

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF BRANDON, MISSISSIPPI
HELD ON SEPTEMBER 6, 2016

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 Dobbs, Christopher, Coker, Williams, Vinson, Morris and Corley were present. John Dawson, Senior Pastor at Brandon Presbyterian Church led the prayer and Boy Scout Jacob Williams led the Pledge of Allegiance. Public Comments/ Recognitions: John Dawson addressed the meeting, stating that he was regularly praying for the City and city leaders and that he is committed to being a more involved and informed citizen. Jacob Williams addressed the meeting and gave an update on his work toward achieving Eagle Scout. He advised that at the Mayor's request, he worked for about a month clearing and cleaning walking and nature trails behind the library.

1.

APPROVE THE MINUTES OF THE REGULAR BOARD MEETING OF AUGUST 15, 2016, RECESSED BOARD MEETING MINUTES OF AUGUST 16, 2016, SPECIAL BOARD MEETING MINUTES OF AUGUST 17, 2016 AND MINUTES OF PUBLIC HEARING ON FISCAL YEAR 2017 TAX AND SPENDING PLAN HELD ON AUGUST 25, 2016.

Alderman Vinson made the motion to approve the Minutes of the Regular Board Meeting of August 15, 2016, Recessed Board Meeting Minutes of August 16, 2016, Special Board Meeting Minutes of August 17, 2016 and Minutes of Public Hearing on Fiscal Year 2017 Tax and Spending Plan Held on August 25, 2016, which are appended hereto, seconded by Alderman Coker, and upon unanimous vote the motion carried.

2.

APPROVE RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS AND AGREEMENTS REQUIRED IN CONNECTION WITH THE APPLICATION FOR THE DRINKING WATER SYSTEMS IMPROVEMENT REVOLVING LOAN FUND THROUGH THE LOCAL GOVERNMENTS AND RURAL WATER SYSTEMS IMPROVEMENTS BOARD AND NAMING THE MAYOR AS THE CITY'S AUTHORIZED REPRESENTATIVE; APPROVING A CONTRACT AND DEDUCTIVE CHANGE ORDER WITH THRASH COMMERCIAL CONSTRUCTION FOR AMPHITHEATER AND BALLFIELDS PROJECT AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE ALL RELATED DOCUMENTS; ACCEPT FEE SCHEDULE FROM LEWIS ELECTRIC FOR PROFESSIONAL SERVICES FOR GENERAL REPAIRS AND MAINTENANCE OF TRAFFIC SIGNALS; REINSTATE THE PRE-CONSTRUCTION AGREEMENT WITH RED MOUNTAIN EFFECTIVE OCTOBER 1, 2016

Alderman Coker made the motion to approve a Resolution authorizing the Mayor to execute documents and agreements required in connection with the application for the drinking water systems improvement revolving loan fund through the Local Governments and Rural Water Systems Improvements Board and naming the Mayor as the City's authorized representative; to approve a contract and deductive change order with Thrash Commercial Construction for the Amphitheater and Ballfields Project and authorize the Mayor and City Clerk to execute all related documents; to accept the fee schedule from Lewis Electric for professional services for general repairs and maintenance of traffic

signals; to reinstate the pre-construction agreement with Red Mountain effective October 1, 2016 , in accordance with the memos from the Mayor, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

3.

RENEW MCOPS GRANT FOR FY 2017 AND AUTHORIZE THE EXECUTION OF MCOPS FUND DISBURSEMENT AUTHORIZATION RELEASING \$30,000.00 IN GRANT FUNDS TO THE POLICE DEPARTMENT AND AUTHORIZE THE POLICE CHIEF TO EXECUTE RELATED DOCUMENTS; HIRE JESSE TURBERVILLE AS COMMUNICATIONS OFFICER EFFECTIVE SEPTEMBER 7, 2016 AND SET SALARY; HIRE TIME FISACKERLY AND ALEX COLEMAN AS PATROLMEN EFFECTIVE SEPTEMBER 9, 2016 AND SET SALARY; TRANSFER INVESTIGATOR GERALD DUCKWORTH TO SGT. INVESTIGATOR POSITION EFFECTIVE AUGUST 29, 2016; ACCEPT RESIGNATION OF LT. JEFF ROBERTSON EFFECTIVE AUGUST 31, 2016; TRANSFER SGT. BEAU EDGINGTON TO LT. INVESTIGATOR POSITION EFFECTIVE AUGUST 29, 2016; AND ACCEPT THE RESIGNATION OF OFFICER JAMIE HANNAH EFFECTIVE SEPTEMBER 14, 2016

Alderman Morris made the motion to renew MCOPS Grant for FY 2017 and authorize the execution of MCOPS fund disbursement authorization releasing \$30,000.00 in grant funds to the Police Department and authorize the Police Chief to execute related documents; to hire Jesse Turberville as Communications Officer effective September 7, 2016 and set salary; to hire Tim Fisackerly and Alex Coleman as Patrolmen effective September 9, 2016 and set salary; to transfer Investigator Gerald Duckworth to Sgt. Investigator position effective August 29, 2016; to accept resignation of Lt. Jeff Robertson effective August 31, 2016; to transfer Sgt. Beau Edgington to Lt. Investigator position effective August 29, 2016 and accept the resignation of Officer Jamie Hannah effective September 14, 2016, in accordance with the memos from the Police Chief, which are appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

4.

AUTHORIZE TRAVEL OF FIRE CHIEF TERRY WAGES TO BILOXI, MS TO ATTEND THE MISSISSIPIANS FOR EMERGENCY MEDICAL SERVICES CONFERENCE ON OCTOBER 15-18, 2016

Alderman Corley made the motion to authorize the Fire Chief Terry Wages to travel to Biloxi, MS to attend the Mississippians for Emergency Medical Services Conference on October 15-18, 2016, in accordance with the memo from the Fire Chief, which is appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

5.

PUBLIC HEARING AND BOARD ACTION REGARDING CONSIDERATION OF ZONING REQUEST OF DAVE VAN AND JEFF GOODWIN FOR PARCELS 19-25-150 AND 19-25-170 LOCATED AT 1175 HWY. 471

This matter came before the Board on application for rezoning by Dave Van and Jeff Goodwin relative to that certain property located at 1175 Hwy. 471 (Parcels 19-25-150 and 19-25-170). Whereupon the Public Hearing was opened and the Director of Community Development advised that

all prerequisites to the Public Hearing had been met and that the matter was presented to the Planning Commission and that the Planning Commission voted to recommend that the subject property be rezoned to Neighborhood Center. The Director of Community Development prepared a memo regarding the matter which together with the attachments thereto is appended to the minutes and incorporated herein by reference. Thereafter Dave Van, came forward and addressed the board. A statement from Mr. Van is included in the attachments to the memo from the Director of Community Development and is incorporated herein. Mr. Van contended that the subject property should be rezoned by that the new zoning classification should Commercial Center instead of Neighborhood Center. Mr. Van provided a letter from Community Bank regarding the rezoning which is appended to the minutes and incorporated herein. No other person, having been given the opportunity so to do, came forward to speak regarding the application and the Public Hearing was closed. Thereafter, Alderman Williams, first incorporating the matters and things presented at the Public Hearing and considering the application, and further finding that there was a mistake in the original zoning, and for all other reasons that rezoning are reasonable and proper, made the motion to adopt an ordinance, which is appended hereto, and first incorporating such findings therein in this motion, to rezone the subject property to Neighborhood Center and to amend the City's Official Zoning Map accordingly, seconded by Alderman Corley, and upon affirmative vote of the members present, with the exception of Alderman Christopher who voted "NAY", the motion carried.

6.

SET PUBLIC HEARINGS DURING THE REGULAR BOARD MEETING OF SEPTEMBER 19, 2016 FOR A DETERMINATION OF A PUBLIC NUISANCE RE: 212 APPLERIDGE, 114 WOODCLIFF PLACE, 112 WOODCLIFF PLACE, 205 WINDCHASE DRIVE AND 411 BRENMAR STREET; AND APPOINT WOODY SHERMAN TO THE PLANNING COMMISSION TO FILL THE WARD 5 POSITION VACATED IN AUGUST 2016

Alderman Vinson made the set the following public hearings during the Regular Board Meeting on September 19, 2016 for a determination of a public nuisance, re: 212 Appleridge, 114 Woodcliff Place, 112 Woodcliff Place, 205 Windchase Drive and 411 Brenmar Street; and to appoint Woody Sherman to the Planning Commission to fill the Ward 5 position vacated in August, 2016, in accordance with the memos from the Director of Community Development, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

7.

TABLE CONSIDERATION OF APPROVAL OF PRELIMINARY PLAT FOR SPEERS CROSSING PHASE IV TO THE REGULAR BOARD MEETING ON OCTOBER 3, 2016

Alderman Williams made the motion to table consideration of the approval of the Preliminary Plat for Speers Crossing Phase IV to the Regular Board Meeting on October 3, 2016, 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.

8.

AUTHORIZE CANCELLATION OF LIZ PENDENS FOR 704 BRENMAR STREET; APPROVE RESOLUTIONS ADJUDICATING THE COST OF CLEAN-UP FOR PROPERTIES LOCATED AT 402 BRIARS BEND, 139 PAVILION DRIVE AND 2043 RED OAK DRIVE; AND SET PUBLIC HEARING FOR OCTOBER 3, 2016 DURING THE REGULAR BOARD MEETING RE: PROPOSED AMENDMENTS TO SECTION 16-54 AND 16-56 OF THE DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY

Alderman Corley made the motion to authorize cancellation of Liz Pendens for 704 Brenmar Street; to approve Resolutions adjudicating the cost of clean-up for properties located at 402 Briars Bend, 139 Pavilion Drive and 2043 Red Oak Drive; and to set a Public Hearing for October 3, 2016 during the Regular Board Meeting re: proposed amendments to Section 16-54 and 16-56 of the Development Regulations of the Code of Ordinances of the City, in accordance with the memos from the Director of Community Development, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

9.

APPROVE HEMPHILL CONSTRUCTION COMPANY PAY ESTIMATE #3 RE: LUCKNEY ROAD SEWER PROJECT; AND APPROVE DAVID MOREHEAD TO TRAVEL TO BILOXI, MS TO ATTEND MWPCOA SHORT COURSE ON SEPTEMBER 12-14, 2016

Alderman Morris made the motion to approve Pay Estimate #3 from Hemphill Construction Company in the amount of \$350,728.00 re: Luckney Road Sewer Project; and to approve David Morehead to travel to Biloxi, MS to attend the MWPOCA Short Course on September 12-14, 2016, in accordance with the memos from the Public Works Department, which are appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

10.

APPROVE CENTRAL BUSINESS DISTRICT TAX ABATEMENT RESOLUTION FOR (PARCEL H8N-9) 106 OFFICE PARK DRIVE AND APPROVE CONDITIONAL CENTRAL BUSINESS DISTRICT TAX ABATEMENT FOR (PARCEL 18K-39) 200 TOWN SQUARE, THE WIERHOUSE, LLC

Alderman Vinson made the motion to adopt a Resolution approving the Central Business District Tax Abatement for 106 Office Park Drive and a Resolution conditionally approving the Central Business District Tax for 200 Town Square, in accordance with the memos from the Economic Development Director, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

11.

APPROVE 16TH SECTION LAND LEASE FOR HWY. 471 WATER TOWER; ADOPT FY 2017 TAX LEVY; ADOPT FY 2017 TAXING AND SPENDING PLAN; AND APPROVE DOCKET OF CLAIMS FOR AUGUST 12,16,19,24 & 31 AND SEPTEMBER 6, 2016 AND FOX EVERETT CLAIMS RELEASED ON SEPTEMBER 1, 2016

Alderman Morris made the motion to approve a 16th Section Land Lease for the Hwy. 471 water tower and to authorize the Mayor and City Clerk to execute the same; to adopt a Resolution re: FY 2017 Tax Levy; to adopt the FY 2017 Taxing and Spending Plan; to approve the Docket of Claims for August 12, 16, 19, 24 & 31 and September 6, 2016 and Fix Everett claims released on September 1, 2016, in accordance with the memos from the City Clerk, which are appended herein, seconded by Alderman Coker and upon unanimous vote, the motion carried.

12.
EXECUTIVE SESSION

Alderman Williams made the motion to consider the need to go into executive session to discuss personnel matters and pending litigation, seconded by Alderman Coker, and upon unanimous vote the motion carried.

Alderman Vinson then made the motion to go into executive session for the reasons stated, and more specifically to discuss matters involving police department personnel, and pending litigation involving the police department, seconded by Alderman Williams, 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.

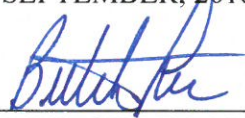
No votes were taken in Executive Session.

13.
ADJOURN

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

Next Regular Board Meeting is scheduled for September 19, 2016.

MINUTES APPROVED THIS THE 19th DAY OF SEPTEMBER, 2016.



HON. BUTCH LEE, MAYOR

ATTEST:



ANGELA BEAN, CITY CLERK

