

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF BRANDON, MISSISSIPPI
HELD ON JULY 17, 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, Vinson and Coker were present. Mayor Lee led the prayer and Bryson Andrews with Boy Scout Troop #29 led the Pledge of Allegiance. Public Comments/ Recognitions: Mayor Lee presented a Proclamation recognizing the Reeves-Magee-Sullivan-Brown Family Reunion.

1.

APPROVE THE MINUTES OF THE REGULAR BOARD MEETING OF JULY 5, 2017

Alderman Corley made the motion to approve the Minutes of the Regular Board Meeting of July 5, 2017, which are appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

2.

APPROVE TRAVEL FOR MAYOR LEE, ALDERMAN CORLEY, CHIEF TERRY WAGES, CHIEF WILLIAM THOMPSON, KYLE BROWN, RAMIE FORD, AND LORI FARRAR TO TRAVEL TO ALABAMA TO OBSERVE AMPHITHEATER OPERATIONS ON AUGUST 3-5, 2017; APPROVE LETTER FROM ENTERGY DATED JULY 7, 2017, WITH REGARD TO NO OBJECTION FOR USE OF EASEMENT FOR THE QUARRY/RANKIN TRAILS PARKING LOT, WITH ATTACHMENTS AND AS REVISED, AND AUTHORIZE THE EXECUTION OF THE SAME; AND APPOINT PLANNING COMMISSION MEMBERS

Alderman Morris made the motion to approve travel for Mayor Lee, Alderman Corley, Chief Terry Wages, Chief William Thompson, Kyle Brown, Ramie Ford, and Lori Farrar to travel to Alabama to observe amphitheater operations on August 3-5, 2017; to approve a letter from Entergy dated July 7, 2017, with regard to no objection for use of easement for The Quarry/Rankin Trails parking lot, with attachments and as revised, and to authorize the execution of the same; and to appoint Planning Commission members, in accordance with the memos from the Mayor, which are appended hereto, seconded by Alderman Coker, and upon unanimous vote the motion carried.

3.

ACCEPT RESIGNATION OF OFFICER JEFFERY WILSON EFFECTIVE JULY 7, 2017; RECEIVE FY18 MISSISSIPPI OFFICE OF HIGHWAY SAFETY (MOHS) AND NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION (NHTSA) GRANT FUNDING IN THE AMOUNT OF \$51,770.68 AND AUTHORIZE THE MAYOR TO EXECUTE ANY RELATED DOCUMENTS; PURCHASE FOUR (4) IN CAR CAMERAS FROM TCS WARE, A SOLE SOURCE VENDOR, IN THE AMOUNT OF \$20,260.00 AND AUTHORIZE PAYMENT FROM THE DRUG SEIZURE FUNDS; HIRE KRISTEN MOSELY AS PATROL OFFICER, EFFECTIVE JULY 24, 2017 AND SET SALARY; AND APPROVE TRAVEL FOR OFFICER SHANKS, SERGEANT FRENCH, OFFICER TURNER AND OFFICER LIBERTO TO TRAVEL TO MERIDIAN, MS TO ATTEND RCTA TRAINING CLASSES

Alderman Vinson made the motion to accept the resignation of Officer Jeffery Wilson effective July 7, 2017; to receive FY18 Mississippi Office of Highway Safety (MOHS) and National Highway Traffic Safety Administration (NHTSA) grant funding in the amount of \$51,770.68 and to authorize the Mayor to execute any related documents; to purchase four (4) in car cameras from TCS Ware, a sole source vendor, in the amount of \$20,260.00 and to authorize payment from the Drug Seizure Funds; to hire Kristen Mosely as Patrol Officer, effective July 24, 2017 and set salary; and to approve travel for Officer Shanks, Sergeant French, Officer Turner and Officer Liberto to travel to Meridian, MS to attend RCTA training classes, in accordance with the memos from the Police Chief, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

4.

APPROVE TRAVEL FOR CHIEF TERRY WAGES TO TRAVEL TO BILOXI, MS TO ATTEND THE MML CONFERENCE ON JULY 24-26, 2017

Alderman Coker made the motion to approve travel for Chief Terry Wages to travel to Biloxi, MS to attend the MML Conference on July 24-26, 2017, in accordance with the memo from the Fire Chief, which is appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

5.

APPROVE TRAVEL FOR DIVISION CHIEF CRAIG NASH TO TRAVEL TO TUSCALOOSA, AL ON JULY 24-28, 2017

Alderman Vinson made the motion to approve travel for Division Chief Craig Nash to travel to Tuscaloosa, AL on July 24-28, 2017, in accordance with the memo from the Fire Chief, which is appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

6.

PURCHASE AN ADVERTISEMENT IN THE BRANDON HIGH SCHOOL YEARBOOK IN THE AMOUNT OF \$450.00; ACCEPT QUOTE FROM RAMSAY CONSTRUCTION IN THE AMOUNT OF \$31,990.00, AS THE LOWEST AND BEST QUOTE RECEIVED, FOR REMODELING IN THE VIP/CIVIC CENTER; ACCEPT QUOTE FROM FRANKLIN DESIGNS, INC., IN THE AMOUNT OF \$19,510.00, AS THE LOWEST AND BEST QUOTE RECEIVED, FOR DRAPES IN THE CIVIC CENTER; AND ACCEPT QUOTE FROM ALLIED INDUSTRIAL SERVICES, LLC IN THE AMOUNT OF \$3,570.51 FOR LIGHTING IN THE VIP/CIVIC CENTER

Alderman Corley made the motion to purchase an advertisement in the Brandon High School Yearbook in the amount of \$450.00, for the purpose of advertising and to bring into favorable notice of the opportunities and possibilities of the City, first finding that this mode of advertising is in the best interests of the City; to accept the quote from Ramsay Construction in the amount of \$31,990.00, as the lowest and best quote received, for remodeling in the VIP/Civic Center; to accept the quote from Franklin Designs, Inc., in the amount of \$19,510.00, as the lowest and best quote received, for drapes in the Civic Center; and to accept the quote from Allied Industrial Services, LLC in the amount of \$3,570.51 for lighting in the VIP/Civic Center, in accordance with the memos from the Event Coordinator, which are appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

7.

SET PUBLIC HEARINGS REGARDING THE DETERMINATION OF A PUBLIC NUISANCE ON THE FOLLOWING UNADDRESSED PARCELS: (a) PARCEL #18M-18 AND (b) PARCEL #18M-12-10; AND TO ACCEPT THE FEE SCHEDULE FROM ORION PLANNING AND DESIGN FOR PLANNING COMMISSION TRAINING AND COMPREHENSIVE PLAN AND CODE PROGRESS REVIEW

Alderman Vinson made the motion to set public hearings regarding the determination of a public nuisance on the following unaddressed parcels: (a) Parcel #18M-18 and (b) Parcel #18M-12-10; and to accept the fee schedule from Orion Planning and Design for Planning Commission training and comprehensive plan and code progress review, in accordance with the memos from the Community Development Director, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

8.

PUBLIC HEARING AND BOARD ACTION WITH REGARD TO THE CONSIDERATION TO DECLARE A PUBLIC NUISANCE AT 407 EAST GOVERNMENT STREET (PARCEL #18L-3-280)

A public hearing was originally scheduled for July 5, 2017, during the Regular Board Meeting, and was opened and continued until July 17, 2017, during the Regular Board Meeting. The continued public hearing was held regarding the condition of the property located at 407 East Government Street (18L-3-280), whereupon the City Attorney re-opened the same. 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. The property owner's attorney requested more time to obtain a comprehensive plan from a licensed contractor for cleanup of the property consistent with the action of the governing authorities on July 5, 2017. 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 August 7, 2017, during the Regular Board Meeting, to enable to property owner to provide a comprehensive report regarding the condition of the subject property showing all matters to bring the property and improvements into compliance with all applicable codes and ordinances with an itemization of cost and work to be performed with respect to the property and improvements and a time line for completion, with an executed contract reflecting that the contractor has been retained to perform the work, subject only to the city's determination not to require the property cleaned and the improvements completely removed, and requiring the contractor to be present at the continued public hearing on August 7, 2017, during the Regular Board Meeting, to explain his examination of the property, his report and all matters relating to the work proposed to be performed and in accordance with all applicable codes and ordinances, seconded by Alderman Coker, and upon unanimous vote the motion carried.

9.

PUBLIC HEARING CONTINUATION 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 #18J-55), NEW DEALERSHIP (Parcel #18J-5) AND 636 WEST GOVERNMENT STREET (PARCEL #18J-84)

A public hearing was originally scheduled for July 5, 2017, during the Regular Board Meeting, and was opened and continued until July 17, 2017, during the Regular Board Meeting, due to the fact that the property owner was unavoidably unable to attend the public hearing. The 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 #18J-55), New Dealership (Parcel #18J-5) and 636 West Government Street (Parcel #18J-84), as set forth in the Staff Report regarding this matter which is appended hereto, 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 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. The Director outlined issues described in the Staff Report, which is appended hereto, along with the Director's PowerPoint Presentation. 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. Jason Womack, the owner of the subject property, came forward and acknowledged the violations as set forth in the Staff Report and PowerPoint Summary, appended hereto and incorporated herein, and he agreed to fully and completely comply with all abatement issues set forth in the Staff Report, on or before November 30, 2017 and requested that the stop work notice be lifted and he be permitted to complete the work as contemplated by Building Permit #14-0449. 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 Corley made the motion to find and determine that the owner is in violation of multiple city ordinances and prior agreements as set forth in the Staff Report and to lift the stop work order and to reissue Building Permit #14-0449, subject to and conditioned upon the following, to-wit: that on or before November 30, 2017, the owner: (i) remove the office trailer at 363 West Government Street completely from the property and not be relocated within the City without permission from the governing authorities, (ii) cease and desist any operation of automotive sales outside the bounds of Parcel #18J-55 until such time as the new dealership on #18J-5 is completed and a Certificate of Occupancy is issued by the City, (iii) cease and desist all non-conforming vehicle expansion, sales, etc., and parking of vehicles in or on grass, (iv) remove from the City all inoperable vehicles, unlicensed, stripped, or dismantled vehicles and all vehicles in a state of disrepair unless fully enclosed within a building permitted for repair purposes, and (v) otherwise comply with all abatement requirements as set forth in the Staff Report, and further that in the event the owner fails to fully comply with the conditions herein set forth that a fine of \$1,000 per day be imposed upon the owner until such time as the owner has fully complied or until further order of the governing authorities, seconded by Alderman Coker, and upon unanimous vote the motion carried.

10.

APPROVE PLAT RATIFICATION TO RESOLVE PROPERTY LINE AND SETBACK ENCROACHMENTS IN MINERAL SPRINGS SUBDIVISION AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME

Alderman Morris made the motion to approve a plat ratification to resolve property line and setback encroachments in Mineral Springs Subdivision and to authorize the Mayor to execute the same, 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.

11.

APPROVE ARCHITECTURAL ALTERATION FOR 2 OVERBY STREET

Alderman Vinson made the motion to approve architectural alteration for 2 Overby Street, in accordance with the memo from the Community Development Director, which is appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

12.

ADOPT ORDINANCE AMENDING CHAPTER 6, SECTIONS 6-1(A), 6-2 AND 6-11 AND ADDING SECTION 6-10.1 OF THE CODE OF ORDINANCES

Alderman Williams made the motion to adopt an ordinance amending Chapter 6, Sections 6-1(a), 6-2 and 6-11 and adding Section 6-10.1 of the Code of Ordinances, in accordance with the memo from the Economic Development Department, seconded by Alderman Vinson, and upon unanimous vote the motion carried. (This ordinance is adopted to correct certain scrivener's errors in the ordinance of the same subject matter adopted on May 15, 2017.)

13.

DECLARE AS AN EMERGENCY, THE REPAIRS TO ELLINGTON COURT LIFT STATION BY HARVEY SERVICES, INC., IN THE AMOUNT OF \$8,824.24 AND AUTHORIZE PAYMENT OF THE SAME; RESCIND BOARD ACTION TAKEN ON FEBRUARY 6, 2017, UNDER SECTION 10 OF THE MINUTES WITH REGARD TO THE AGREEMENT WITH SAMPLE, HICKS & ASSOCIATES, INC., AND APPROVE THE REVISED AGREEMENT WITH SAMPLE, HICKS & ASSOCIATES, INC., AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME RE: EAST BRANDON SEWER PROJECT; AND ACCEPT THE SEMI-ANNUAL JOINT ASPHALT BIDS

Alderman Morris made the motion to declare as an emergency, the repairs to Ellington Court Lift Station by Harvey Services, Inc., in the amount of \$8,824.24 and to authorize payment of the same; to rescind board action taken on February 6, 2017, under Section 10 of the minutes with regard to the agreement with Sample, Hicks & Associates, Inc., and approve the revised agreement with Sample, Hicks & Associates, Inc., and to authorize the Mayor to execute the same re: East Brandon Sewer Project; and to accept the semi-annual joint asphalt bids, in accordance with the memos from the Public Works Department, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

14.

APPROVE CAL-MAR CONSTRUCTION QUOTE IN THE AMOUNT OF \$31,410.00 WITH REGARD TO THE TENNIS COURT CONVERSION AND BLENDED LINES PROJECT AND AUTHORIZE THE MAYOR TO EXECUTE ANY RELATED DOCUMENTS; ACCEPT USTA FACILITY GRANT IN THE AMOUNT OF \$15,000.00 TO BE UTILIZED IN THE PAYMENT OF THE TENNIS COURT CONVERSION AND BLENDED LINES PROJECT AND AUTHORIZE THE MAYOR TO EXECUTE ANY RELATED DOCUMENTS; APPROVE THRASH COMMERCIAL CONTRACTOR PAY REQUEST #9 IN THE AMOUNT OF \$1,056,920.41 WITH REGARD TO THE QUARRY/RANKIN TRAILS AMPHITHEATER AND BASEBALL PARK

PROJECT AND AUTHORIZE PAYMENT OF THE SAME; APPROVE THE PRICING AND RENTAL POLICY FOR THE LARGE PAVILION AT SHILOH PARK; AND TO APPROVE AN AGREEMENT FOR THE RENTAL OF AN ASTEC MOBILE SCREEN GT165DF FROM STONE EQUIPMENT IN THE AMOUNT OF \$15,350.00 AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME

Alderman Coker made the motion to approve Cal-Mar Construction quote, as the lowest and best quote received, in the amount of \$31,410.00 with regard to the Tennis Court Conversion and Blended Lines Project and to authorize the Mayor to execute any related documents; to accept USTA Facility grant in the amount of \$15,000.00 to be utilized in the payment of the Tennis Court Conversion and Blended Lines Project and to authorize the Mayor to execute any related documents; to approve Thrash Commercial Contractor Pay Request #9 in the amount of \$1,056,920.41 with regard to The Quarry/Rankin Trails Amphitheater and Baseball Park Project and to authorize payment of the same; to approve the pricing and rental policy for the large pavilion at Shiloh Park; and to approve an agreement for the rental of an Astec Mobile Screen GT165DF from Stone Equipment in the amount of \$15,350.00, as the lowest and best quote received, and to authorize the Mayor to execute the same, in accordance with the memos from the Park & Recreation Director, which are appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

15.

DESTROY DOCUMENTS FROM GENERAL GOVERNMENT AND WATER DEPARTMENT IN ACCORDANCE WITH MDAH RECORD RETENTION SCHEDULE; ADVERTISE VARIOUS BID NOTICES RELATING TO THE QUARRY/RANKIN TRAILS ON AN AS NEEDED BASIS; AND APPROVE THE DOCKET OF CLAIMS FOR JULY 7 & 17, 2017 AND FOX EVERETT CLAIMS RELEASED ON JULY 12, 2017

Alderman Williams made the motion to destroy documents from General Government and Water Department in accordance with MDAH record retention schedule; to advertise various bid notices relating to The Quarry/Rankin Trails on an as needed basis; and to approve the Docket of Claims for July 7 & 17, 2017 and Fox Everett Claims released on July 12, 2017, in accordance with the memos from the City Clerk, which are appended hereto, seconded by Alderman Middleton, and upon unanimous vote the motion carried.

16.

EXECUTIVE SESSION

Alderman Coker made the motion to consider the need to go into executive session to discuss potential litigation, personnel matters, and property acquisition/lease acquisition, seconded by Alderman Morris, 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 personnel issues with an employee in the Fire Department, the acquisition of property for a new water tank, and potential litigation involving GoldCoast, seconded by Alderman Middleton, and upon unanimous vote the motion carried.

Alderman Williams made the motion to authorize repayment agreement with employee #0684 in the amount of \$8,228.37 to be repaid at a rate of \$100.00 per pay period and to authorize the Mayor and City Clerk to execute the same and to include a copy of the same in the employee's personnel file,

seconded by Alderman Coker, 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.

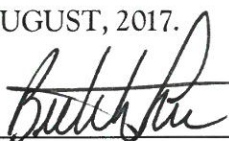
(The vote taken in Executive Session was announced upon return to the Board Meeting Room.)

17.
ADJOURN

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

(Next Regular Board Meeting August 7, 2017.)

MINUTES APPROVED THIS THE 7th DAY OF AUGUST, 2017.



HON. BUTCH LEE, MAYOR

ATTEST:



ANGELA BEAN, CITY CLERK

