

REGULAR CITY COUNCIL MEETING

MUNICIPAL MINUTES CITY OF TUPELO

STATE OF MISSISSIPPI

SEPTEMBER 07, 2021

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, September 7, 2021, at 6:00 p.m. with the following in attendance: Council Members Chad Mims, Lynn Bryan, Travis Beard, Nettie Davis, Buddy Palmer and Rosie Jones; Ben Logan, City Attorney and Missy Shelton, Clerk of the Council. Janet Gaston attended by telephone.

Council Member Rosie Jones gave the invocation. Council Member Chad Mims led the Pledge of Allegiance.

Council President Buddy Palmer called the meeting to order at 6:00 p.m.

CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER

Council Member Bryan moved, seconded by Council Member Beard, to confirm the agenda and agenda order, with the following changes:

ADD ITEM: # 5.5 In The Matter Of an Ordinance Amending Chapter 25- Taxation, Article I-General, To Add Section 25-3, Utility Tax Imposed, to the Code of Ordinances of the City Of Tupelo, Mississippi (Moved from Study Agenda on August 17, 2021)

DELETE ITEM #5 In The Matter Of Approve/Reject Ordinance Amending the Official Zoning Map

The vote was unanimous in favor.

PROCLAMATIONS, RECOGNITIONS AND REPORTS AGENDA

EMPLOYEE RECOGNITION

Mayor Todd Jordan recognized the following employees:

Kizzy Guy	Human Resources	5 years
Rodney Standifer	Development Services	5 years

PUBLIC RECOGNITION

Council Member Nettie Davis mentioned that gospel singing legend, Lee Williams, a Tupelo native, passed away and that a celebration of his life and memorial service will be held on Saturday and Sunday, September 11 and 12.

MAYOR'S REMARKS

Mayor Todd Jordan recognized that this week is the 20-year anniversary of the 9-11 attacks on the United States. He introduced Interim Fire Chief Jimmy Avery who invited and informed everyone about the memorial stair climb, which will be held at the Coliseum on Saturday, September 11, 2021, beginning at 9:11 a.m. The proceeds will be split between the National Fire Fighters Association and the local free clinic.

Mayor Jordan then recognized, thanked and invited Debbie Brangenberg to speak concerning her exemplary 30 years as the Downtown Tupelo Main Street Association (DTMSA) Director. Her last day with DTMSA will be September 30, 2021. He then announced that Lucia Randle will be the new DTMSA Director, beginning October 1, 2021.

PUBLIC AGENDA

PUBLIC HEARINGS

IN THE MATTER OF PUBLIC HEARING FOR LOT MOWING

A public hearing was held for the following properties concerning lot mowing:

089F3008900 420 TOLBERT ST
089F3013300 431 TOLBERT ST
089F3008400 638 N CHURCH ST
089B3014300 1204 HILDA AVE
089B3004700 1148 N MADISON ST
077R3610700 1224 CENTRAL AVE
077R3610200 103 LEWIS DR
077C2501600 1507 TRACE AVE
077R3609600 1236 CENTRAL
077R3610800 111 STONE ST
077R3606300 112 STONE ST
089K3105300 465 N BROADWAY ST
089K3107200 460 N BROADWAY ST
078A2800942 CHARLESTON GARDENS DR
077P3506700 107 LAKEVIEW DR
075R2217400 3344 FORREST HILL DR
101G0102100 1801 SWALLOW LN
089V3201300 772 E MAIN ST
088A2805100 1250 N VETERANS MEMORIAL BLVD
105D1501500 2786 BEASLEY DR
089F3005200 523 W BARNES ST
089F3005000 517 W BARNES ST
089E3017300 901 N MADISON ST
101D0123400 1301 LAWNSDALE DR
084U1900705 NATION HILL DR
084U1900701 NATION HILLS DR
089F3019100 617 N SPRING ST

089F3022000 610-612 N SPRING ST
077Q3611700 1528 REED ST
077Q3612400 1502 REED ST
101C0101100 1208 HARRISON ST EXT
101G0126200 1505 AUDUBON DR
101G0111000 2020 LAWNSDALE DR
085U2101400 2303 N VETERANS MEMORIAL BLVD
077N3502508 2615 W MAIN ST

No one appeared to speak on any of these properties.

IN THE MATTER OF PUBLIC HEARING FOR REZONING 21-01

A public hearing was held for a rezoning request of a parcel on Landmark Boulevard from Mixed Use Residential to Mixed Use Commercial Corridor. No one appeared to speak on the rezoning request.

IN THE MATTER OF PUBLIC HEARING-2021 TAX LEVY

No one appeared to speak at this public hearing for the 2021 tax levy.

ACTION AGENDA

IN THE MATTER OF REZONING OF PROPERTY OFF LANDMARK BLVD

Council Member Bryan moved, seconded by Council Member Beard, to approve an "Ordinance Rezoning Property and Amending the Official Zoning Map of the City of Tupelo, Mississippi - Case No. RZ 21-01, Parcel # 084N-19-022-07". This will change the zoning for the property from Mixed Use Residential to Mixed Use Commercial. The vote was unanimous in favor. APPENDIX A

IN THE MATTER OF APPROVA OF ORDINANCE AMENDING CODE OF ORDINANCES

Council Member Bryan moved, seconded by Council Member Davis, to approve an "Ordinance Amending Chapter 25-Taxation, Article I-General, to Add Section 25-3, Utility Tax Imposed, to the Code of Ordinances of the City of Tupelo, Mississippi", which was moved from the Study Agenda on August 17, 2021. The vote was unanimous in favor. APPENDIX B

ROUTINE AGENDA

IN THE MATTER OF APPROVAL OF MINUTES OF THE AUGUST 17, 2021 REGULAR CITY COUNCIL MEETING AND SPECIAL MEETINGS OF AUGUST 26 AND 31, 2021

Council Member Bryan moved, seconded by Council Member Davis, to approve the minutes of the Regular City Council meeting held on August 17, 2021, and the Special Called meetings on August 26, and 31, 2021.. The vote was unanimous in favor.

IN THE MATTER OF BILL PAY SEPTEMBER 7, 2021

Bills were reviewed at 4:30 p.m. by Council Members Travis Beard, Chad Mims and Buddy Palmer, Accounts Payable Clerk, Traci Dillard and TWL Director Johnny Timmons. Council Member Beard moved, seconded by Council Member Davis, to approve the payment of the checks, bills, claims and utility adjustments. The vote was unanimous in favor. APPENDIX C

IN THE MATTER OF ADVERTISING AND PROMOTIONAL ITEMS

Council Member Bryan moved, seconded by Council Member Davis, to approve the advertising and promotional items, as presented. The vote was unanimous in favor. APPENDIX D

IN THE MATTER OF THE TAX ROLL FOR THE 2021 TAX YEAR

Council Member Beard moved, seconded by Council Member Jones, to approve the tax rolls for the 2021 tax year. The vote was unanimous in favor. APPENDIX E

IN THE MATTER OF FIRE & POLICE RETIREMENT

Council Member Davis moved, seconded by Council Member Jones, to approve the "Resolution of the City Council of the City of Tupelo, Mississippi, Authorizing and Directing There Be A One Percent (1%) Increase in the Benefits for All Members and Beneficiaries Receiving Retired Relief or Disability Relief Benefits from the Firemen's And Policemen's Disability and Relief Fund", giving those members a 1% increase. The vote was unanimous in favor. APPENDIX F

IN THE MATTER OF APPOINTMENT OF JOHN KNIGHT AS MUNICIPAL COURT ADMINISTRATOR

Council Member Beard moved, seconded by Council Member Jones, to approve the re-appointment of John Knight as Municipal Court Administrator. The vote was unanimous in favor. APPENDIX G

IN THE MATTER OF APPOINTMENT OF RHONDA COLE AS MUNICIPAL COURT CLERK

Council Member Bryan moved, seconded by Council Member Mims, to approve the re-appointment of Rhonda Cole as Municipal Court Clerk. The vote was unanimous in favor. APPENDIX H

IN THE MATTER OF APPOINTMENT OF WILLIE C. ALLEN AS MUNICIPAL COURT JUDGE

Council Member Davis moved, seconded by Council Member Beard, to approve the re-appointment of Willie C. Allen as Municipal Court Judge. The vote was unanimous in favor. APPENDIX I

IN THE MATTER OF APPOINTMENT OF JAMES (JAY) WEIR, JR AS MUNICIPAL JUDGE

Council Member Bryan moved, seconded by Council Member Davis, to approve the re-appointment of James (Jay) Weir as Municipal Court Judge. The vote was unanimous in favor. APPENDIX J

IN THE MATTER OF APPOINTMENT OF RICHARD BABB AS MUNICIPAL PROSECUTOR

Council Member Bryan moved, seconded by Council Member Beard, to approve the re-appointment of Richard Babb as Municipal Court Prosecutor. The vote was unanimous in favor. APPENDIX K

IN THE MATTER OF APPOINTMENT OF DENNIS FARRIS AS PUBLIC DEFENDER

Council Member Davis moved, seconded by Council Member Beard, to approve the re-appointment of Dennis Farris, Jr., as Municipal Public Defender. The vote was unanimous in favor. APPENDIX L

IN THE MATTER OF AMENDED ORDINANCE CHANGING HOURS OF SALE OF BEER AND LIGHT WINES IN THE CITY OF TUPELO, MISSISSIPPI

Council Member Davis moved, seconded by Council Member Mims, to approve the "Amended Ordinance Changing Hours of Sale of Beer and Light Wines in the City of Tupelo, Mississippi". The amendment establishes hours of beer and light wines in the City, essentially extending such sales from 10:00 a.m. to 8:00 a.m. The vote was unanimous in favor. APPENDIX M

IN THE MATTER OF RESOLUTION AUTHORIZING APPLICATION TO MISSISSIPPI STATE TAX COMMISSION TO EXTEND THE HOURS FOR THE SALE OF ALCOHOLIC BEVERAGES FOR LICENSED ON-PREMISES PERMITTEES, CLUBS AND CATERERS IN TUPELO, MISSISSIPPI

Council Member Bryan moved, seconded by Council member Davis, to approve a "Resolution Authorizing Application to Mississippi State Tax Commission to Extend the Hours for the Sale of Alcoholic Beverages for Licenses On-Premises Permittees, Clubs and Caterers in Tupelo, Mississippi". The vote was unanimous in favor. APPENDIX N

IN THE MATTER OF APPROVAL TO SUBMIT 2020 HOMELAND SECURITY REALLOCATION OF FUNDING APPLICATIONS

Council Member Beard moved, seconded by Council Member Davis, to approve the submission of 2020 Homeland Security reallocation of funding applications. The vote was unanimous in favor. APPENDIX O

IN THE MATTER OF APPROVAL OF MAJOR THOROUGHFARE PROGRAM PHASE VII ENGINEERING CONTRACT

Council Member Beard moved, seconded by Council Member Davis, to approve the engineering contract with Engineering Solutions, Inc., for the Major Thoroughfare Program Phase VII, and to give the Mayor the authority to sign all necessary documents, which will be ratified by the Council at a later date. The vote was unanimous in favor. APPENDIX P

IN THE MATTER OF LOT MOWING

Council Member Bryan moved, seconded by Council Member Jones, to adjudicate the properties on the submitted, final lot mowing list, as being in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community and direct city departments to mow them or have them mowed. The vote was unanimous in favor. APPENDIX Q

IN THE MATTER OF REVIEW/ACCEPT PLANNING COMMITTEE MINUTES

Council Member Beard moved, seconded by Council Member Davis, to accept the Planning Committee Minutes of August 2, 2021, as submitted. The vote was unanimous in favor. APPENDIX R

IN THE MATTER OF NOMINATION TO HISTORIC PRESERVATION COMMISSION

Council Member Davis moved, seconded by Council Member Jones, to approve the nomination of Chris Rakestraw to the Historic Preservation Commission. The vote was unanimous in favor. APPENDIX S

IN THE MATTER OF BID APPROVAL 2021-023PW CITY HALL EXTERIOR REFURBISH

Bids were received by the City of Tupelo for Bid # 2021-023PW for City Hall Exterior Refurbish. Council Member Davis moved, seconded by Council Member Beard, to find the sole bid was commercially reasonable and to award the bid to the lowest and best bid of A.S. Fornea Construction, LLC in the amount of \$88,000. APPENDIX T

IN THE MATTER OF BID APPROVAL – MATERIALS AND DELIVERY – 12 MOS SUPPLY - 2021-024PW

Council Member Beard moved, seconded by Council Member Jones, to find that the lowest and best bids for each item were commercially reasonable and to approve the bids as submitted. The bid approval includes alternate bidders in the event the lowest bidder can not supply when needed. The vote was unanimous in favor. The list of lowest and best bids, as well as alternates are attached as APPENDIX U.

IN THE MATTER OF BID AWARD 2021-026WL – LED LUMINARIES – 6 MONTH SUPPLY

Council Member Davis moved, seconded by Council Member Jones, to approve the lowest and best bid for Bid # 2021-026WL - LED Luminaires - 6 month supply, as submitted. The vote was unanimous in favor. APPENDIX V

EXECUTIVE SESSION

IN THE MATTER OF EXECUTIVE SESSION

Council Member Bryan moved, seconded by Council Member Beard, to consider the need of an executive session. Attorney Ben Logan said the session will be for the prospective purchase, sale or leasing of lands under Miss. Code Anno. 25-41-7 (g) -- (1972 as amended). The vote was unanimous in favor at 6:35 p.m.

Council Member Davis moved, seconded by Council Member Bryan, to close the regular session and enter executive session for discussion of the purchase, sale or leasing of lands under Miss. Code Anno. 25-41-7 (g) -- (1972 as amended). The vote was unanimous in favor.

After discussion in executive session, Council Member Beard moved, seconded Council Member Davis to return to the regular meeting at 6:46 p.m. The vote was unanimous in favor.

IN THE MATTER OF DISCUSSION OF THE SALE OF REAL PROPERTY

Council Member Bryan moved, seconded by Council member Davis, to approve providing a letter giving the right of first refusal for city owned property, more specifically being the parking lot located on Jefferson Street, behind 322 Court Street, for prospective buyers of the property located at 322 Court Street. The vote was unanimous in favor.

ADJOURNMENT

There being no further business to come before the City Council at this time, Council Member Beard moved, seconded by Council Member Mims, to adjourn the meeting. The vote was unanimous at 6:47 p.m.

Buddy Palmer, President
City Council

ATTEST:

Missy Shelton, Clerk of the Council

Todd Jordan, Mayor

Date