

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF BRANDON, MISSISSIPPI
HELD ON APRIL 4, 2016

The Regular Board Meeting was held in the Brandon City Hall Boardroom, 1000 Municipal Drive, Brandon, Mississippi. The meeting was led by Mayor Burch Lee. Aldermen Christopher, Cooley, Morris, Williams, Vinson, Coker, and Dobbs were present. Jonah Summers led the prayer and Max Dykes led the Pledge of Allegiance. Public Comments/ Recognitions: Brandon Elementary Venture Class - Vaultimore (learning about municipal government); National Library Week and Proclaim April as "Safe Digging Month".

1.

APPROVE THE MINUTES OF REGULAR BOARD MEETING MARCH 21, 2016

Alderman Williams made the motion to approve the Minutes of the Regular Board Meeting of March 21, 2016, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

2.

ADOPT A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF BRANDON, FINDING AND DETERMINING THAT A NOTICE OF PUBLIC HEARING ON A PROPOSED TAX INCREMENT FINANCING PLAN AS AMENDED AND RESTATED IN CONNECTION WITH A PROPOSED RETAIL-ORIENTED COMMERCIAL DEVELOPMENT AND A RELATED PARKWAY WITHIN SAID CITY WAS DULY PUBLISHED AS REQUIRED BY LAW, THAT NO WRITTEN PROTEST OR OTHER OBJECTION OF ANY KIND OR CHARACTER AGAINST SUCH TAX INCREMENT FINANCING PLAN HAS BEEN FILED BY QUALIFIED ELECTORS OF SAID CITY, APPROVING AND ADOPTING SUCH TAX INCREMENT FINANCING PLAN, AND FOR RELATED PURPOSES

Alderman Coker made the motion to adopt a Resolution of the Mayor and Board of Aldermen of the City of Brandon, finding and determining that a notice of public hearing on a proposed tax increment financing plan as amended and restated in connection with a proposed retail-oriented commercial development and a related parkway within said city was duly published as required by law, that no written protest or other objection of any kind or character against such tax increment financing plan has been filed by qualified electors of said city, approving and adopting such tax increment financing plan, and for related purposes, in accordance with the memo from the Mayor, which is appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

3.

APPROVE ASSIGNMENT OF PROFESSIONAL SERVICES AGREEMENTS (PRE-OPENING AND POST-OPENING) FROM RED MOUNTAIN ENTERTAINMENT, INC. TO RED MOUNTAIN ENTERTAINMENT, LLC

Alderman Williams made the motion to approve an assignment of Professional Services Agreements (Pre-Opening and Post-Opening) from Red Mountain Entertainment, Inc. to Red Mountain Entertainment, LLC, in accordance with the memo from the Mayor, which is appended hereto, first finding that prior action staying the Pre-Opening Agreement remains in effect, seconded by Alderman Corley, and upon unanimous vote the motion carried.

4.

APPROVE PROFESSIONAL SERVICES AGREEMENT WITH EVENT CONCESSIONS, INC., WITH REGARD TO THE BRANDON AMPHITHEATER AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME

Alderman Coker made the motion to approve a Professional Services Agreement with Event Concessions, Inc., with regard to the Brandon Amphitheater and authorize the Mayor to execute the same, in accordance with the memo from the Mayor, which is appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

5.

ADOPT A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION BY THE MAYOR AND CITY CLERK OF AN AGREEMENT BETWEEN THE CITY OF BRANDON AND WEST RANKIN UTILITY AUTHORITY FOR THE DELIVERY OF SOLID WASTE COLLECTION AND DISPOSAL SERVICES

Alderman Christopher made the motion to adopt a Resolution authorizing the approval and execution by the Mayor and City Clerk of an agreement between the City of Brandon and West Rankin Utility Authority for the delivery of solid waste collection and disposal services, in accordance with the memo from the Mayor, which is appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

6.

ACCEPT DONATION OF \$50 FROM BRENDA GAIL AND DANNY WALL IN MEMORY OF ERNEST ADAMS

Alderman Vinson made the motion to accept a donation of \$50 from Brenda Gail and Danny Wall in memory of Ernest Adams, in accordance with the memo from the Senior Center Coordinator, which is appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

7.

ACCEPT RESIGNATION OF MUNICIPAL PROSECUTOR DAVID MORROW EFFECTIVE APRIL 4, 2016; APPOINT ADRIAN MILLS TO SERVE AS MUNICIPAL PROSECUTOR EFFECTIVE APRIL 5, 2016; APPOINT GARY WILLIAMS TO SERVE AS SPECIAL MUNICIPAL PROSECUTOR EFFECTIVE APRIL 5, 2016; APPROVE SURPLUS AND TRANSFER OF THREE (3) MOTOROLA XTL 5000 RADIOS TO RANKIN EOC

WHICH ARE NO LONGER IN USE OR OF VALUE TO THE CITY; APPROVE THE CITY OF BRANDON/RANKIN COUNTY SCHOOL DISTRICT MCOPS FUNDS DISBURSEMENT IN THE AMOUNT OF \$30,000.00 AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME; APPROVE AN INTERLOCAL COOPERATION AGREEMENT REGARDING COUNTY-WIDE SPECIAL RESPONSE OPERATIONS AND AUTHORIZE THE CHIEF OF POLICE TO EXECUTE THE SAME; ACCEPT FOUR (4) H&K UMP .40 CALIBER GUNS FROM THE RANKIN COUNTY DISTRICT ATTORNEY; AND APPROVE SURPLUS AND SALE OF 12 WEAPON SIGHTS TO EOTECH FOR \$5,308.00 DUE TO A RECALL OF THE EQUIPMENT AND AUTHORIZE A PURCHASE FOR 10 NEW SIGHTS FROM VAN'S SPORTING GOODS IN THE AMOUNT OF \$4,999.90 AND AMEND THE BUDGET ACCORDINGLY

Alderman Morris made the motion to accept the resignation of Municipal Prosecutor David Morrow effective April 4, 2016; to appoint Adrian Mills to serve as Municipal Prosecutor effective April 5, 2016, who shall be primarily responsible for criminal prosecutions in Brandon Municipal Court and appeals therefrom and with her duties to include managing the city court docket, prosecuting criminal misdemeanor cases and assisting law enforcement personnel regarding criminal matters, and in this respect, the Municipal Prosecutor may utilize the services of the Special Municipal Prosecutor and assign criminal prosecutions to the Special Municipal Prosecutor as necessary to insure the orderly progression of cases through the trial and appeal process; to appoint Gary Williams to serve as Special Municipal Prosecutor effective April 5, 2016, who shall be primarily responsible for municipal code violation prosecutions in Brandon Municipal Court and appeals therefrom, and in assisting the Municipal Prosecutor as requested by her with his duties to include prosecuting municipal code violation cases and assisting code enforcement personnel in preparing and presenting code violation cases and as to these appointments, they shall cooperate to determine and resolve scheduling issues, conflicts and other related prosecution issues; to approve surplus and transfer of three (3) Motorola XTL 5000 radios to Rankin EOC which are no longer in use or of value to the City; to approve the City of Brandon Rankin County School District MCOPS funds disbursement in the amount of \$30,000.00 and authorize the Mayor to execute the same; to approve an Interlocal Cooperation Agreement regarding county-wide special response operations and authorize the Mayor to execute the same; to accept four (4) H&K UMP .40 caliber guns from the Rankin County District Attorney; and to approve surplus and sale of 12 weapon sights to EOTech for \$5,308.00 due to a recall of the equipment and authorize a purchase for 10 new sights from Van's Sporting Goods in the amount of \$4,999.90 and amend the budget accordingly, in accordance with the memos from the Police Chief, which are appended hereto, seconded by Alderman Christopher, and upon unanimous vote the motion carried.

8.

APPROVE TRAVEL FOR FIREFIGHTER CHRIS FORTENBERRY TO TRAVEL TO PUEBLO, COLORADO APRIL 24-28, 2016 TO ATTEND THE CRUDE BY RAIL EMERGENCY RESPONSE CLASS FUNDED BY FEMA; AND ACCEPT BIDS RECEIVED ON MARCH 29, 2016 FOR THE PURCHASE OF LOOSE EQUIPMENT AND AWARD TO SUNBELT FIRE IN THE AMOUNT OF \$59,360.00

Alderman Corley made the motion to approve travel for Firefighter Chris Fortenberry to travel to Pueblo, Colorado April 24-28, 2016 to attend the Crude by Rail Emergency Response class funded by FEMA; and to accept bids received on March 29, 2016 for the purchase of loose equipment and award to Sunbelt Fire in the amount of \$59,360.00, as the lowest and best bid received, in accordance with the memos from the Fire Chief, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

9.

RENEW BID WITH QUIRIN LAND IMPROVEMENTS IN THE AMOUNT OF \$53,550.00 FOR BUSH HOGGING PROFESSIONAL SERVICES; RENEW BID WITH GROUND EFFECTS LAWN AND LANDSCAPE IN THE AMOUNT OF \$40,865.39 FOR CUTTING PROFESSIONAL SERVICES; DECLARE AN EMERGENCY THE REPAIRS TO A 14" SEWER MAIN NORTH OF SUNSET DRIVE BEHIND ORR DRIVE IN THE AMOUNT OF \$12,059.08 FROM HEMPHILL CONSTRUCTION AND AUTHORIZE PAYMENT OF THE SAME; APPROVE TWO (2) PREVENTIVE MAINTENANCE PROFESSIONAL SERVICES AGREEMENTS WITH PUCKETT EQUIPMENT FOR MAINTENANCE OF THE KUBOTA M-9960 AND THE NEW HOLLAND T-5060 IN THE AMOUNT OF \$17,840.00; APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH GUEST CONSULTANTS FOR THE CROSSGATES LAKE SEWER MAIN REPAIR PROJECT IN THE AMOUNT OF \$9,700.00 AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH GUEST CONSULTANTS FOR EASTGATE COURT STORM DRAIN IMPROVEMENTS IN THE AMOUNT OF \$14,400.00 AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME.

Alderman Coker made the motion to renew bid with Quirin Land Improvements in the amount of \$53,550.00 for bush hogging professional services; to renew bid with Ground Effects Lawn and Landscape in the amount of \$40,865.39 for cutting professional services; to declare an emergency the repairs to a 14" sewer main north of Sunset Drive behind Orr Drive in the amount of \$12,059.08 from Hemphill Construction and authorize payment of the same; to approve two (2) Preventive Maintenance Professional Services Agreements with Puckett Equipment for maintenance of the Kubota M-9960 and the New Holland T-5060 in the amount of \$17,840.00; to approve a Professional Services Agreement with Guest Consultants for the Crossgates Lake Sewer Main Repair Project in the amount of \$9,700.00 and authorize the Mayor to execute the same; and to approve a Professional Services Agreement with Guest Consultants for Eastgate Court Storm Drain Improvements in the amount of \$14,400.00 and authorize the Mayor to execute the same, in accordance with the memos from the Public Works Director, which are appended hereto, seconded by Alderman Christopher, and upon unanimous vote the motion carried.

10.

SET A PUBLIC HEARING FOR APRIL 18, 2016 TO CONSIDER AMENDING SECTION 16-16 OF THE DEVELOPMENT ORDINANCE; APPROVE ARCHITECTURAL IMPROVEMENTS FOR BRANDON DISCOUNT DRUGS; AND APPROVE BELLE OAK PHASE 2, PART 3 FINAL PLAT

Alderman Vinson made the motion to set a public hearing for April 18, 2016 to consider amending Section 16-16 of the Development Ordinance; to approve architectural improvements for Brandon Discount Drugs; and to approve Belle Oak Phase 2, Part 3 Final Plat, and authorize the Mayor and related city personnel to execute the same and to file the same in the land records of the Chancery Clerk of Rankin County, 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.

11.

APPROVE CAL-MAR CONSTRUCTION CO. CHANGE ORDER #1 WITH REGARD TO THE CITY PARK TENNIS IMPROVEMENTS PROJECT IN THE AMOUNT OF \$31,525.86; APPROVE PAY APPLICATION #6 FROM MCCARTY KING CONSTRUCTION CO. WITH REGARD TO THE SHILOH PARK IMPROVEMENT PROJECT IN THE AMOUNT OF \$163,332.16 AND AUTHORIZE PAYMENT OF THE SAME; AND APPROVE MCCARTY KING CONSTRUCTION CO. CHANGE ORDER #4 WITH REGARD TO THE SHILOH PARK IMPROVEMENT PROJECT IN THE AMOUNT OF \$13,988.92

Alderman Coker made the motion approve Cal-Mar Construction Co. Change Order #1 with regard to the City Park Tennis Improvements Project in the amount of \$31,525.86, first finding that the change is being made in a commercially reasonable manner and further finding that the change is not being made to circumvent the public purchasing statutes; to approve pay application #6 from McCarty King Construction Co. with regard to the Shiloh Park Improvement Project in the amount of \$163,332.16 and authorize payment of the same; and to approve McCarty King Construction Co. Change Order #4 with regard to the Shiloh Park Improvement Project in the amount of \$13,988.92, first finding that the change is being made in a commercially reasonable manner and further finding that the change is not being made to circumvent the public purchasing statutes, in accordance with the memos from the Park and Recreation Department, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

12.

APPROVE SALARY INCREASES EFFECTIVE APRIL 1, 2016 PURSUANT TO THE MEMO; APPROVE A CDBG CASH REQUEST (LUCKNEY ROAD SEWER PROJECT) IN THE AMOUNT OF \$10,500.00 AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME; APPROVE PAY APPLICATION #11 FROM BARNARD & SONS WITH REGARD TO THE BRANDON FIRE STATIONS 2, 4, AND 5 PROJECT IN THE AMOUNT OF \$206,746.79 AND AUTHORIZE PAYMENT OF THE SAME; APPROVE PURCHASES FROM MS OFFICE OF SURPLUS PROPERTY IN THE AMOUNT OF \$24,235.00 AND

AMEND THE BUDGET ACCORDINGLY; APPROVE SURPLUS OF TWO (2) 2004 GMC SIERRA TRUCKS BEARING VIN #3602 AND 3030 AND AUTHORIZE MID SOUTH AUCTION TO SELL THE SAME; AND APPROVE THE DOCKET OF CLAIMS FOR APRIL 4, 2016

Alderman Morris made the motion to approve salary increases effective April 1, 2016 pursuant to the memo; to approve a CDBG Cash Request (Luckney Road Sewer Project) in the amount of \$10,500.00 and authorize the Mayor to execute the same; to approve Pay Application #11 from Barnard & Sons with regard to the Brandon Fire Stations 2, 4, and 5 Project in the amount of \$206,746.79 and authorize payment of the same; to approve purchases from MS Office of Surplus Property in the amount of \$24,235.00 and amend the budget accordingly; to approve surplus of two (2) 2004 GMC Sierra trucks bearing VIN #3602 and 3030 and authorize Mid South Auction to sell the same; and to approve the Docket of Claims for April 4, 2016, in accordance with the memos from the City Clerk, which are appended hereto, seconded by Alderman Christopher, and upon unanimous vote the motion carried.

13.
EXECUTIVE SESSION

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

Alderman Coker then made the motion to go into executive session for the reason stated, and more specifically to discuss the personnel matters involving the Police Department, seconded by Alderman Morris, and upon unanimous vote the motion carried.

(Alderman Dobbs left during Executive Session.)

Alderman Morris made the motion to terminate employee #669, based on the recommendation of the Police Chief, effective April 4, 2016, seconded by Alderman Vinson, and upon unanimous vote the motion carried. A memo from the Police Chief detailing the same shall be placed in the employee's personnel file and is incorporated herein by reference.

Alderman Corley made the motion to suspend employee #1332 for five days without pay and to reimburse the City the sum of \$409.00 as reimbursement for the cost of lost city property, based on the recommendation of the Police Chief, seconded by Alderman Vinson, and upon unanimous vote the motion carried. A memo from the Police Chief detailing the same shall be placed in the employee's personnel file and is incorporated herein by reference.

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.

(The votes in Executive Session were announced upon return to the Board Room.)

14.
ADJOURN

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

Next Regular Board Meeting will be on April 18, 2016.

MINUTES APPROVED THIS THE 18th DAY OF APRIL, 2016.



HON. BUTCH LEE, MAYOR

ATTEST:



ANGELA BEAN, CITY CLERK

