

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF  
ALDERMEN OF THE CITY OF BRANDON, MISSISSIPPI  
HELD ON JULY 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 Middleton, Dobbs, Morris, Williams, Corley, and Coker were present. Alderman Vinson was absent. Alderman Middleton led the prayer and Mayor Lee led the Pledge of Allegiance. Public Comments/ Recognitions: Rankin County Supervisor, Bob Morrow congratulated the Mayor and Board of Aldermen on their victories, addressed working on the courthouse, thanked them for redirecting of permit fees, and offered willingness to help.

1.

APPROVE THE MINUTES OF THE REGULAR BOARD MEETING OF JUNE 19, 2017

Alderman Coker made the motion to approve the Minutes of the Regular Board Meeting of June 19, 2017, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

2.

RECORD THE OATHS OF OFFICE OF THE MAYOR AND ALDERMEN; AND APPOINT  
LU COKER AS MAYOR PRO TEMPORE

Alderman Williams made the motion to record the oaths of the offices of the Mayor and Aldermen; and to appoint Lu Coker as Mayor Pro Tempore, in accordance with the memos from the Mayor, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

3.

ADOPT AN ORDER APPOINTING MARK C. BAKER, SR., AS THE CITY ATTORNEY

Alderman Morris made the motion to adopt an order appointing Mark C. Baker, Sr., as the City Attorney, upon the same terms and conditions, and authorize the Mayor to execute the same, in accordance with the memo from the Mayor, which is appended hereto, seconded by Alderman Coker, and upon unanimous vote the motion carried.

4.

CONTINUE EMPLOYMENT OF (a) MUNICIPAL JUDGE, WHITNEY ADAMS, (b)  
MUNICIPAL JUDGE PRO TEMPORE, JACK BRENEMEN, (c ) CITY CLERK, ANGELA  
BEAN, (d) FIRE CHIEF, TERRY WAGES, AND (e) POLICE CHIEF, WILLIAM  
THOMPSON, AND ADMINISTER AND RECORD OATHS OF OFFICE

Alderman Corley made the motion to continue employment of (a) Municipal Judge, Whitney Adams, (b) Municipal Judge Pro Tempore, Jack Brenemen, (c ) City Clerk, Angela Bean, (d) Fire Chief, Terry Wages, and (e) Police Chief, William Thompson, and to administer and record oaths of office, in accordance with the memo from the Mayor, which is appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

5.

CONTINUE EMPLOYMENT OF (a) PUBLIC DEFENDER, SHANNON ELLIOT, (b) PUBLIC PROSECUTOR, ADRIAN MILLS, (c ) ASSISTANT PUBLIC PROSECUTOR, GARY WILLIAMS, (d) COMMUNITY DEVELOPMENT DIRECTOR, JORDAN HILLMAN, (e) ECONOMIC DEVELOPMENT DIRECTOR, KYLE BROWN, (f) PARKS & RECREATION DIRECTOR, RAMIE FORD, (g) PUBLIC WORKS DIRECTOR, CHARLES SMITH, AND (h) CITY ENGINEER, MATTHEW MILLER

Alderman Morris made the motion to continue employment of (a) Public Defender, Shannon Elliot, (b) Public Prosecutor, Adrian Mills, (c ) Assistant Public Prosecutor, Gary Williams, (d) Community Development Director, Jordan Hillman, (e) Economic Development Director, Kyle Brown, (f) Parks & Recreation Director, Ramie Ford, (g) Public Works Director, Charles Smith, and (h) City Engineer, Matthew Miller, in accordance with the memos from the Mayor, which are appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

6.

APPROVE TRAVEL FOR MUNICIPAL COURT CLERK, TARA YATES, TO TRAVEL TO TUNICA, MS TO ATTEND THE 2017 MUNICIPAL COURT CLERKS FALL CONFERENCE ON SEPTEMBER 5-8, 2017; ACCEPT RESIGNATION OF OFFICER BRANDON MURRAY EFFECTIVE JUNE 30, 2017; ACCEPT RESIGNATION OF OFFICER CHRISTY SNOW EFFECTIVE JUNE 28, 2017; OBTAIN A DRUG ENFORCEMENT AGENCY REGISTRATION NUMBER WHICH WILL ALLOW THE PURCHASE AND STORAGE OF KETAMINE, A CONTROLLED SUBSTANCE USED TO TRANQUILIZE AGGRESSIVE ANIMALS, TO BE USED BY THE BRANDON POLICE DEPARTMENT ANIMAL CONTROL OFFICER; ALLOW DETECTIVE CHRIS BUNCH TO BECOME A MEMBER OF THE DRUG ENFORCEMENT AGENCY TACTICAL DIVERSION UNIT; AND TRANSFER DEPARTMENT OF SAFETY FUNDS IN THE AMOUNT OF \$18,882.00 TO REIMBURSE CAR RADIOS THAT WERE PURCHASED FROM THE DRUG SEIZURE FUND

Alderman Corley made the motion to approve travel for Municipal Court Clerk, Tara Yates, to travel to Tunica, MS to attend the 2017 Municipal Court Clerks Fall Conference on September 5-8, 2017; to accept the resignation of Officer Brandon Murray effective June 30, 2017; to accept the resignation of Officer Christy Snow effective June 28, 2017; to obtain a Drug Enforcement Agency registration number which will allow the purchase and storage of Ketamine, a controlled substance used to tranquilize aggressive animals, to be used by the Brandon Police Department Animal Control Officer; to allow Detective Chris Bunch to become a member of the Drug Enforcement Agency tactical Diversion Unit; and to transfer Department of Safety Funds in the amount of \$18,882.00 to reimburse car radios that were purchased from the Drug Seizure Fund, in accordance with the memos from the Police Chief, which are appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

7.

APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN BRANDON FIRE DEPARTMENT AND MS HOMELAND SECURITY/TASK FORCE URBAN SEARCH &

RESCUE WITH REGARD TO DELINEATING RESPONSIBILITIES AND PROCEDURES FOR PARTICIPATION AND DEPLOYMENT OF THE MS TASK FORCE AS OUTLINED IN MS CODE 33-15 AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND REJECT BIDS RECEIVED ON JUNE 21, 2017 FOR THE 700 RADIO SYSTEM

Alderman Middleton made the motion to approve the Memorandum of Understanding between Brandon Fire Department and MS Homeland Security/Task Force Urban Search & Rescue with regard to delineating responsibilities and procedures for participation and deployment of the MS Task Force as outlined in MS Code 33-15 and authorize the Mayor to execute the same; and to reject bids received on June 21, 2017 for the 700 Radio System, in accordance with the memos from the Fire Chief, which are appended hereto, seconded by Alderman Coker, and upon unanimous vote the motion carried.

8.

APPROVE THE KEPPLER SPEAKERS AGREEMENT WITH REGARD TO THE 2017 VETERAN'S DAY SPEAKER AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME

Alderman Williams made the motion to approve the Keppler Speakers agreement with regard to the 2017 Veteran's Day Speaker and authorize the Mayor to execute the same, in accordance with the memo from the Event Coordinator, which is appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

9.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE CONSIDERATION TO DECLARE A PUBLIC NUISANCE AT 407 EAST GOVERNMENT STREET, BRANDON, MS (PARCEL #I8L-3-280)

A public hearing was held regarding the condition of the property located at 407 East Government Street (I8L-3-280), 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. Mickie Scrivner, the property owner, J.J. Usry, the son of the property owner, Jeanine Anderson, 409 East Government Street, and Larry Quillen appeared and discussed the conditions of the subject property. Ms. Scrivner generally described the problems with the property, prior tenants, and her intent and desire to correct any deficiencies through a plan of action she presented which is appended hereto. Mr. Usry advised that he is willing to assist his mother in accomplishing the necessary repairs. Ms. Anderson provided a letter with respect to this matter and generally described to long-time ongoing condition of the property consistent with the reports of the Community Development Department. Mr. Quillen generally reiterated the comments of Ms. Anderson. 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 continue the public hearing until July 17, 2017, during the Regular Board Meeting, to enable to property owner to provide a comprehensive plan by a licensed contractor to bring the property to compliance with all applicable codes and ordinances which will then be considered, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

10.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE CONSIDERATION TO DECLARE A PUBLIC NUISANCE AT 178 FERN VALLEY, BRANDON, MS (PARCEL #H9K-8-60)

A public hearing was held regarding the condition of the property located at 178 Fern Valley (H9K-8-60), 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, but to stay clean-up action by the City for 15 days to give the owner time to correct the determined issues, seconded by Alderman Coker, and upon unanimous vote the motion carried

11.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE STATUS OF WOMACK’S AUTO SALES BUILDING PERMIT #14-0449 AND ASSOCIATED ORDINANCE VIOLATIONS AT 363 WEST GOVERNMENT STREET (PARCEL #I8J-55), NEW DEALERSHIP (PARCEL #I8J-5) AND 636 WEST GOVERNMENT STREET (PARCEL #I8J-84)

A public hearing was held regarding the status of Womack’s Auto Sales building permit #14-0449 and associated ordinance violations at 363 West Government Street (Parcel #I8J-55), New Dealership (Parcel #I8J-5) and 636 West Government Street (Parcel #I8J-84), 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 and the matters giving rise to the public hearing. 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. The Director of Community Development advised that the owner was unavoidably unable to attend the public hearing and requested that the public hearing be continued until July 17, 2017, during the Regular Board Meeting. 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, Alderman Coker made the motion to continue the public hearing until July 17, 2017, during the Regular Board Meeting, seconded by Alderman Corley, and upon unanimous vote the motion carried.

12.

APPROVE UTILITY CONSTRUCTORS, INC. PAY REQUEST #1 IN THE AMOUNT OF \$99,750.00 WITH REGARD TO THE EAST BRANDON SANITARY SEWER IMPROVEMENT PROJECT, PHASE IV AND AUTHORIZE PAYMENT OF THE SAME; APPROVE THE SERVICE PUCKETT POWER SYSTEMS AGREEMENT AND QUOTE IN THE AMOUNT OF \$16,227.00 WITH REGARD TO GENERATOR MAINTENANCE; HIRE CELEYCAN HILL AS A SEASONAL WORKER EFFECTIVE JULY 5, 2017 AND SET RATE OF PAY; AND AWARD THE BID FOR THE NORTH COLLEGE STREET WATERLINE IMPROVEMENT PROJECT TO HEMPHILL CONSTRUCTION COMPANY, INC., IN THE AMOUNT OF \$35,800.00

Alderman Morris made the motion to approve Utility Constructors, Inc. Pay Request #1 in the amount of \$99,750.00 with regard to the East Brandon Sanitary Sewer Improvement Project, Phase IV and authorize payment of the same; to approve the service Puckett Power Systems agreement and quote in the amount of \$16,227.00, as the lowest and best quote received, with regard to generator maintenance and authorize the Mayor to execute the same; to hire Celeycan Hill as a seasonal worker effective July 5, 2017 and set rate of pay; and to award the bid for the North College Street Waterline Improvement Project to Hemphill Construction Company, Inc., as the lowest and best bidder, in the amount of \$35,800.00 and authorize the Mayor to execute any related documents, 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.

13.

ADOPT RESOLUTION APPOINTING THE 2017 MML CONFERENCE VOTING DELEGATES AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME; SUBMIT PAYMENT TO RANKIN COUNTY SCHOOL DISTRICT FOR THE LIGHTS OF LIBERTY 16<sup>TH</sup> SECTION LAND LEASE; TAKE BOARD ACTION WITH REGARD TO THE RATIFICATION OF CITY CONTRACTS; ACCEPT ONE (1) FUJITSU SCANNER FROM MS DEVELOPMENT AUTHORITY; AND APPROVE THE DOCKET OF CLAIMS FOR

JUNE 9, 16 & 20, 2017, AND JULY 5, 2017, AND ELECTRONIC TRANSFERS FOR JUNE  
2017

Alderman Williams made the motion to adopt a resolution appointing the 2017 MML Conference voting delegates and authorize the Mayor to execute the same; to submit payment to Rankin County School District for the Lights of Liberty 16<sup>th</sup> section land lease; to take board action with regard to the ratification of city contracts; to accept one (1) Fujitsu scanner from MS Development Authority; and to approve the Docket of Claims for June 9, 16 & 20, 2017, and July 5, 2017, and Electronic Transfers for June 2017, in accordance with the memos from the City Clerk, which are appended hereto, seconded by Alderman Coker, and upon unanimous vote the motion carried.

14.  
EXECUTIVE SESSION

Alderman Coker made the motion to consider the need to go into executive session to discuss potential litigation, personnel matters, and transaction of business and discussion regarding the prospective exclusive use of lands which includes commercial, financial information exempt from the provisions of public access, seconded by Alderman Corley, and upon unanimous vote the motion carried.

Alderman Corley then made the motion to go into executive session for the reasons stated and in particular to discuss matters pertaining to potential litigation involving Gold Coast, personnel matters involving employees of the Fire Department and the exclusive use of the Amphitheater on dates to be determined and the associated offers related thereto as presented by Red Mountain Entertainment, Inc., seconded by Alderman Morris, and upon unanimous vote the motion carried.

The Mayor advised that City has received commercial and financial information of a proprietary nature from Red Mountain Entertainment, Inc., (RME), who is the City's exclusive provider of promotional and booking services for the Amphitheater regarding the booking of Events #2001-001, 2001-002, 2001-003, and 2001-004, at the Amphitheater and for the exclusive use of the same on dates certain to be determined, which information is required to be submitted by RME to the City for approval in accordance with the RME's professional services agreement with the City, and based on such trade secrets and commercial and financial information submitted by RME, all of which is proprietary to RME, Alderman Williams made the motion to authorize the Mayor to execute the offers on behalf of the City for said events, as presented by RME, which offers contain trade secrets and confidential and proprietary commercial and financial information and accordingly are exempt from the provisions of the Mississippi Public Records Act of 1983, and to direct the City Clerk to maintain the approved and executed offers in a segregated files with accompanying and associated information received from RME regarding said events, which files shall, unless otherwise directed by the Mayor and Board of Aldermen, be accessible only by the Mayor, City Attorney and City Clerk and further that in the event the offers for said events are accepted, the Mayor is authorized to execute contract documents and set ticket pricing including associated fees and municipal charges, as recommended by RME, and to receive revenue and incur costs and expend monies and to take action consistent with the accepted offers and the agreement with RME relative to the

advertising, promotion and staging of said events at the Amphitheater and after said event has been publicly announced by RME, the City Clerk shall present the executed contract for said events to be spread on the Minutes, with any proprietary commercial or financial information or trade secrets redacted therefrom, and shall thereafter provide a full accounting of all revenue and expenditures of said events to the Mayor and Board of Aldermen, all of which shall be maintained and reflected in a segregated event file for said events, and shall be reported and reconciled based on standards acceptable to the City's auditors with proprietary commercial and financial information and trade secrets of RME redacted therefrom, to be spread on the Minutes as soon as practical after said events, seconded by Alderman Coker and upon unanimous vote the motion carried.

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

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

15.  
ADJUST SALARIES OF FIREFIGHTER PERSONNEL

Alderman Dobbs made the motion to adjust the salaries of Steve Dedmon and Tevis Delandro in accordance with the memo of the City Clerk which is appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

16.  
ADJOURN

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

(Next Regular Board Meeting July 17, 2017.)

MINUTES APPROVED THIS THE 17<sup>th</sup> DAY OF July 2017.



HON. BUTCH LEE, MAYOR

ATTEST:

  
ANGELA BEAN, CITY CLERK

