

REGULAR CITY COUNCIL MEETING

MUNICIPAL MINUTES CITY OF TUPELO

STATE OF MISSISSIPPI

OCTOBER 06, 2020

Be it remembered that a regular meeting of the Tupelo City Council was held in the Council Chambers in the City Hall building on Tuesday, October 6, 2020 at 6:00 p.m. with the following in attendance: Council members Markel Whittington, Lynn Bryan, Travis Beard, Nettie Davis, Buddy Palmer, Mike Bryan, and Willie Jennings; Attorney Ben Logan and Missy Shelton, Clerk of the Council.

Councilman Travis Beard gave the invocation. Councilman Lynn Bryan lead the pledge of allegiance.

President Mike Bryan called the meeting to order at 6:00 PM.

CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER

Councilman Palmer moved, seconded by Councilman Jennings, to confirm the agenda and agenda order as presented. The vote was unanimous in favor.

PROCLAMATIONS, RECOGNITIONS AND REPORTS AGENDA

PROCLAMATIONS

Mayor Jason Shelton welcomed previous Mayor Jack Reed, Lisa Reed, Colonel Smitty Harris, Louise Harris and Sara Berry to the presentation of a Proclamation declaring October 20, 2020 as TAP CODE DAY. After presenting the Proclamation to Colonel Harris, he thanked the City of Tupelo and all its citizens for being his 'home town'. Mayor Reed and Sara Berry also made comments. **APPENDIX A**

Councilman presented Assistant Fire Chief Jimmy Avery with a proclamation for Fire Prevention Week which is October 4-9, 2020. **APPENDIX B**

PUBLIC RECOGNITION

Councilwoman Nettie Davis said she was happy to see all those that attended the meeting.

Councilman Willie Jennings thanked Colonel Harris for all he did for our City and Country. He also thanked Mayor Jack Reed for all he has done for the City of Tupelo. He, then, thanked Mayor Jason Shelton for the continuance of the mask order in the City of Tupelo. He reminded everyone to be careful and diligent fighting COVID-19.

MAYOR'S REMARKS

Mayor Shelton echoed Councilman Jennings' concerns for the fighting of COVID-19. He also sent well wishes, thoughts and prayers to President Trump and First Lady Trump, the White House staff, and any other of the President's staff as they fight COVID.

PUBLIC AGENDA

PUBLIC HEARINGS

IN THE MATTER OF PUBLIC HEARING FOR DEMOLITION

Ms. Mary Armstrong spoke to the Council concerning 408 Barnes Street (accessory building). She stated that she has someone who is going to tear it down.

Josh Frakes informed the Council that he is in the process of cleaning up at 102 Traceview and just needs a little more time.

Mr. Frank Garrison spoke concerning 114 Lawndale Drive.

Ms. Ann Pulliam addressed the Council concerning 1528 N Madison. This property is in probate and she is having a hard time getting in touch with the Attorney of Record. **APPENDIX C**

IN THE MATTER OF PUBLIC HEARING FOR LOT MOWING

<u>PARCEL</u>	<u>LOCATION</u>
101D0112500	922 TYLER DR
112J0902100	908 HADLEY ST
112J0901900	S VETERANS MEMORIAL BLVD
101A0213500	2500 HAMPTON AVE
101U1100100	S THOMAS ST
075G1509400	GRACE LN
075G1509500	GRACE LN
075G1509300	GRACE LN
112J0902500	918 HADLEY ST
112J0902600	920 HADLEY ST
112A0412700	910 HILL-N-DALE DR
112J0901500	HADLEY ST

Mr. Dennis Sullivan appeared to speak to the Council concerning property located at 2403 Confederate Avenue. While this property was on the preliminary list, it was taken off the final lot mowing list.

APPEALS

IN THE MATTER OF APPEAL HEARING

A request was made for an appeal for the decision of the Planning Committee to deny a metal roof on the residence located at 824 Clayton Avenue. No one appeared to speak to the Council on this matter. Councilman L Bryan moved, seconded by Councilman Jennings, to uphold the vote of the Planning Committee to deny the roof. The vote was unanimous in favor.

ACTION AGENDA

IN THE MATTER OF EXECUTIVE ORDER 20-020

Councilman Whittington moved, seconded by Councilman L Bryan, to approve Executive Order 20-020. The vote was 6-1 in favor with the vote as follows:

Councilman Whittington	AYE
Councilman L Bryan	AYE
Councilman Beard	AYE
Councilwoman Davis	AYE
Councilman Palmer	AYE
Councilman M Bryan	NAY
Councilman Jennings	AYE

APPENDIX A

ROUTINE AGENDA

IN THE MATTER OF APPROVAL OF MINUTES OF SEPTEMBER 8, 15, AND 22, 2020 COUNCIL MEETINGS

Councilman Beard moved, seconded by Councilwoman Davis, to approve the following minutes of the Council:

September 8, 2020	Special Meeting
September 15, 2020	Regular Meeting
September 22, 2020	Special Meeting

The vote was unanimous in favor of approving the Minutes listed above.

IN THE MATTER OF REVIEW, PAY BILLS AND APPROVE UTILITY ADJUSTMENTS

Bills were reviewed at 4:00 p.m. by Council members: Travis Beard, Markel Whittington, and Willie Jennings and Accounts Payable Clerk Traci Dillard. Councilman Jennings moved, seconded by Councilman Palmer, to approve the payment of the checks, bills, claims and utility adjustments. The vote was unanimous in favor. **APPENDIX D**

IN THE MATTER OF ADVERTISING AND PROMOTIONAL EXPENSE LIST

Councilman Whittington moved, seconded by Councilman Palmer, to approve the advertising and promotional expense list, as submitted. The vote was unanimous in favor. **APPENDIX E**

IN THE MATTER OF 2020 MUNICIPAL COMPLIANCE QUESTIONNAIRE

Councilman Whittington moved, seconded by Councilman Jennings, to approve the Municipal Compliance Questionnaire as submitted by City Clerk Kim Hanna. The period covered by this questionnaire is October 1, 2019 to September 30, 2020. A copy is attached to these minutes as **APPENDIX F**

IN THE MATTER OF AWARD OF 2020-029IT CISCO SECURITY ENTERPRISE AGREEMENT

Councilman Beard moved to award Bid # 2020-029IT for Cisco Security Enterprise 60 month Agreement. The bid is the lowest and best bid submitted by Zones, Inc. in the total amount of \$145,000 - \$29,000 per year. Councilwoman Davis seconded the motion and the vote was unanimous in favor. **APPENDIX G**

IN THE MATTER OF ACCEPTING SEIZED VEHICLES

Councilwoman Davis moved, seconded by Councilman Beard, to accept the following seized vehicles, as requested by Chief Bart Aguirre:

2000 Honda Accord VIN 6850
2003 Toyota Matrix VIN 2590

The vote was unanimous in favor of accepting the vehicles. **APPENDIX H**

IN THE MATTER OF ANNUAL AGREEMENT WITH CLOUD GAVEL

Councilman Whittington moved, seconded by Councilman Palmer, to approve the annual agreement with cloud gavel for electronic warrants cloud based services for the amount of \$4,000 annually. **APPENDIX I**

IN THE MATTER OF TRA MINUTES MAY 14, 2020

Councilman Palmer moved, seconded by Councilman L Bryan, to approve the Tupelo Redevelopment Agency Minutes of September 16, 2020. The vote was 7 - 0 in favor. **APPENDIX J**

IN THE MATTER OF APPROVAL OF CHANGE ORDER #1 FOR 2020-014FP FAIRPAR REDEVELOPMENT PHASE IV

Councilwoman Davis moved, seconded by Councilman L Bryan, to approve Change Order #1 for 2020-14FP Fairpark Redevelopment Phase IV. The change is a deduct of \$11,754.00 leaving a revised contract total of \$1,635,640.34. The vote was unanimous in favor of the Change Order #1. **APPENDIX K**

IN THE MATTER OF APPROVAL OF EMERGENCY PURCHASE OF A SEWER PUMPING STATION

TWL Director Johnny Timmons addressed the Council and explained that a main sewer line west of Gum Tree Park had collapsed, and that it has been determined that the best course of repair is to install a sewer pump station and bypass the collapsed pipe. TWL Director Johnny Timmons explained that the problem needed to be addressed immediately due to public health reasons. He also explained that the competitive bid process would take up to thirty (30) days plus delivery time of the pump station, and that replacement and repairs could not wait that long. Councilman Beard moved, seconded by Councilwoman Davis to find that an emergency situation exists and approve the emergency purchase of a sewer pump station and the repairs to bypass the line. The approximate cost of the pump station would be \$60,000, exceeding the \$50,000 threshold for competitive bidding. The vote was unanimous in favor of approving the emergency purchase. **APPENDIX L**

IN THE MATTER OF APPROVAL OF AMENDMENT TO ORDINANCE TO ENACT WATER RATE INCREASE

Councilman Palmer moved, seconded by Councilman Jennings, to approve an Amendment to Previous Ordinances, Prescribing and Fixing Rates and Charges for Water Furnished to Consumers, and for use of the Public Sanitary Sewer System of the city of Tupelo, Mississippi; and Requiring Payment of such Rates and Charges. TWL Director Johnny Timmons explained that the Northeast Mississippi Regional Water Supply District has enacted a 1.12% water rate increase that will go into effect on November 1, 2020, and this Amendment will allow TWL to increase rates accordingly and would be effective November 1, 2020. The vote was unanimous in favor of approving the Amendment to the Ordinance. **APPENDIX M**

IN THE MATTER OF HAZARD MITIGATION PLAN

Councilman Whittington moved, seconded by Councilman L Bryan, to approve the intent to participate in the updated 2020 District 2 Regional Hazard Mitigation Plan and to designate the County Emergency Management Director, Lee Bowdry, to represent the City of Tupelo in all matters pertaining to the plan. The vote was unanimous in favor. **APPENDIX N**

IN THE MATTER OF FINAL RESOLUTION FOR LEGGETT & PLATT # 4201

Councilman Beard moved, seconded by Councilman Whittington, to approve the Final Resolution of the City of Tupelo, Mississippi, Granting Exemption from Ad Valorem Taxes to Leggett & Platt Components Company #4201, except State and School District ad valorem taxes, for a period of ten (10) years, beginning the 1st day of January 2020 and ending the 31st day of December 2029, with a total true value of \$527,035.00. The City Council had originally approved a resolution granting this exemption, and the Department of Revenue Office, Office of Property Tax, Exemptions, & Public Utilities Bureau, State of Mississippi, had reviewed the same and certified state approval by letter dated

August 24, 2020, that this company is eligible for the ad valorem tax exemption. The vote was unanimous in favor. An executed copy of this Final Resolution is attached to these minutes and incorporated herein as **APPENDIX O**.

IN THE MATTER OF RATIFICATION OF HIVE PURCHASE CONTRACT

Councilman Palmer moved, seconded by Councilman Whittington, to ratify the purchase contract between the City of Tupelo and Northeast Mississippi Regional Water Supply District. The vote was unanimous in favor of the contract. **APPENDIX P**

IN THE MATTER OF CVB MINUTES OF SEPTEMBER 14, 2020

Councilwoman Davis moved, seconded by Councilman L Bryan, to accept the minutes of the Convention and Visitor's Bureau dated September 14, 2020. The vote was unanimous in favor. **APPENDIX Q**

IN THE MATTER OF COLISEUM MINUTES OF AUGUST 17, 2020

Councilman Whittington moved, seconded by Councilman Palmer, to accept the Coliseum minutes dated August 17, 2020. The vote was unanimous in favor. **APPENDIX R**

IN THE MATTER OF AWARD OF BID 2020-030MT JACKSON STREET IMPROVEMENTS (COLEY - AIRPARK)

Councilman Beard moved, seconded by Councilman Whittington, to award Bid #2020-030MT Jackson Street Improvements Coley - Airpark to the lowest and best bid from Cook and Son in the amount of \$4,045,004.39. The vote was unanimous in favor. **APPENDIX S**

IN THE MATTER OF PLANNING COMMITTEE MINUTES OF SEPTEMBER 14, 2020

Councilman L Bryan moved, seconded by Councilman Palmer to accept the minutes of the Tupelo Planning Committee of September 14, 2020, as submitted. The vote was unanimous in favor. **APPENDIX T**

IN THE MATTER OF DEMOLITION

Councilwoman Davis moved, seconded by Councilman Whittington, to approve the Demolition List, with the exception of 597 N Spring Street. Councilman L Bryan made a friendly motion, seconded by Councilwoman Davis, to revise the previous motion to add 114 Lawndale to the exception list and to add the photographs submitted by Frank Garrison of the property in question. The vote was 7 - 0 against the addition of 114 Lawndale but to add the photographs to the Minutes. The original vote was called to a vote and the vote was unanimous in favor to approve the Demolition List, with the exception of 597 N Spring Street. **APPENDIX U**, is attached to these Minutes with the addition of the photographs of the property located at 114 Lawndale presented by Mr. Frank Garrison.

IN THE MATTER OF FINAL LOT MOWING LIST

Councilwoman Davis moved, seconded by Councilman Whittington, to approve the final lot mowing list, with the deletion of 597 N Spring Street. The vote was unanimous in favor. **APPENDIX V**

EXECUTIVE SESSION

Councilman Beard moved, seconded by Councilwoman Davis, to determine the need for an Executive Session. City Attorney Ben Logan indicated that the two items for Executive Session, being professional contracts and employment, fell under 25-41-7(4)(a) of the Mississippi Code of 1972 as amended, and are, therefore, appropriate items for discussion. The vote was unanimous in favor of going into executive session at 7:15 p.m.

After a thorough discussion of the items in Executive Session, Councilman Palmer moved, seconded by Councilman Jennings to leave Executive Session. The vote was unanimous in favor, and open session resumed at 7:39 p.m. with no action taken on the matters discussed in executive session.

ADJOURNMENT

There being no further business to before the Council at the time, Councilman Jennings moved, seconded by Councilman Beard, to adjourn the meeting, this the 6th day of October, 2020 at 7:40 PM. The vote was unanimous in favor.

Mike Bryan, President
City Council

ATTEST:

Missy Shelton, Clerk of the Council

Jason Shelton, Mayor

Date