

MINUTES
REGULAR BOARD MEETING
BRANDON BOARD OF ALDERMEN
BUTCH LEE, MAYOR PRESIDING
MAY 20, 2019

1. CALL TO ORDER – Mayor Lee and Aldermen Coker, Corley, Dobbs, Middleton, Williams, and Vinson were present. Alderman Morris was absent

2. INVOCATION AND PLEDGE OF ALLEGIANCE – Alderman Williams led the invocation and Alderman Vison led the Pledge of Allegiance.

3. PUBLIC COMMENTS AND RECOGNITIONS

Brandon Garden Club proclamation - Mayor Lee presented the Brandon Garden Club with a proclamation for being recognized as the Outstanding Garden Club of the Year at the Garden Clubs of Mississippi annual state convention and the Garden Club of the Year by Deep South Garden Clubs, Inc., and for receiving the GCM-MDOT Transportation Commissioners Mississippi Roadside Award.

4. OLD BUSINESS

1. Consideration to approve the Regular Board Meeting minutes of May 6, 2019.

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

5. WILLIAM THOMPSON, POLICE DEPARTMENT

1. Request permission to transfer one 2008 Crown Vic bearing VIN ending in #6166 from the Fire Department to the Police Department.
2. Request permission for Sergeant Joseph French to travel to Hoover, AL to attend the Mobile Device Examiner course at the National Computer Forensics Institute from July 7 – August 7, 2019.
3. Consideration to purchase equipment and installation for two (2) Dodge Chargers from Weathersby Electronics, in the amount of \$6,270.78, as the lowest and best quote received, and authorize payment from the Equitable Share Justice Fund account.

Alderman Vinson made the motion to approve agenda items 5.1 through 5.3 in accordance with the related memos from the Police Chief which are appended hereto, seconded by Alderman Dobbs and upon unanimous vote the motion carried.

4. Consideration to rescind board action on March 4, 2019 regarding item # 6.4 and authorize the sale of one (1) Glock 45 9mm bearing serial number BLDR-420 to Rick Fowler in accordance with MS Code §45-9-131.

Alderman Vinson made the motion to approve agenda item 5.4 in accordance with the related memo from the Police Chief, which is appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

6. MARK MOSS, FIRE DEPARTMENT

1. Consideration to approve the Memorandum of Understanding with the MS State Fire Academy for training and authorize Fire Chief Mark Moss to execute the same.

Alderman Coker made the motion to approve agenda item 6.1 in accordance with the related memo from the Fire Chief, which is appended hereto, seconded by Alderman Williams and upon unanimous vote the motion carried.

7. CHARLES SMITH, PUBLIC WORKS DEPARTMENT

1. Request permission to hire Sedevyn Gray, Kielen Harvey and Jequarius Allen as seasonal Street Department employees and Jacoby Taylor and Clark Porter as seasonal Water Department employees effective May 21, 2019 through August 30, 2019 and set rates of pay pursuant to the memo.
2. Request permission to hire Sarah Mitchell and Latresha Davidson as seasonal Water Administration Department employees effective May 21, 2019 through August 9, 2019 and set rates of pay pursuant to the memo.
3. Consideration to approve Core and Main with regard to the Water Meter Installation Project and Utility Constructors (commodity bid pricing) invoices totaling \$1,081,005.66 and authorize payments of the same pursuant to the memo.
4. Consideration to approve the repairs to the 430E Backhoe in accordance with MCA 31-7-13 (m)(ii) from Puckett Machinery in the amount of \$10,668.57 and authorize payment of the same.

Alderman Coker made the motion to approve agenda items 7.1 through 7.4 in accordance with the related memos from the Public Works Director which are appended hereto, seconded by Alderman Corley and upon unanimous vote the motion carried.

8. MATTHEW DODD, COMMUNITY DEVELOPMENT DEPARTMENT

1. Consideration to approve the site and architectural plan for KFC restaurant renovation located at 1701 W. Government Street.

Alderman Vinson made the motion to approve agenda item 8.1 in accordance with the memo from the Director of Community Development, which is appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

9. RAMIE FORD, PARK & RECREATIONS DEPARTMENT

1. Consideration to approve the 2019 Let Freedom Ring-Independence Day Celebration at the Brandon Amphitheater on July 3, 2019 to be paid from the amphitheater operations fund at a cost not to exceed \$14,000.00 and amend the budget accordingly.
2. Request permission to hire Garrett Ramsey, Garrett Clarke, Jacob Miller and Hunter Westbrooks as seasonal ground and maintenance employees effective May 21, 2019 and set rates of pay pursuant to the memo.

3. Request permission to purchase batting cages and installation for Shiloh Park from Richardson Athletics, as the lowest and best quote received, in the amount of \$6,441.61 and authorize payment of the same from the 2% funds.

Alderman Williams made the motion to approve agenda items 9.1 through 9.3 in accordance with the memos from the Director of Parks and Recreation which are appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

10. ANGELA BEAN, CITY CLERK

1. Adopt a resolution appointing Mayor Butch Lee as voting delegate for the Mississippi Municipal League's annual election.
2. Consideration to accept the settlement offer in the amount of \$15,895.89 for the Michael Smith show scheduled on April 13th and rescheduled for May 5, 2019 and authorize the Mayor to execute the same.
3. Consideration to purchase event liability insurance as required under the Artist Contracts for 2019 Amphitheater events as presented by Mark Edward Partners and authorize the Mayor to execute the same.
4. Request permission to establish an account with Enterprise Rent-A-Car (state contract vendor) for vehicle rentals (at state contract pricing) as necessary for Amphitheater events.
5. Consideration to approve professional services agreement with Cody Jinks for an Amphitheater event on September 27, 2019 and authorize the Mayor to execute the same and approve all related expenditures.
6. Consideration to approve a professional services agreement with Blackberry Smoke for an Amphitheater event on July 31, 2019 and authorize the Mayor to execute the same and approve all related expenditures.
7. Consideration to approve the Fourth Addendum to professional services agreement with Red Mountain Entertainment, LLC and the City of Brandon in regard to the Brandon Amphitheater filed in Minute Book 230 at Page 23 and authorize the Mayor to execute the same.
8. Consideration to approve the:
 - a. Docket of claims for May 8, 10, 15 & 21, 2019.
 - b. Fox Everett claims released on May 6 & 16, 2019.

Alderman Corley made the motion to approve agenda items 10.1 through 10.8(a) and 10.8(b) in accordance with the memos from the City Clerk which are appended hereto, seconded by Alderman Middleton and upon unanimous vote the motion carried.

EXECUTIVE SESSION

Alderman Coker made the motion to consider the need to enter into Executive Session to discuss pending and potential litigation and personnel matters, seconded by Alderman Corley and upon unanimous vote the motion carried.

Alderman Corley made the motion to go into Executive Session for the reasons stated and specifically to discuss pending litigation with Gold Coast Commodities, potential litigation involving Project Bid #2019-001, the Downtown Revitalization Project and the East Metro Corridor Commission and personnel matters involving the Fire Department, seconded by Alderman Williams and upon unanimous vote the motion carried.

The matter of the request of CB&I, LLC to withdraw its bid for Project Bid #2019-001 as generally set forth in its letter to the City dated May 16, 2019, which is appended hereto, was then considered by the Board of Aldermen. Having considered the request and first finding that in accordance with *Mississippi State Building Commission vs. Bicknell Construction, Inc.*, 329 So.2d 57 (Miss. 1976) and *Hemphill Construction Company, Inc. vs. City of Laurel*, 760 So.2d 720 (MS S Ct. 2000), an honest and substantial mistake in the submission of the bid was made and further finding that it would be inequitable and fundamentally unjust not to grant relief from such honest mistake, Alderman Vinson made the motion to authorize CB&I, LLC to withdraw its bid with respect to the referenced project, seconded by Alderman Coker and upon unanimous vote the motion carried.

Alderman Corley made the motion to adopt Resolutions Authorizing Condemnation of Certain Lands for the Brandon Downtown Revitalization Project which are appended hereto for Busick Properties, LLC – Tax Parcels (18K-21 and 18K-22), 204 Mary Ann, LLC (18K-22-10) and Catherine Stevens, DMD (18K-23), 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 Coker and upon unanimous vote the motion carried.

The votes taken in Executive Session were announced upon return to the board room.

ADJOURN

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

Minutes approved this the 3rd day of May 2019.



Hon. Butch Lee, Mayor

Attest:


Hon. Angela Bean, City Clerk

