBER 1 AND 6, 2014; APPROVE THE FOX EVERETT CLAIMS RELEASED OCTOBER 2, 2014; AND APPROVE THE ELECTRONIC TRANSFERS, SEPTEMBER 2014

Alderman Morrow made the motion to submit unclaimed property to the MS State Treasurer in the amount of \$912.60; to publish bid notice for Shiloh Park Timber Sale; to approve the Docket of Claims for September 16, 18, 26, 27, October 1 and 6, 2014; to approve the Fox Everett claims released October 2, 2014; and to approve the Electronic Transfers, September 2014, in accordance with the memos from City Clerk, which are appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

11.

EXECUTIVE SESSION

Alderman Corley made the motion to consider the need to go into executive session to discuss personnel matters, seconded by Alderman Morrow and upon unanimous vote the motion carried.

Alderman Coker then made the motion to go into executive session for the reason stated and more specifically to discuss personnel matters involving the Community Development Department, seconded by Alderman Vinson and upon unanimous vote the motion carried.

Alderman Corley made the motion to resume the Regular Board Meeting out of executive session, seconded by Alderman Vinson and upon unanimous vote the motion carried.

No votes were taken in Executive Session.

12.

ADJOURN

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

(Next Regular Board Meeting will be on October 20, 2014).

MINUTES APPROVED THIS THE 20th DAY OF October 2014.



Butch Lee

HON. BUTCH LEE, MAYOR

ATTEST:

Angela Bean

ANGELA BEAN, CITY CLERK