

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF  
ALDERMAN OF THE CITY OF BRANDON, MISSISSIPPI  
HELD ON DECEMBER 7, 2015

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, Corley, Morris, Vinson, Williams, Coker and Morrow were present. City Attorney Mark Baker led the prayer and Mayor Lee led the Pledge of Allegiance. Public Comments/ Recognitions: James Ray Sims, Eric Squyres, and Anna Gipson volunteered to clean up downtown after the Christmas Parade. Krystal Proclamation.

1.

APPROVE THE MINUTES OF REGULAR BOARD MEETING NOVEMBER 16, 2015

Alderman Coker made the motion to approve the Minutes of the Regular Board Meeting of November 16, 2015, which are appended hereto, seconded by Alderman Morrow, and upon unanimous vote the motion carried.

2.

APPROVE PAYMENT OF LEGAL FEES IN THE AMOUNT OF \$209.00 TO BAKER, DONELSON, BEARMAN, CALDWELL, & BERKOWITZ FOR SERVICES RENDERED REGARDING THE EAST METRO CORRIDOR; APPROVE RESOLUTION ADOPTING AMENDED RANKIN COUNTY LOCAL NONHAZARDOUS SOLID WASTE MANAGEMENT PLAN; AND HIRE T.L. WALLACE TO PROVIDE PROFESSIONAL SERVICES TO GRIND ROCK AFTER 10,000 TONS TO 12,000 TONS AT \$9.50 PER TON AND FROM 12,000 TONS TO COMPLETION AT \$14.00 PER TON

Alderman Morrow made the motion to approve the payment of legal fees in the amount of \$209.00 to Baker, Donelson, Bearman, Caldwell, & Berkowitz for services rendered regarding the East Metro Corridor; to approve the Resolution adopting the amended Rankin County local nonhazardous solid waste management plan; and to hire T.L. Wallace to provide professional services to grind rock after 10,000 tons to 12,000 tons at \$9.50 per ton and from 12,000 tons to completion at \$14.00 per ton, in accordance with the memos from the Mayor, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

3.

APPROVE ADVERTISEMENT IN RANKIN COUNTY NEWS FOR VARIOUS CITY OF BRANDON EVENTS DURING FISCAL YEAR 2016 NOT TO EXCEED \$2,500.00 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; APPROVE THE QUOTE FROM ELCON ELECTRICAL CONTRACTORS, INC. IN THE AMOUNT OF \$17,485.35 FOR CIVIC CENTER IMPROVEMENTS AND AMEND THE BUDGET ACCORDINGLY; AND APPROVE THE AGREEMENT WITH THE STEELS FOR A PERFORMANCE ON APRIL 23, 2016

Alderman Corley made the motion to approve advertisement in the Rankin County News for various City of Brandon events during fiscal year 2016 not to exceed \$2,500.00 for the purpose of advertising and to bring into favorable notice the opportunities and possibilities of the City, first finding that this mode of advertising is in the best interests of the City; to approve the quote from Elcon Electrical Contractors, Inc. in the amount of \$17,485.35 for Civic Center improvements as the lowest and best quote received and amend the budget accordingly; and to approve the Professional Services Agreement with the Steels for a performance on April 23, 2016, in accordance with the memos from the Events Coordinator, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

4.

APPROVE SURPLUS AND DISPOSAL OF PROPERTY THAT IS NO LONGER OF VALUE TO THE CITY PURSUANT TO THE MEMO; ACCEPT THE RESIGNATION OF LIEUTENANT DAVID WATSON EFFECTIVE DECEMBER 18, 2015; APPROVE THE AGREEMENT WITH ADVANTAGE BUSINESS SYSTEMS FOR POSTAGE METER MACHINE AND AUTHORIZE THE MAYOR TO EXECUTE THE SAME; AND APPROVE POLICY 4.17 REVISIONS RE: VEHICULAR PURSUITS OF THE BRANDON POLICE DEPARTMENT GENERAL OPERATING GUIDELINES

Alderman Morrow made the motion to approve the surplus and disposal of property that is no longer of value to the City pursuant to the memo; to accept the resignation of Lieutenant David Watson effective December 18, 2015; to approve the agreement with Advantage Business Systems for postage meter and authorize the Mayor to execute the same; and to approve policy 4.17 revisions re: Vehicular Pursuits of the Brandon Police Department General Operating Guidelines, in accordance with the memos from the Police Chief, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

5.

APPROVE TRAVEL FOR DIVISION CHIEF CRAIG NASH TO TRAVEL TO MERIDIAN, MS TO ATTEND THE MS INFORMATION LIAISON OFFICER COURSE ON DECEMBER 8-10, 2015; ACCEPT THE RESIGNATION OF JARED THOMAS AS FULL-TIME FIREFIGHTER EFFECTIVE NOVEMBER 30, 2015 AND CHANGE EMPLOYMENT STATUS TO PART-TIME; ACCEPT THE RESIGNATION OF JOHN KUBALA AS FULL-TIME FIREFIGHTER EFFECTIVE JANUARY 1, 2016 AND CHANGE EMPLOYMENT STATUS TO PART-TIME; AND REINSTATE FIREFIGHTER ADRIAN JOHNSON FROM PART-TIME TO FULL-TIME STATUS EFFECTIVE DECEMBER 8, 2015

Alderman Morris made the motion to approve travel for Division Chief Craig Nash to travel to Meridian, MS to attend the MS Information Liaison Officer Course on December 8-10, 2015; to accept the resignation of Jared Thomas as full-time Firefighter effective November 30, 2015 and change employment status to part-time; to accept the resignation of John Kubala as full-time Firefighter effective January 1, 2016 and change employment status to part-time; and to reinstate Firefighter Adrian Johnson from part-time to full-time status effective December 8, 2015, in accordance with the memos

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

6.

APPROVE W.E. BLAIN & SONS, INC. PAY REQUEST #2 IN THE AMOUNT OF \$298,761.44 AND PAY REQUEST #3 IN THE AMOUNT OF \$400,014.05 FOR THE 2015 STREET RESURFACING PROJECT AND AUTHORIZE PAYMENT OF THE SAME; APPROVE W.E. BLAIN & SONS, INC. PAY REQUEST #2 IN THE AMOUNT OF \$133,865.85 FOR THE OVERBY STREET AND SUNSET DRIVE STREET RESURFACING PROJECT AND AUTHORIZE PAYMENT OF THE SAME; AND DECLARE AN EMERGENCY THE REPAIRS TO THE 14" SEWER MAIN LINE THAT RUNS NORTH OF SUNSET DRIVE BEHIND ORR DRIVE AND APPROVE THE INVOICE FOR REPAIRS FROM HEMPHILL CONSTRUCTION COMPANY IN THE AMOUNT OF \$7,658.00 AND AUTHORIZE PAYMENT OF THE SAME

Alderman Morrow made the motion to approve W.E. Blain & Sons, Inc. Pay Request #2 in the amount of \$298,761.44 and Pay Request #3 in the amount of \$400,014.05 for the 2015 Street Resurfacing Project and authorize payment of the same; to approve W.E. Blain & Sons, Inc. Pay Request #2 in the amount of \$133,865.85 for the Overby Street and Sunset Drive Street Resurfacing Project and authorize payment of the same; and to declare an emergency the repairs to the 14" sewer main line that runs north of Sunset Drive behind Orr Drive and approve the invoice for repairs from Hemphill Construction Company in the amount of \$7,658.00 and authorize payment of the same, in accordance with the memos from the Public Works Director, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

7.

PUBLIC HEARING AND BOARD ACTION REGARDING A DETERMINATION OF A PUBLIC NUISANCE AT 204 DANBAR STREET (PARCEL #108F000002 00100)

A public hearing was held regarding the condition of the property located at 204 Danbar Street, (Parcel #108F000002 00100) 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 Morrow 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 as presented by the Director and for the filing of a Lis Pendens regarding the action of the City relative

thereto and thereafter to present for the assessment of penalties and costs as provided by statute, seconded by Alderman Corley, and upon unanimous vote the motion carried.

8.

PUBLIC HEARING AND BOARD ACTION REGARDING A DETERMINATION OF A PUBLIC NUISANCE AT 412 LUCKNEY ROAD (PARCEL #H9L-13)

A public hearing was held regarding the condition of the property located at 412 Luckney Road, (Parcel #H9L-13) 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 as presented by the Director and for the filing of a Lis Pendens regarding the action of the City relative thereto and thereafter to present for the assessment of penalties and costs as provided by statute, seconded by Alderman Corley, and upon unanimous vote the motion carried.

9.

PUBLIC HEARING AND BOARD ACTION REGARDING A DETERMINATION OF A PUBLIC NUISANCE AT 0 LUCKNEY ROAD (PARCEL #H9L-18)

A public hearing was held regarding the condition of the property located at 0 Luckney Road, (Parcel #H9L-18) 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 as

presented by the Director and for the filing of a Lis Pendens regarding the action of the City relative thereto and thereafter to present for the assessment of penalties and costs as provided by statute, seconded by Alderman Coker, and upon unanimous vote the motion carried.

10.

PUBLIC HEARING AND BOARD ACTION REGARDING A DETERMINATION OF A PUBLIC NUISANCE AT 0 SHELBY CIRCLE (PARCEL #18I-16)

A public hearing was held regarding the condition of the property located at 0 Shelby Circle, (Parcel #18I-16) 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, and further finding that the subject property which is 16<sup>th</sup> Section property owned by the Rankin County School District, would provide an optimum training opportunity for city employees and further that the District has authorized the use of the same accordingly, Alderman Corley made the motion to adopt a Resolution regarding the same which is appended hereto, and for the use of the subject property for municipal training purposes and that at the conclusion of such training exercises, as consideration therefore, for the removal of debris, dilapidated buildings, abandoned and inoperable vehicles and weeds, grass and other debris as necessary and reasonable under the circumstances, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

11.

PUBLIC HEARING AND BOARD ACTION REGARDING A DETERMINATION OF A PUBLIC NUISANCE AT 0 SHELBY CIRCLE (PARCEL #18J-46)

A public hearing was held regarding the condition of the property located at 0 Shelby Circle, (Parcel #18J-46) 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, and further finding that the subject property which is 16<sup>th</sup> Section property owned by the Rankin County School District, would provide an optimum training opportunity for city employees and further that the District has authorized the use of the same accordingly, Alderman Morris made the motion to adopt a Resolution regarding the same which is appended hereto, and for the use of the subject property for municipal training purposes and that at the conclusion of such training exercises, as consideration therefore, for the removal of debris, dilapidated buildings, abandoned and inoperable vehicles and weeds, grass and other debris as necessary and reasonable under the circumstances, seconded by Alderman Corley, and upon unanimous vote the motion carried.

12.

APPROVE EXCEPTION TO MORATORIUM ON GROUND MOUNTED SIGNS IN THE C-3 ZONE AND ALLOW ISSUANCE OF A SIGN PERMIT TO ENTERPRISE RENT-A-CAR LOCATED AT 1520 WEST GOVERNMENT STREET; APPROVE THE SITE, ARCHITECTURAL AND LANDSCAPE PLANS FOR WITCHER CPA LOCATED ON LOT 3A OF HIGHPOINT COURT; APPROVE SITE AND ARCHITECTURAL PLANS FOR FRESENIUS MEDICAL LOCATED ON UNDEVELOPED LOT SOUTH OF 205 MAR-LYN DRIVE; AND APPROVE AN EXCEPTION TO MORATORIUM ON GROUND MOUNTED SIGNS IN THE C-3 ZONE FOR ROGERS DABBS COLLISION CENTER LOCATED AT 1501 WEST GOVERNMENT STREET

Alderman Morrow made the motion to approve exception to moratorium on ground mounted signs in the C-3 zone and allow issuance of a sign to permit Enterprise Rent-A-Car located at 1520 West Government Street; to approve the site, architectural and landscape plans for Witcher CPA located on Lot 3A of Highpoint Court; to approve site and architectural plans for Fresenius Medical located on undeveloped lot south of 205 Mar-Lyn Drive; and to approve an exception to moratorium on ground mounted signs in the C-3 zone for Rogers Dabbs Collision Center located at 1501 West Government Street, in accordance with the memos from the Community Development Director, which are appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

13.

RESCIND BOARD ACTION TAKEN ON NOVEMBER 16, 2015, ITEM #10 WITH REGARDS TO HIRING OF LARVELL TAYLOR

Alderman Vinson made a motion to rescind board action taken on November 16, 2015, item #10 with regards to hiring of Larvell Taylor, in accordance with memo from Park and Recreation Department, which is appended hereto, seconded by Alderman Coker, and upon unanimous vote the motion carried.

14.

APPROVE MCCARTHY KING CONSTRUCTION PAY REQUEST #2 IN THE AMOUNT OF \$113,490.27 FOR THE SHILOH PARK IMPROVEMENTS PROJECT AND AUTHORIZE PAYMENT OF THE SAME; APPROVE SURPLUS AND REMOVAL FROM CITY INVENTORY OF ITEMS THAT ARE NO LONGER OF USE OR VALUE TO THE CITY AND DISPOSE OF PURSUANT TO THE MEMO; APPROVE BARNARD & SONS CHANGE ORDER #1 WITH REGARD TO THE FIRE STATION PROJECT AND APPROVE ADDITIONAL DAYS TO

COMPLETE CONSTRUCTION; APPROVE THE AGREEMENT FOR CREDIT CARD SERVICES WITH SECURITY CARD SERVICES FOR THE EVENT COORDINATOR AND CITY CLERK'S OFFICE AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE ANY RELATED DOCUMENTS; APPROVE BARNARD & SONS PAY REQUEST #7 IN THE AMOUNT OF \$317,810.15 WITH REGARD TO THE FIRE STATION PROJECT AND AUTHORIZE PAYMENT OF THE SAME; APPROVE A LEASE PURCHASE AGREEMENT AND ADOPT AN AUTHORIZING RESOLUTION WITH TRUSTMARK NATIONAL BANK FOR THE PURCHASE OF ONE (1) DUMP TRUCK IN THE AMOUNT OF \$105,898.00 AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE ALL RELATED DOCUMENTS; APPROVE DOCKET OF CLAIMS NOVEMBER 17 AND DECEMBER 7, 2015; APPROVE FOX EVERETT CLAIMS RELEASED ON NOVEMBER 17 & 19, 2015; AND APPROVE ELECTRONIC TRANSFERS FOR NOVEMBER 2015

Alderman Coker made the motion to approve McCarthy King Construction Pay Request #2 in the amount of \$113,490.27 for the Shiloh Park Improvements Project and authorize payment of the same; to approve surplus and removal from city inventory of items that are no longer of use or value to the city and dispose of pursuant to the memo; to approve Barnard & Sons change order #1 with regard to the Fire Station Project and approve additional days to complete construction; to approve the agreement for credit card services with Security Card Services for the Event Coordinator and City Clerk's Office and authorize the Mayor and City Clerk to execute any related documents; to approve Barnard & Sons Pay Request #7 in the amount of \$317,810.15 with regard to the Fire Station Project and authorize payment of the same; to approve a Lease Purchase Agreement and adopt an Authorizing Resolution with Trustmark National Bank for the purchase of one (1) dump truck in the amount of \$105,898.00 and authorize the Mayor and City Clerk to execute all related documents; to approve Docket of Claims November 17 and December 7, 2015; to approve Fox Everett Claims released on November 17 & 19, 2015; and to approve Electronic Transfers for November 2015, in accordance with the memos from the City Clerk, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

15.  
EXECUTIVE SESSION

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

Alderman Morris then made the motion to go into executive session for the reasons stated and more specifically to discuss personnel matters in the Fire Department and potential litigation regarding the Police Department, seconded by Alderman Morrow, and upon unanimous vote the motion carried.

Alderman Morrow made the motion to suspend employee #1410 for six shifts without pay and to determine that said employee is ineligible for promotion for one year, for reasons provided by the Fire Chief, to be included in the employee's personnel file, seconded by Alderman Vinson, 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 Morrow, and upon unanimous vote the motion carried.

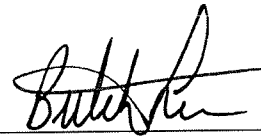
The vote in Executive Session was announced upon return to the Board Room.

16.  
ADJOURN

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

Next Regular Board Meeting will be on December 21, 2015.

MINUTES APPROVED THIS THE 21ST DAY OF DECEMBER, 2015.



HON. BUTCH LEE, MAYOR

ATTEST:

  
ANGELA BEAN, CITY CLERK

