

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF  
ALDERMEN OF THE CITY OF BRANDON, MISSISSIPPI  
HELD ON JUNE 5, 2017

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 Christopher, Dobbs, Morris, Williams, Vinson, Corley and Coker were present. Alderman Williams led the prayer and Alderman Vinson led the Pledge of Allegiance. Public Comments/ Recognitions: Steven Bullock of Pecan Ridge complained of the smell of Gold Coast and asked that a notice of the process to submit complaints be provided by mail to residents in the neighborhoods of Orchard View, Speers Crossing, and Pecan Ridge.

1.

APPROVE THE MINUTES OF THE REGULAR BOARD MEETING OF MAY 15, 2017

Alderman Coker made the motion to approve the Minutes of the Regular Board Meeting of May 15, 2017, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

2.

ACCEPT RESIGNATION OF SCHOOL CROSSING GUARD, CRISTIN ELARTON EFFECTIVE AUGUST 1, 2017; ACCEPT RESIGNATION OF OFFICER MCCARTY ANDERSON EFFECTIVE MAY 30, 2017; PURCHASE FIVE IN-CAR RADIOS FROM MOTOROLA, A STATE CONTRACT VENDOR, IN THE AMOUNT OF \$18,882.80 FROM THE DRUG SEIZURE ACCOUNT; AND APPROVE TRAVEL FOR LT. RICK FOWLER AND SGT. ROD BURCH TO TRAVEL TO D'IBERVILLE, MS TO ATTEND THE MS LAW ENFORCEMENT OFFICERS CONFERENCE ON JUNE 11-16, 2017

Alderman Vinson made the motion to accept the resignation of School Crossing Guard, Cristin Elarton effective August 1, 2017; to accept the resignation of Officer McCarty Anderson effective May 30, 2017; to purchase five in-car radios from Motorola, a state contract vendor, in the amount of \$18,882.80 from the drug seizure account; and to approve travel for Lt. Rick Fowler and Sgt. Rod Burch to travel to D'Iberville, MS to attend the MS Law Enforcement Officers Conference on June 11-16, 2017, in accordance with the memos from the Police Chief, which are appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

3.

APPROVE TRAVEL FOR FIREFIGHTER DUSTIN LANGFORD TO TRAVEL TO PUEBLO, CO TO ATTEND THE CRUDE BY RAIL EMERGENCY RESPONSE CLASS ON AUGUST 14-18, 2017; AND PURCHASE TURNOUT GEAR FROM EMERGENCY EQUIPMENT PROFESSIONALS, A STATE CONTRACT VENDOR, IN THE AMOUNT OF \$28,393.00 AND AMEND THE BUDGET ACCORDINGLY

Alderman Corley made the motion to approve travel for Firefighter Dustin Langford to travel to Pueblo, CO to attend the Crude by Rail Emergency Response Class on August 14-18, 2017; and to purchase turnout gear from Emergency Equipment Professionals, a state contract vendor, in the amount of \$28,393.00 and amend the budget accordingly, in accordance with the

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

4.

RESCIND BOARD ACTION TAKEN ON MAY 15, 2017 UNDER SECTION 6 OF THE MINUTES WITH REGARD TO THE PURCHASE OF CHAIRS

Alderman Corley made the motion to rescind board action taken on May 15, 2017 under Section 6 of the Minutes with regard to the purchase of chairs, in accordance with the memo from the Event Coordinator, which is appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

5.

SET A PUBLIC HEARING FOR JUNE 19, 2017 DURING THE REGULAR BOARD MEETING WITH REGARD TO THE PROPOSED AMENDMENTS TO SECTIONS 2-131 THROUGH 2-150 OF THE CODE OF ORDINANCES AND SECTIONS 9.4-9.5 OF THE ZONING ORDINANCE; AND DESIGNATE TOWN SQUARE AS THE OFFICIAL STREET NAME IN REGARD TO THE AREA SHOWN BETWEEN NORTH STREET AND TIMBER STREET AND REQUEST RANKIN COUNTY E-911 TO REFLECT IT AS SO

Alderman Coker made the motion to set a public hearing for June 19, 2017 during the Regular Board Meeting with regard to the proposed amendments to Sections 2-131 through 2-150 of the Code of Ordinances and Sections 9.4-9.5 of the Zoning Ordinance; and to designate Town Square as the official street name in regard to the area shown between North Street and Timber Street and request Rankin County E-911 to reflect it as so, in accordance with the memos from the Community Development Director, which are appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

6.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE CONDITIONAL USE PERMIT APPLICATION REGARDING THE PLACEMENT OF A MOBILE HOME AT 6418 BROCK CIRCLE

The Public Hearing was opened with respect to the conditional use permit application regarding the placement of a mobile home at 6418 Brock Circle. The Director of Community Development advised that all prerequisites to the Public Hearing have been met and that the Planning Commission voted to recommend approval of the request. The Director of Community Development presented a Staff Report which included the history of the process with associated exhibits including the application. The Director concluded that based on all attendant facts and circumstances and in review of the provisions on the City's Zoning Ordinance concerning conditional uses, that the Planning Commission did not properly take into consideration the definition of "conditional use" as provided in Section 10.2 of the City's Zoning Ordinance or the conditions required under Section 9.7.2 and in this respect, she advised that based on reasonable zoning and planning considerations and for the reasons as generally set forth in the Staff Report, there are no conditions or restrictions that could be imposed by the City which would encourage, facilitate or otherwise promote the public health, safety, morale, and/or general welfare of the City and which would not adversely affect adjoining properties of thereof and accordingly it was her recommendation that the application did not meet the requisite criteria of the City's Zoning

Ordinance with respect to the granting of a conditional use permit for the use specified at the location specified and the application should be denied. The Staff Report with attachments is appended hereto and incorporated herein by reference. Thereafter those in favor of or in opposition to the application were asked to come forward and speak, whereupon Ms. Ida Adams spoke in favor of the request. Ms. Adams comments were generally consistent with her letter to the Mayor and Board of Aldermen dated April 7, 2017 which is appended to the Staff Report. No one additionally spoke in opposition to the request. The Public Hearing was then closed. Based on the applicable provisions of the City's Zoning Ordinance and the information provided at the Public Hearing and included in the record thereof, including the Staff Report of the Community Development Department which is incorporated herein, Alderman Morris made the motion to deny the application for a conditional use permit at the location specified for the purpose specified, seconded by Alderman Coker, whereupon Aldermen Vinson, Coker, Morris and Dobbs voted "AYE" and Aldermen Corley, Williams and Christopher voted "NAY", and the motion carried.

7.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE CONSIDERATION OF A CONDITIONAL USE PERMIT APPLICATION CONCERNING THE LOCATION OF LIBERTY BAIL BONDS & LEGAL SERVICES, LLC AT 902 W. GOVERNMENT STREET

The Public Hearing was opened with respect to the conditional use permit application concerning the location of Liberty Bail Bonds & Legal Services, LLC at 902 W. Government Street. The Director of Community Development advised that all prerequisites to the Public Hearing have been met and that the Planning Commission voted to recommend approval of the request. The Director of Community Development presented a Staff Report which included the history of the process with associated exhibits including the application. The Director concluded that based on all attendant facts and circumstances the location of a bail bonding business as proposed by the applicant does not meet the definition of "conditional use" as provided in Section 10.2 of the City's Zoning Ordinance. In this respect, she advised that with respect to the use proposed at the location proposed, based on reasonable zoning and planning considerations and for the reasons as generally set forth in the Staff Report, there are no conditions or restrictions that could be imposed by the City which would encourage, facilitate or otherwise promote the public health, safety, morale, and/or general welfare of the City and which would not adversely affect adjoining properties. She further advised that in considering the standard set forth in Section 10.2, consideration should also be given to Section 9.7.2 of the Zoning Ordinance which provides that the Mayor and Board of Aldermen shall not grant a conditional use unless satisfactory provision and arrangement has been made concerning the elements referenced in said section. Of the elements which must be met is subsection (g) which requires a specific finding of general compatibility with adjacent properties and other property in the district and in her opinion the granting of a conditional use permit for the proposed use at the location proposed would not be generally compatible with adjacent properties and other property in the district, and did not meet the requisite criteria of the City's Zoning Ordinance with respect to the granting of a conditional use permit and accordingly it was her recommendation that the application be denied. The Staff Report with attachments is appended hereto and incorporated herein by reference. Thereafter those in favor of or in opposition to the request were asked to come forward and speak, whereupon Mr. James Peden, the attorney for the applicant, spoke in favor of the request. It was noted during the public hearing that Mr. Peden's letter of April 11, 2017 together with the Statement in Support of Application for Conditional Use were included as

attachments to the Staff Report and accordingly are part of the record of the public hearing on the application. Mr. Peden's comments generally followed his written submissions. No one additionally spoke in opposition to the request. The Public Hearing was then closed. Based on the applicable provisions of the City's Zoning Ordinance and the information provided at the Public Hearing and included in the record thereof, including the Staff Report of the Community Development Department which is incorporated herein, Alderman Corley made the motion to deny the application for a conditional use permit at the location specified for the purpose specified, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

8.

APPROVE ARCHITECTURAL AND SITE PLANS FOR A PROPOSED 30,000 SQUARE FOOT CHILDREN'S EDUCATIONAL BUILDING ON THE CAMPUS OF BRANDON BAPTIST CHURCH LOCATED AT 100 BRANDON BAPTIST DRIVE

Alderman Vinson made the motion to approve the architectural and site plans for a proposed 30,000 square foot Children's Educational Building on the campus of Brandon Baptist Church located at 100 Brandon Baptist Drive, in accordance with the memo from the Community Development Director, which is appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

9.

APPROVE ADJUSTMENTS TO PERMIT FEES FOR RANKIN COUNTY FOR COURTHOUSE

Alderman Vinson made the motion to approve adjustments to permit fees for Rankin County for Courthouse, consistent with the City's policy with respect to construction by governmental entities and in accordance with the memo from the Community Development Director, which is appended hereto, seconded by Alderman Coker, and upon unanimous vote the motion carried.

10.

DECLARE AS AN EMERGENCY, REPAIRS TO NORTH LAKE LIFT STATION AND AUTHORIZE PAYMENT OF HARVEY SERVICES, INC. INVOICES IN THE AMOUNT OF \$8,322.14; DECLARE AS AN EMERGENCY, DRAINAGE IMPROVEMENTS IN PROVONCE SUBDIVISION AND AUTHORIZE PAYMENT OF MURPHY'S LAWN & LANDSCAPE, INC. INVOICE IN THE AMOUNT OF \$14,720.40; DECLARE AS AN EMERGENCY, REPAIRS TO COUNTRY MEADOWS LIFT STATION AND AUTHORIZE PAYMENT OF COOPER ELECTRIC INVOICE IN THE AMOUNT OF \$6,601.63; AND HIRE AMAURI STEWART AS A SEASONAL WORKER EFFECTIVE JUNE 6, 2017, AND SET RATE OF PAY

Alderman Morris made the motion to declare as an emergency, the repairs to North Lake Lift Station and authorize payment of Harvey Services, Inc. invoices in the amount of \$8,322.14; to declare as an emergency, the drainage improvements in Provonce Subdivision and authorize payment of Murphy's Lawn & Landscape, Inc. invoice in the amount of \$14,720.40; to declare as an emergency, the repairs to Country Meadows Lift Station and authorize payment of Cooper Electric invoice in the amount of \$6,601.63; and to hire Amauri Stewart as a seasonal worker effective June 6, 2017, and set rate of pay, 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.

11.

HIRE LAUREN POPE AS A PART-TIME SPLASH PARK ATTENDANT; KYLE MCMILLAN AND ETHAN WILLIAMS AS PART-TIME SEASONAL LABORERS; AND WALKER LADNER AS A PART-TIME WEEKEND CREW LABORER EFFECTIVE JUNE 6, 2017, AND SET RATES OF PAY; HIRE JUSTIN GROS AS A PART-TIME WEEKEND CREW LABORER EFFECTIVE JUNE 5, 2017, AND SET RATE OF PAY; APPROVE WAGE INCREASES EFFECTIVE JUNE 6, 2017; APPROVE PROFESSIONAL SERVICES AGREEMENT WITH MEMPHIS AUDIO TO PROVIDE PROFESSIONAL SERVICES FOR THE RANKIN TRAILS AMPHITHEATER/THE QUARRY; AND HIRE CHRISTOPHER BIRDSONG AS A FULL-TIME LABORER II EFFECTIVE JUNE 6, 2017 AND SET RATE OF PAY

Alderman Coker made the motion to hire Lauren Pope as a part-time Splash Park Attendant; Kyle McMillan and Ethan Williams as part-time seasonal laborers; and Walker Ladner as a part-time weekend crew laborer effective June 6, 2017, and set rates of pay; to hire Justin Gros as a part-time weekend crew laborer effective June 5, 2017, and set rate of pay; and to approve wage increases effective June 6, 2017; to approve the professional services agreement with Memphis Audio to provide professional services for the Rankin Trails Amphitheater/The Quarry and authorize the Mayor to execute the same; and to hire Christopher Birdsong as a full-time Laborer II effective June 6, 2017 and set rate of pay, in accordance with the memos from the Economic Development Department, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

12.

APPROVE TRAVEL, HOTEL AND REGISTRATION FOR MAYOR BUTCH LEE, ALDERMAN TAHYA DOBBS, ALDERMAN DWIGHT MIDDLETON, ALDERMAN CRIS VINSON AND DEPUTY CITY CLERK AMY DAVIS TO TRAVEL TO BILOXI, MS TO ATTEND THE 2017 MML CONFERENCE ON JULY 24-26, 2017; APPROVE RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A DEVELOPMENT AND REIMBURSEMENT AGREEMENT WITH REGARD TO CROSSGATES INVESTMENTS, LLC; AND APPROVE THE DOCKET OF CLAIMS FOR MAY 12, 19 & 25 AND JUNE 1 & 5, 2017, FOX EVERETT CLAIMS RELEASED ON MAY 16 & 27, 2017 AND ELECTRONIC TRANSFERS FOR MAY 2017

Alderman Morris made the motion to approve travel, hotel and registration for Mayor Butch Lee, Alderman Tahya Dobbs, Alderman Dwight Middleton, Alderman Cris Vinson and Deputy City Clerk Amy Davis to travel to Biloxi, MS to attend the 2017 MML Conference on July 24-26, 2017; to approve a Resolution authorizing the execution and delivery of a Development and Reimbursement Agreement with regard to Crossgates Investments, LLC; and to approve the Docket of Claims for May 12, 19 & 25 and June 1 & 5, 2017, Fox Everett claims released on May 16 & 27, 2017 and Electronic Transfers for May 2017, in accordance with the memos from the City Clerk, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

13.  
EXECUTIVE SESSION

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

Alderman Coker then made the motion to go into executive session for the reason stated and in particular to discuss personnel matters regarding an employee of the Public Works Department, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

Alderman Corley made the motion to terminate Employee #1138 effective May 31, 2017, in accordance with the memo of the acting personnel director which shall be included in the employee's personnel file, seconded by Alderman Morris, 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 Dobbs, and upon unanimous vote the motion carried.

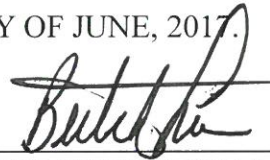
(The vote taken in Executive Session was announced upon return to the Board Meeting Room.)

14.  
ADJOURN

Alderman Dobbs 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 19, 2017.)

MINUTES APPROVED THIS THE 19<sup>TH</sup> DAY OF JUNE, 2017.



HON. BUTCH LEE, MAYOR

ATTEST:

  
ANGELA BEAN, CITY CLERK

