

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF  
ALDERMEN OF THE CITY OF BRANDON, MISSISSIPPI  
HELD ON SEPTEMBER 19, 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, Coker, Williams, Vinson, Morris and Corley were present. Alderman Christopher was absent. Alderman Williams led the prayer and Aiden McClendon and Conner Ketchum of Boy Scout Troop 229 led the Pledge of Allegiance. Public Comments/ Recognitions: Boy Scout Troop 229 was recognized for their attendance at the Board Meeting, Al Jernigan addressed the Board in a Work Session about a seminar to discuss ways to avoid employer embezzlement, and Dow Yoder discussed his candidacy for Court of Appeals.

1.

APPROVE THE MINUTES OF THE REGULAR BOARD MEETING OF SEPTEMBER 6, 2016

Alderman Coker made the motion to approve the Minutes of the Regular Board Meeting of September 6, 2016, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

2.

APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH TERRACON TO PROVIDE ENVIRONMENTAL CONSULTING SERVICES AT THE FORMER DUMP SITE ON NORTH STREET

Alderman Morris made the motion to approve a professional services agreement with Terracon to provide environmental consulting services at the former dump site on North Street and authorize the Mayor and City Clerk to execute the same, in accordance with the memo from the Mayor, which is appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

3.

APPROVE TRAVEL FOR MAYOR BUTCH LEE TO TRAVEL TO NEW ORLEANS, LA TO ATTEND THE WEFTEC 2016 WATER QUALITY CONFERENCE ON SEPTEMBER 27-28, 2016

Alderman Dobbs made the motion to approve travel for Mayor Butch Lee to travel to New Orleans, LA to attend the WEFTEC 2016 Water Quality Conference on September 27-28, 2016, in accordance with the memo from the Mayor, which is appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

4.

SET PUBLIC HEARING, APPROVE TIF PLAN AND APPROVE RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMAN OF THE CITY OF BRANDON, MISSISSIPPI, TO ISSUE TAX INCREMENT FINANCING BONDS OF SAID MUNICIPALITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED ONE

MILLION DOLLARS (\$1,000,000) TO FINANCE THE COST OF INSTALLING AND CONSTRUCTING CERTAIN IMPROVEMENTS FOR CROSSGATES CROSSING, A RETAIL CENTER WITHIN SAID CITY, IN ACCORDANCE WITH THE AUTHORITY GRANTED TO MUNICIPALITIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER 45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED, AND DETERMINING THAT THE CROSSGATES CROSSING DEVELOPMENT PROJECT IS A PROJECT ELIGIBLE FOR TAX INCREMENT FINANCING ACCORDING TO SAID ACT, AND THAT A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH A TAX INCREMENT FINANCING PLAN FOR SAID PROJECT, AND FOR RELATED PURPOSES

Alderman Coker made the motion to set a public hearing, approve TIF Plan and approve the resolution declaring the intention of the Mayor and Board of Alderman of the City of Brandon, Mississippi, to issue tax increment financing bonds of said municipality in an aggregate principal amount not to exceed one million dollars (\$1,000,000) to finance the cost of installing and constructing certain improvements for Crossgates Crossing, a retail center within said city, in accordance with the authority granted to municipalities by the legislature with respect to tax increment financing as set forth in Chapter 45 of Title 21, Mississippi Code of 1972, as amended, and determining that the Crossgates Crossing development project is a project eligible for tax increment financing according to said act, and that a public hearing be conducted in connection with a tax increment financing plan for said project, and for related purposes, in accordance with the memo from the Mayor, which is appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

5.

APPROVE PETITION TO AMEND FINAL PLAT FOR RIVAGE AND AUTHORIZE MAYOR AND CITY CLERK TO EXECUTE ORDER REPORTING THE SAME

Alderman Williams made the motion to approve the petition to amend the Final Plat for Rivage and to authorize the Mayor and City Clerk to execute an order regarding the same, in accordance with the memo from the Community Development Director, which is appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

6.

RESCIND BOARD ACTION TAKEN ON AUGUST 15, 2016 UNDER SECTION 3 OF THE MINUTES WITH REGARD TO THE TRANSFER OF PAIGE RAMAGE AND AUTHORIZING HER TO RESUME THE POSITION OF COMMUNICATIONS OFFICER AND TO ADJUST SALARY AND HOURS EFFECTIVE SEPTEMBER 12, 2016; AND HIRE CHRISTY BARLOW AS PATROLMAN EFFECTIVE SEPTEMBER 20, 2016

Alderman Vinson made the motion to rescind board action taken on August 15, 2016 under Section 3 of the minutes with regard to the transfer of Paige Ramage and authorizing her to resume the position of Communications Officer and to adjust her salary and hours effective September 12, 2016; and to hire Christy Barlow as Patrolman effective September 20, 2016, in accordance with the memos from the Police Chief, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

7.

APPROVE TRAVEL FOR DIVISION CHIEF CRAIG NASH AND CHIEF TERRY WAGES TO TRAVEL TO OXFORD, MS TO ATTEND THE 2016 TRAINING CHIEFS CONFERENCE ON OCTOBER 5-6, 2016; APPROVE TRAVEL FOR DIVISION CHIEF CRAIG NASH TO TRAVEL TO MEMPHIS, TN TO ATTEND THE TN-TASK FORCE 1 FEMA TRAINING ON OCTOBER 1-2, 2016; ACCEPT RESIGNATION OF FIREFIGHTER CHASE RENFROE EFFECTIVE SEPTEMBER 20, 2016; AND APPROVE EMERGENCY REPAIR ON LADDER TRUCK IN THE AMOUNT OF \$6,970.00 BY EMERGENCY REPAIR PROFESSIONALS

Alderman Dobbs made the motion to approve travel for Division Chief Craig Nash and Chief Terry Wages to travel to Oxford, MS to attend the 2016 Training Chiefs Conference on October 5-6, 2016; to approve travel for Division Chief Craig Nash to travel to Memphis, TN to attend the TN-Task Force 1 FEMA training on October 1-2, 2016; to accept the resignation of Firefighter Chase Renfroe effective September 20, 2016; and to approve an emergency repair on ladder truck in the amount of \$6,970.00 by Emergency Repair Professionals, a sole source vendor, in accordance with the memos from the Fire Chief, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

8.

APPROVE AN AMENDMENT TO THE AGREEMENT WITH COUNTRY MEADOWS COMPANY L.L.C. AND STATE STREET GROUP L.L.C. WITH REGARD TO STREETS

Alderman Coker made the motion to approve an amendment to the agreement with Country Meadows Company L.L.C. and State Street Group L.L.C. with regard to the type of permissible curb and the width of the street and curbs, in accordance with the memo from the Director of Community Development, which is appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

9.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE DETERMINATION OF A PUBLIC NUISANCE AT 112 WOODCLIFF PLACE (PARCEL #H-9K-6-510/024226)

A public hearing was held regarding the condition of the property located at 112 Woodcliff Place, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the pre-requisites to the public hearing had been met. The Director advised that they had and accordingly the statutory notice is appended hereto and incorporated herein by reference together with a memo from the Director describing in detail the current condition of the property. After presentation by the Director of the facts and matters pertaining to the subject property, the property owner or any other person having an interest in and to the subject property and/or other person desiring to make any public comment or to present and additional matters related to the subject of the public hearing were requested to come forward and address the board and none presented. Thereupon, having considered the facts and matters presented and having considered all attendant facts and circumstances related to the subject matter of the public hearing and the subject property and first incorporating all

documents and things presented by the Director relative thereto, and first finding that the subject property in its current condition constitutes a menace to the public health and safety of the community, Alderman Williams made the motion to adopt a Resolution regarding the same which is appended hereto, and for the clean-up of the property as described in the memo relative to the same presented by the Director and for the filing of a Lis Pendens regarding the action of the board relative thereto and thereafter to present to the board for the assessment of penalties and costs as provided by statute, with such action to be stayed for 7 days to give the owner the opportunity to clean up the property and to correct the determined issues, seconded by Alderman Coker, and upon unanimous vote the motion carried.

10.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE DETERMINATION OF  
A PUBLIC NUISANCE AT 411 BRENMAR STREET (PARCEL #I-8F-110/031822)

A public hearing was held regarding the condition of the property located at 411 Brenmar Street, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the pre-requisites to the public hearing had been met. The Director advised that they had and accordingly the statutory notice is appended hereto and incorporated herein by reference together with a memo from the Director describing in detail the current condition of the property. After presentation by the Director of the facts and matters pertaining to the subject property, the property owner or any other person having an interest in and to the subject property and/or other person desiring to make any public comment or to present and additional matters related to the subject of the public hearing were requested to come forward and address the board and none presented. Alderman Corley then made the motion to continue the Public Hearing to the Regular Board Meeting on October 17, 2016, seconded by Alderman Coker, and upon unanimous vote the motion carried.

11.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE DETERMINATION OF  
A PUBLIC NUISANCE AT 114 WOODCLIFF PLACE (PARCEL #H-9K-6-500/024225)

A public hearing was held regarding the condition of the property located at 114 Woodcliff Place, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the pre-requisites to the public hearing had been met. The Director advised that they had and accordingly the statutory notice is appended hereto and incorporated herein by reference together with a memo from the Director describing in detail the current condition of the property. After presentation by the Director of the facts and matters pertaining to the subject property, the property owner or any other person having an interest in and to the subject property and/or other person desiring to make any public comment or to present and additional matters related to the subject of the public hearing were requested to come forward and address the board and none presented. Thereupon, having considered the facts and matters presented and having considered all attendant facts and circumstances related to the subject matter of the public hearing and the subject property and first incorporating all documents and things presented by the Director relative thereto, and first finding that the subject

property in its current condition constitutes a menace to the public health and safety of the community, Alderman Williams made the motion to adopt a Resolution regarding the same which is appended hereto, and for the clean-up of the property as described in the memo relative to the same, presented by the Director including filling the swimming pool in with dirt, and for the filing of a Lis Pendens regarding the action of the board relative thereto and thereafter to present to the board for the assessment of penalties and costs as provided by statute, seconded by Alderman Morris, and upon unanimous vote the motion carried.

12.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE DETERMINATION OF  
A PUBLIC NUISANCE AT 212 APPLERIDGE ROAD (PARCEL #H-8D-62/021938)

A public hearing was held regarding the condition of the property located at 212 Appleridge Road, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the pre-requisites to the public hearing had been met. The Director advised that they had and accordingly the statutory notice is appended hereto and incorporated herein by reference together with a memo from the Director describing in detail the current condition of the property. After presentation by the Director of the facts and matters pertaining to the subject property, the property owner or any other person having an interest in and to the subject property and/or other person desiring to make any public comment or to present and additional matters related to the subject of the public hearing were requested to come forward and address the board, whereupon Stella Thurman and Burnett Gray Crain addressed the board and agreed with the assessment as presented by the Director. Thereupon, having considered the facts and matters presented and having considered all attendant facts and circumstances related to the subject matter of the public hearing and the subject property and first incorporating all documents and things presented by the Director relative thereto, and first finding that the subject property in its current condition constitutes a menace to the public health and safety of the community, Alderman Coker made the motion to adopt a Resolution regarding the same which is appended hereto, and for the clean-up of the property as described in the memo relative to the same presented by the Director and for the filing of a Lis Pendens regarding the action of the board relative thereto and thereafter to present to the board for the assessment of penalties and costs as provided by statute, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

13.

APPROVE TRAVEL FOR HEATHER PARISH AND JORDAN HILLMAN TO TRAVEL TO  
GULFPORT, MS TO ATTEND THE MS ASSOCIATION OF CODE ENFORCEMENT  
CONFERENCE ON OCTOBER 13, 2016; ACCEPT RESIGNATION OF JIMMY SMITH AS  
CODE ENFORCEMENT INSPECTOR/ZONING ADMINISTRATOR EFFECTIVE  
SEPTEMBER 19, 2016,

Alderman Morris made the motion to approve travel for Heather Parish and Jordan Hillman to travel to Gulfport, MS to attend the MS Association of Code Enforcement Conference on October 13, 2016; and accept the resignation of Jimmy Smith as Code Enforcement Inspector/Zoning



Administrator effective September 19, 2016, in accordance with the memos from the Community Development Director, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

14.

RESCIND BOARD ACTION FROM SEPTEMBER 6, 2016 UNDER SECTION 10 OF THE MINUTES AND APPROVE THE FINAL CENTRAL BUSINESS DISTRICT TAX ABATEMENT RESOLUTION FOR 106 OFFICE PARK DRIVE (PARCEL #H8N-9); APPROVE THE CONDITIONAL CENTRAL BUSINESS DISTRICT TAX ABATEMENT RESOLUTION FOR BAL PROPERTIES, LLC AT 158 W. GOVERNMENT STREET (PARCEL #I8K-70-10); AND SET A PUBLIC MEETING ON OCTOBER 14, 2016 AT 11:00 A.M. IN THE CITY HALL BOARDROOM, TO PROVIDE CITIZENS WITH INFORMATION REGARDING THE PROGRESS OF THE ACTIVITIES UNDERTAKEN THROUGH THE CDBG PROGRAM AND TO RECEIVE CITIZEN INPUT CONCERNING THE PROGRESS OF THE LUCKNEY SEWER PROJECT AND AUTHORIZE PUBLICATION OF THE MEETING NOTICE

Alderman Corley made the motion to rescind board action from September 6, 2016 under Section 10 of the minutes and to approve the final Central Business District Tax Abatement Resolution for 106 Office Park Drive (Parcel #H8N-9); to approve the conditional Central Business District Tax Abatement Resolution for BAL Properties, LLC at 158 W. Government Street (Parcel #I8K-70-10); and to set a public meeting on October 14, 2016 at 11:00 a.m. in the City Hall Boardroom, to provide citizens with information regarding the progress of the activities undertaken through the CDBG Program and to receive citizen input concerning the progress of the Luckney Sewer Project and to authorize publication of the meeting notice, in accordance with the memos from the Economic Development Director, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

15.

HIRE NATHAN RAYNER AS STREET DEPARTMENT LABORER AND SET SALARY EFFECTIVE SEPTEMBER 26, 2016; AND APPROVE WE BLAIN & SONS, INC. CORRECTED PAY REQUEST #3 (FINAL) IN THE AMOUNT OF \$108.91 WITH REGARD TO THE OVERBY STREET AND SUNSET STREET RESURFACING PROJECT AND AUTHORIZE PAYMENT OF THE SAME

Alderman Coker made the motion to hire Nathan Rayner as Street Department Laborer and set salary effective September 26, 2016; and to approve WE Blain & Sons, Inc. corrected Pay Request #3 (final) in the amount of \$108.91 with regard to the Overby Street and Sunset Street resurfacing project and authorize payment of the same, in accordance with the memos from the Public Works Department, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

16.

APPROVE SOFTBALL CLINICIAN AGREEMENT WITH HEIDI HILL AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE SAME; HIRE JAMES PATTERSON FOR PART-TIME WEEKEND CREW AND SET RATE OF PAY EFFECTIVE SEPTEMBER 20, 2016; PURCHASE FIVE (5) ICE MAKERS WITH STORAGE BINS FROM HOTEL & RESTAURANT SUPPLY IN THE AMOUNT OF \$14,660.00 AND AUTHORIZE PAYMENT OF THE SAME; CONCLUDE PART-TIME SEASONAL EMPLOYEE, ANTONIO BEEMAN, EFFECTIVE SEPTEMBER 14, 2016; AND APPROVE BRANDON OFF DUTY OFFICERS TO ENGAGE IN OUTSIDE EMPLOYMENT FOR MAIS TOURNAMENT WEEKEND SEPTEMBER 23-25, 2016

Alderman Morris made the motion to approve the softball clinician agreement with Heidi Hill and to authorize the Mayor and City Clerk to execute the same; to hire James Patterson for the part-time weekend crew and set rate of pay effective September 20, 2016; to purchase five (5) ice makers with storage bins from Hotel & Restaurant Supply in the amount of \$14,660.00, as the lowest and best quote received, and to authorize payment of the same; to conclude part-time seasonal employee, Antonio Beeman, effective September 14, 2016; and to approve Brandon police officers to engage in off duty outside employment for the MAIS tournament at Shiloh Park, in accordance with the memos from the Park and Recreation Department, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

17.

AMEND THE BRANDON SENIOR CENTER'S CODE OF CONDUCT ADOPTED ON JULY 1, 2013; AND APPROVE TRAVEL TO SOUTHAVEN, MS OCTOBER 19-20, 2016, TO ATTEND THE HOMETOWN MISSISSIPPI RETIREMENT DIRECTOR'S MEETING

Alderman Williams made the motion to amend the Brandon Senior Center's Code of Conduct which was originally adopted on July 1, 2013; and to approve travel to Southaven, MS October 19-20, 2016, to attend the Hometown Mississippi Retirement Director's Meeting, in accordance with the memos from the Senior Center Director, which are appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

18.

APPROVE MCCARTY KING CONSTRUCTION PAY APPLICATION #11 IN THE AMOUNT OF \$412,032.11 WITH REGARD TO THE SHILOH PARK IMPROVEMENTS PROJECT AND AUTHORIZE PAYMENT OF THE SAME; ACCEPT BIDS RECEIVED ON AUGUST 17, 2016 FOR A USED HYDRAULIC EXCAVATOR AND AWARD TO MID-SOUTH MACHINERY IN THE AMOUNT OF \$95,000.00, AS THE LOWEST AND BEST BID RECEIVED, AND AUTHORIZE PAYMENT OF THE SAME; APPROVE SALARY ADJUSTMENTS EFFECTIVE OCTOBER 1, 2016; APPROVE THE ENGAGEMENT LETTER FROM BARLOW, WALKER & COMPANY FOR AUDIT SERVICES FOR FISCAL YEAR 2016 IN THE AMOUNT OF \$46,000.00 AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE SAME; AND APPROVE THE DOCKET OF CLAIMS FOR SEPTEMBER 14 & 19, 2016

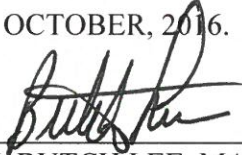
Alderman Corley made the motion to approve McCarty King Construction Pay Application #11 in the amount of \$412,032.11 with regard to the Shiloh Park Improvements Project and authorize payment of the same, excluding any consideration of additional delay days which will be determined at a later date; to accept bids received on August 17, 2016 for a used hydraulic excavator and award to Mid-South Machinery in the amount of \$95,000.00, as the lowest and best bid received, and authorize payment of the same; to approve salary adjustments effective October 1, 2016; to approve the engagement letter from Barlow, Walker & Company for audit services for fiscal year 2016 in the amount of \$46,000.00 and authorize the Mayor and City Clerk to execute the same; and to approve the Docket of Claims for September 14 & 19, 2016, in accordance with the memos from the City Clerk, which are appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

19.  
ADJOURN

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

(Next Regular Board Meeting - October 3, 2016).

MINUTES APPROVED THIS THE 3RD DAY OF OCTOBER, 2016.

  
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HON. BUTCH LEE, MAYOR

ATTEST:

  
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ANGELA BEAK, CITY CLERK

