

# **REGULAR CITY COUNCIL MEETING**

## **MUNICIPAL MINUTES CITY OF TUPELO**

### **STATE OF MISSISSIPPI**

**NOVEMBER 15, 2022**

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, November 15, 2022, at 6:00 p.m. with the following in attendance: Council Members Chad Mims, Lynn Bryan, Travis Beard, Nettie Davis, Buddy Palmer, Janet Gaston and Rosie Jones; Ben Logan, City Attorney and Missy Shelton, Clerk of the Council. Council Member Rosie Jones gave the invocation, and Council Member Chad Mims led the pledge of allegiance.

Council President Lynn Bryan called the meeting to order at 6:00 p.m.

### **CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER**

Council Member Beard moved, seconded by Council Member Palmer, to approve the agenda and agenda order, as presented.

### **PUBLIC RECOGNITION**

Council Member Buddy Palmer gave a report on the Veteran's Day event, held on November 11, 2023. He said there was good participation and a great event to celebrate and thank our Veterans.

Council Member Nettie Davis reminded everyone about the Community Thanksgiving Service that will be held at the Link Centre tomorrow at 11:45 and encouraged all to attend. She also invited everyone to attend the Mission Mississippi event that will be held at the Cadence Bank Center December 4.

### **MAYOR'S REMARKS**

Mayor Todd Jordan reminded everyone that there are a lot of visitors in the area due to the Mennonite Conference being held at the Cadence Bank Arena, and to please be extra careful when in the area. He also said that Johnny Timmons was awarded the Downtown Hero award from the Downtown Main Street Association and the City of Tupelo was recognized for Most Improvements.

### **IN THE MATTER OF PUBLIC HEARING FOR LOT MOWING**

Mr. Eric Hampton, of 2386 Edgemont Circle appeared for the public hearing for lot mowings for the following property:

<u>Parcel</u>	<u>Location</u>
101D0123400	1301 LAWNSDALE DR

### **IN THE MATTER OF AN ORDINANCE AMENDING CH. 7 OF THE TUPELO CODE OF ORDINANCES PERTAINING TO BUILDINGS AND BUILDING REGULATIONS**

Council Member Beard moved, seconded by Council Member Palmer to approve the 'Ordinance Amending Sub-Sections of City of Tupelo Code of Ordinances Chapter 7 Buildings and Building Regulations, Specifically, Designation of the Building Official and Composition and Procedures of License Commission'. After an explanation, which is attached to these minutes, the vote was unanimous in favor. APPENDIX A

**IN THE MATTER OF AN ORDINANCE AMENDING CH. 10 OF THE TUPELO CODE OF ORDINANCES PERTAINING TO FIRE PREVENTION AND PROTECTION**

Council Member Davis moved, seconded by Council Member Beard, to approve the Ordinance Amending Sub-Sections of City of Tupelo Code of Ordinances Chapter 10 Fire Prevention and Protection, Specifically, Defining the Role as Relates to the Building Code and Providing for an Appeals Process from Decisions of the City of Tupelo Fire Marshal. After an explanation, which is attached to these minutes, the vote was unanimous in favor. APPENDIX B

**IN THE MATTER OF MINUTES OF OCTOBER 18, 2022 REGULAR MEETING**

Council Member Palmer moved, seconded by Council Member Jones, to approve the minutes of the Regular City Council meeting held on November 1, 2022. The vote was unanimous in favor.

**IN THE MATTER OF BILL PAY**

Bills were reviewed at 4:30 p.m. by Council Members Gaston, Beard, Palmer and Mims. Council Member Mims moved, seconded by Council Member Palmer, 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 Beard moved, seconded by Council Member Jones, to approve the request for advertising and promotional items, as submitted. The vote was unanimous in favor. APPENDIX D

**IN THE MATTER OF BUDGET AMENDMENT #1 FOR FY 2023**

Council Member Beard moved, seconded by Council Member Jones, to approve budget amendment #1 for FY 2023. The vote was unanimous in favor. APPENDIX E

**IN THE MATTER OF CLOSING MTP PHASE VI BANK ACCOUNT**

Council Member Janet Gaston recused herself for the next two items of business.

Council Member Beard moved, seconded by Council Member Palmer, to approve an Order of the Governing Authorities of the City of Tupelo Authorizing the Closure of the Major Thoroughfare Plan Phase VI Project Fund and the Authorize the Transfer of Any Excess Monies into the Major Thoroughfare Plan Phase VII Project Fund at Cadence Bank. The vote was, as follows:

Council Member Mims        AYE  
Council Member Bryan       AYE

Council Member Beard	AYE
Council Member Davis	AYE
Council Member Palmer	AYE
Council Member Gaston	RECUSED
Council Member Jones	AYE

#### APPENDIX F

#### **IN THE MATTER OF CLOSING 2011 G.O. BOND FUND BANK ACCOUNT**

Council Member Davis moved, seconded by Council Member Mims, to approve an Order of the Governing Authorities of the City of Tupelo Authorizing the Closure of the 2011 General Obligation Bond Fund. The vote was, as follows:

Council Member Mims	AYE
Council Member Bryan	AYE
Council Member Beard	AYE
Council Member Davis	AYE
Council Member Palmer	AYE
Council Member Gaston	RECUSED
Council Member Jones	AYE

#### APPENDIX G

At this time, Council Member Janet Gaston rejoined the meeting.

#### **IN THE MATTER OF ENGINEER RECOMMENDATION FOR ARC COOPER TIRE PROJECT**

Grant Writer Abby Christian addressed the Council concerning the recommendation of an Engineering firm following the RFP and selection committee meeting on October 31, 2022. Council Member Palmer moved, seconded by Council Member Beard, to approve the Engineer recommendation for the ARC Cooper Tire Project of Cook Coggin Engineers. The vote was unanimous in favor. APPENDIX H

#### **IN THE MATTER OF APPROVE PROPERTIES FOR LOT MOWING**

Council Member Beard moved, seconded by Council Member Palmer, to adjudicate the following properties on the public hearing lot mowing list, which were in such a condition to be a menace to the public health, safety and welfare of the community and in need of mowing pursuant to Miss. Code Ann. 21-19-11 (1972) as amended. The vote was unanimous in favor. APPENDIX I

#### **IN THE MATTER OF AN ORDINANCE AMENDING DEVELOPMENT CODE BY AMENDING CERTAIN SUB-SECTIONS OF SECTION 5.1 BELLEDEER NEIGHBORHOOD CONSERVATION OVERLAY DISTRICT (TA22-03.25) (TABLED AT SEPTEMBER 20, 2022 MEETING)**

This item was left on the table.

**IN THE MATTER OF RESOLUTION ADOPTING REDISTRICTING CRITERIA FOR THE REDISTRICTING OF THE CITY OF TUPELO'S WARD LINES FOLLOWING THE 2020 CENSUS**

DDS Director Tanner Newman asked City Planner Jenny Savely to address the Council concerning a Resolution Adopting Redistricting Criteria for the Redistricting of the Municipality's Ward Lines Following the 2020 Census, and for Related Purposes. After an explanation to the Council and a time for questions from the Council, Council Member Beard moved, seconded by Council Member Palmer, to approve the resolution. The vote was unanimous in favor. APPENDIX J

**IN THE MATTER OF CONTRACT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF TUPELO AND THREE RIVERS PLANNING & DEVELOPMENT DISTRICT**

City Planner Jenny Savely presented a contract for professional services between the City of Tupelo and Three Rivers Planning & Development District for redistricting. Council Member Palmer moved, seconded by Council Member Gaston, to approve the contract in the amount of \$11,500.00. The vote was unanimous in favor. APPENDIX K

**IN THE MATTER OF TUPELO PARK & RECREATION DEPARTMENT ADVISORY BOARD MINUTES FOR AUGUST 9, 2022**

Council Member Palmer moved, seconded by Council Member Gaston, to approve the Tupelo Park and Recreation Department Advisory Board Minutes for the August 9, 2022, meeting. The vote was unanimous in favor. APPENDIX L

**IN THE MATTER OF CONTRACT FOR THE HANK & HELEN BOERNER SKATE PARK BID # 2022-035PR**

Council Member Gaston moved, seconded by Council Member Beard to approve the contract between the City of Tupelo and Grindline Skateparks, Inc. for the Hank & Helen Boerner Skate Park Renovations & Improvements – Bid 2022-035PR to be ratified at a later date. The vote was unanimous in favor. APPENDIX M

**IN THE MATTER OF AMENDMENT TO DAYBRITE/SIGNIFY/THRELKELD BUILDING LEASE TO PROVIDE OPTION TO PURCHASE FACILITY IF APPROVED BY MISSISSIPPI DEVELOPMENT AUTHORITY (MDA)**

Council Member Palmer moved, seconded by Council Member Davis, to approve an Amendment Granting Threlkeld Enterprises, LLC Option to Property and Improvements, subject to the approval of Mississippi Development Authority, which will include an Amendment to Lease Agreements. The vote was unanimous in favor. APPENDIX N

**EXECUTIVE SESSION**

Council Member Palmer moved, seconded by Council Member Beard, to determine the need for an executive session. Attorney Ben Logan said the session will be for the purchase, sale or leasing of lands under Miss. Code Anno. 25-41-7 (g) (1972 as amended). The vote was unanimous in favor at 6:37 p.m.

Council Member Davis moved, seconded by Council Member Jones, 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 by Council Member Palmer to return to the regular meeting at 6:51 p.m. The vote was unanimous in favor.

**ADJOURNMENT**

There being no further business to come before the Council at this time, Council Member Beard moved, seconded by Council Member Palmer, to adjourn the meeting. The vote was unanimous in favor.

This, the 15th day of November, 2022, at 6:52 p.m.

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Lynn Bryan, President  
City Council

ATTEST:

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Missy Shelton, Clerk of the Council

\_\_\_\_\_  
Todd Jordan, Mayor

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Date