

MINUTES OF THE REGULAR BOARD MEETING OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF BRANDON, MISSISSIPPI
HELD ON AUGUST 1, 2016

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 Dobbs, Christopher, Coker, Williams, Vinson, Morris and Corley were present. Alderman Vinson led the prayer and Alderman Coker led the Pledge of Allegiance. Public Comments/ Recognitions: Mary Givens announced that she is organizing a Miss Brandon Pageant on November 5, 2016. An "Extra Mile" proclamation was announced by Mayor Lee.

1.

APPROVE THE MINUTES OF REGULAR BOARD MEETING JULY 18, 2016

Alderman Corley made the motion to approve the Minutes of the Regular Board Meeting of July 18, 2016, which are appended hereto, seconded by Alderman Coker, and upon unanimous vote the motion carried.

2.

APPROVE CALHOUN FENCE CHANGE ORDER #2 IN THE AMOUNT OF \$2,802.00 WITH REGARD TO THE RANKIN TRAILS/MULTI-PURPOSE FACILITY SECURITY FENCE PROJECT; APPROVE A RESOLUTION DECLARING THE NECESSITY TO INCUR DEBT, SPECIFYING THE PURPOSE FOR WHICH THE MONEY BORROWED IS EXPECTED TO BE EXPENDED, THE AMOUNT TO BE BORROWED, THE DATE OR DATES OF THE MATURITY THEREOF AND HOW THE INDEBTEDNESS IS TO BE EVIDENCED; ACCEPT RESIGNATION OF PUBLIC WORKS DIRECTOR DARION WARREN EFFECTIVE AUGUST 10, 2016; APPROVE TRAVEL FOR MAYOR BUTCH LEE TO MEMPHIS, TN FOR ONE NIGHT THE WEEK OF AUGUST 8, 2016 WITH REGARD TO THE 2016 BOND ISSUANCE; AND TERMINATE THE RELATIONSHIP WITH BAKER DONELSON WITH RESPECT TO ANY OPEN MATTERS EFFECTIVE AUGUST 2, 2016 AND INSTRUCT BAKER DONELSON TO HAVE FILES RELATED TO ITS REPRESENTATION OF THE CITY IN THESE MATTERS TRANSFERRED TO BUTLER SNOW, LLP AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE ANY RELATED DOCUMENTS

Alderman Vinson made the motion to approve the Calhoun Fence Change Order #2 in the amount of \$2,802.00 with regard to the Rankin Trails/Multi-Purpose Facility Security Fence Project, 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 a Resolution declaring the necessity to incur debt, specifying the purpose for which the money borrowed is expected to be expended, the amount to be borrowed, the date or dates of the maturity thereof and how the indebtedness is to be evidenced; to accept the resignation of Public Works Director Darion Warren effective August 10, 2016; to approve travel for Mayor Butch Lee to Memphis, TN for one night the week of August 8, 2016 with regard to the 2016 bond

issuance; and to terminate the relationship with Baker Donelson with respect to any open matters effective August 2, 2016 and instruct Baker Donelson to have files related to its representation of the City in these matters transferred to Butler Snow, LLP and authorize the Mayor and City Clerk to execute any related documents, in accordance with the memos from the Mayor, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

3.

APPROVE AGREEMENT WITH KEPPLER SPEAKERS FOR LT. COL. RALPH PETERS TO BE THE GUEST SPEAKER AT THE VETERAN’S BREAKFAST ON NOVEMBER 11, 2016 IN THE AMOUNT OF \$7,500.00 AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE SAME; AND APPROVE ADVERTISEMENT IN THE 2016-2017 BRANDON HIGH SCHOOL YEARBOOK AT A COST OF \$450.00 FOR THE PROMOTION OF THE CITY AND ITS RESOURCES

Alderman Coker made the motion to approve the agreement with Keppler Speakers for Lt. Col. Ralph Peters to be the guest speaker at the Veteran’s Breakfast on November 11, 2016 in the amount of \$7,500.00, 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, and authorize the Mayor and City Clerk to execute the same; and to approve advertisement in the 2016-2017 Brandon High School yearbook at a cost 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, in accordance with the memos from the Event Coordinator, which are appended hereto, seconded by Alderman Morris, and upon unanimous vote the motion carried.

4.

PUBLICLY POST FIREARMS AS ABANDONED PROPERTY; APPROVE TRAVEL FOR SGT. SAM VERSELL AND OFFICER BRAD TURNER TO BILOXI, MS TO ATTEND A JUVENILE JUSTICE CONFERENCE ON AUGUST 3-5, 2016; ACCEPT THE RESIGNATION OF OFFICER MICHAEL PACE EFFECTIVE JULY 21, 2016; AND ACCEPT THE RESIGNATION OF OFFICER DUSTIN STANLEY EFFECTIVE AUGUST 7, 2016

Alderman Corley made the motion to publicly post firearms as abandoned property; to approve travel for Sgt. Sam Versell and Officer Brad Turner to Biloxi, MS to attend a Juvenile Justice Conference on August 3-5, 2016; to accept the resignation of Officer Michael Pace effective July 21, 2016; and to accept the resignation of Officer Dustin Stanley effective August 7, 2016, 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 REPAIRS TO THE 1997 FERRARA FROM EMERGENCY VEHICLE SERVICES, AS THE LOWEST AND BEST QUOTE RECEIVED, IN THE AMOUNT OF \$6,828.12 AND AUTHORIZE PAYMENT OF THE SAME; RELEASE BARNARD & SONS

CONSTRUCTION RETAINAGE IN THE AMOUNT OF \$176,417.35 WITH REGARD TO THE FIRE STATIONS 2, 4 & 5 PROJECT AND AUTHORIZE PAYMENT OF THE SAME; INCREASE THE SALARY OF FIREFIGHTER CHRISTOPHER COLEMAN; PROMOTE FIREFIGHTERS TO FILL CAPTAIN AND LIEUTENANT POSITIONS AND ADJUST SALARIES; AND PURCHASE ONE (1) 2016 F-250 CREW CAB 4X4 PICK UP FROM GRAY DANIELS FORD, A STATE CONTRACT VENDOR, IN THE AMOUNT OF \$29,617.00 AND ACCESSORIES IN THE AMOUNT OF \$8,500.00 FROM STATE FIRE REBATE FUNDS, AUTHORIZE PAYMENT OF THE SAME AND ADJUST THE BUDGET ACCORDINGLY

Alderman Morris made the motion to approve repairs to the 1997 Ferrara from Emergency Vehicle Services, as the lowest and best quote received, in the amount of \$6,828.12 and authorize payment of the same; to release the Barnard & Sons Construction retainage in the amount of \$176,417.35 with regard to the Fire Stations 2, 4 & 5 Project and authorize payment of the same; to increase the salary of Firefighter Christopher Coleman; to promote Firefighters to fill Captain and Lieutenant positions and adjust salaries; and to purchase one (1) 2016 F-250 Crew Cab 4X4 pick-up from Gray Daniels Ford, a state contract vendor, in the amount of \$29,617.00 and accessories in the amount of \$8,500.00 from State Fire Rebate Funds, authorize payment of the same and adjust the budget accordingly, in accordance with the memos from the Fire Chief, which are appended hereto, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

6.

SET A PUBLIC HEARING FOR AUGUST 15, 2016 WITH REGARD TO A CONDITIONAL USE REQUEST OF SHARLI WORTHINGTON AND WILLIE WARD, III FOR A MOBILE HOME REPLACEMENT AT 122 STERLING OAK DRIVE (PARCEL #H9Q-8)

Alderman Williams made the motion to set a public hearing for August 15, 2016 with regard to a conditional use request of Sharli Worthington and Willie Ward, III for a mobile home replacement at 122 Sterling Oak Drive (Parcel #H9Q-8), in accordance with the memo from the Community Development Director, which is appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

7.

PUBLIC HEARING AND BOARD ACTION REGARDING THE DETERMINATION OF A PUBLIC NUISANCE AT 100 EASTWOOD DRIVE (PARCEL #J-8-27/039520)

A public hearing was held regarding the condition of the property located at 100 Eastwood Drive, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the prerequisites 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 any additional matters related to the subject of the public hearing were requested to come forward, whereupon Greg Harget (303 Creston Cove), President of the homeowners association of the neighborhood, addressed the board and agreed with the assessment as presented by the Director. 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 Coker 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, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

8.

PUBLIC HEARING AND BOARD ACTION REGARDING THE DETERMINATION OF A PUBLIC NUISANCE AT 2043 RED OAK DRIVE (PARCEL #I-7M-1-650/031423)

A public hearing was held regarding the condition of the property located at 2043 Red Oak Drive, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the prerequisites 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 any additional matters related to the subject of the public hearing were requested to come forward, whereupon Monica Corley addressed the board and agreed with the assessment as presented by the Director. 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 Corley 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, seconded by Alderman Morris, and upon unanimous vote the motion carried.

9.

PUBLIC HEARING AND BOARD ACTION REGARDING THE DETERMINATION OF A PUBLIC NUISANCE AT 704 BRENMAR STREET (PARCEL #I-8A-8-20/031479)

A public hearing was held regarding the condition of the property located at 704 Brenmar Street, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the prerequisites 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 any additional matters related to the subject of the public hearing were requested to come forward 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 Corley 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, with such action to be stayed for 30 days to give the owner the opportunity to clean up the property and to correct the determined issues, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

10.

PUBLIC HEARING AND BOARD ACTION REGARDING THE DETERMINATION OF A PUBLIC NUISANCE AT 402 BRIARSBEND (PARCEL #H-7-167-1960/064619)

A public hearing was held regarding the condition of the property located at 402 Briarsbend, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the prerequisites 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 any additional matters related to the subject of the public hearing were requested to come forward, whereupon Purvey Green, a member of Sunchase Homeowners Association, addressed the board and agreed with the assessment as presented by the Director. 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 Corley 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, seconded by Alderman Morris, and upon unanimous vote the motion carried.

11.

PUBLIC HEARING AND BOARD ACTION REGARDING THE DETERMINATION OF A PUBLIC NUISANCE AT 139 PAVILION DRIVE (PARCEL #H-9D-7-370/051354)

A public hearing was held regarding the condition of the property located at 139 Pavilion Drive, whereupon the City Attorney opened the same and asked the Director of Community Development whether all the prerequisites 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 any additional matters related to the subject of the public hearing were requested to come forward 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 Coker 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, seconded by Alderman Vinson, and upon unanimous vote the motion carried.

12.

APPROVE THE RIVAGE FINAL PLAT AND AUTHORIZE THE MAYOR AND RELATED EMPLOYEES TO EXECUTE THE SAME

Alderman Vinson made the motion to approve the Rivage final plat and authorize the Mayor and those associated with the City and identified on the final plat to execute the same, in accordance with the memo from the Community Development Director, which is appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

13.

RECLASSIFY THE DRAINAGE SUPERINTENDENT, PROJECT MANAGER/GIS INSPECTOR, AND STREET SUPERINTENDENT POSITIONS FROM EXEMPT TO NON-EXEMPT EMPLOYEES; APPROVE THE PURCHASE OF ONE (1) 2015 CHEVROLET EXPRESS G30 PASSENGER VAN FROM ROGER DABBS CHEVROLET, A STATE CONTRACT VENDOR, IN THE AMOUNT OF \$26,989.00, AND AUTHORIZE PAYMENT OF THE SAME; APPROVE HEMPHILL CONSTRUCTION COMPANY PAY ESTIMATE #2

IN THE AMOUNT OF \$431,806.00 WITH REGARD TO THE LUCKNEY ROAD GRAVITY SEWER PROJECT AND AUTHORIZE PAYMENT OF THE SAME; AND RELEASE THE LETTER OF CREDIT NO. 834000848532 DATED FEBRUARY 3, 2014 FOR EDGEWOOD SUBDIVISION CONTINGENT UPON THE DEVELOPER PROVIDING THE CITY AN ACCEPTABLE WARRANTY STATEMENT LETTER

Alderman Morris made the motion to reclassify the Drainage Superintendent, Project Manager, GIS Inspector, and Street Superintendent positions from exempt to non-exempt employees; to approve the purchase of one (1) 2015 Chevrolet Express G30 passenger van from Roger Dabbs Chevrolet, a state contract vendor, in the amount of \$26,989.00, and authorize payment of the same; to approve Hemphill Construction Company Pay Estimate #2 in the amount of \$431,806.00 with regard to the Luckney Road Gravity Sewer Project and authorize payment of the same; and to release the Letter of Credit No. 834000848532 dated February 3, 2014 for Edgewood Subdivision contingent upon the developer providing the City an acceptable warranty statement letter, in accordance with the memos from the Public Works Director, which are appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

14.

PUBLIC HEARING WITH REGARD TO THE CITY OF BRANDON'S FACILITY PLAN FOR THE APPLICATION FOR A LOAN THROUGH THE MS STATE DEPARTMENT OF HEALTH'S DRINKING WATER SYSTEMS IMPROVEMENTS REVOLVING LOAN FUND FOR A PROPOSED WATER WELL AND WATER STORAGE TANK PROJECT

The Public Hearing was opened with regard to the City of Brandon's facility plan for the application for a loan through the MS State Department of Health's Drinking Water Systems Improvements Revolving Loan Fund for a proposed water well and water storage tank project. The Public Works Director advised that all prerequisites to the public hearing have been met. The memo from the Public Works Director with respect to the same, and the documents and things pertaining to the same are appended hereto and incorporated herein. The Public Works Director explained the nature of the project, the estimated cost, the critical needs which will be served by construction, the City's current capacity and proposed increases in user rates to cover costs associated with improvements. The City Attorney then asked for public comments. No one other than the Public Works Director provided public comments. The Public Hearing was then closed.

15.

APPROVE AGREEMENT WITH BRANDON FUTBOL CLUB AND AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE SAME; TERMINATE AGREEMENTS WITH RANKIN UNITED FUTBOL CLUB (RUFC) AND BRANDON SOCCER LEAGUE (BSL) EFFECTIVE AUGUST 1, 2016

Alderman Coker made the motion to approve an agreement with Brandon Futbol Club and authorize the Mayor and City Clerk to execute the same; and to terminate agreements with

Rankin United Futbol Club (RUFC) and Brandon Soccer League (BSL) effective August 1, 2016, in accordance with the memos from the Park & Recreation Department, which are appended hereto, seconded by Alderman Williams, and upon unanimous vote the motion carried.

16.

APPROVE MDA CASH REQUEST IN THE AMOUNT OF \$216,940.04 AND AUTHORIZE MAYOR AND CITY CLERK TO EXECUTE THE SAME; APPROVE PAY CALENDAR FOR THE REMAINDER OF 2016 CHANGING PAY DATES DUE TO HOLIDAY CLOSINGS; AND APPPROVE THE DOCKET OF CLAIMS FOR JULY 18 & 20, 2016 AND AUGUST 1, 2016, FOX EVERETT CLAIMS RELEASED ON JULY 7, 12 & 14, 2016 AND AUGUST 1, 2016, AND ELECTRONIC TRANSFERS FOR JULY 2016

Alderman Corley made the motion to approve a MDA cash request in the amount of \$216,940.04 and authorize the Mayor and City Clerk to execute the same; to approve the pay calendar for the remainder of 2016 changing pay dates due to holiday closings; and to approve the Docket of Claims for July 18 & 20, 2016 and August 1, 2016, Fox Everett Claims released on July 7, 12 & 14, 2016 and August 1, 2016, and electronic transfers for July 2016, in accordance with the memos from the City Clerk, which are appended hereto, seconded by Alderman Dobbs, and upon unanimous vote the motion carried.

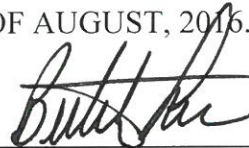
17.

ADJOURN

Alderman Vinson 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 15, 2016).

MINUTES APPROVED THIS THE 15TH DAY OF AUGUST, 2016.



HON. BUTCH LEE, MAYOR

ATTEST:


ANGELA BEAN, CITY CLERK

