

# **REGULAR CITY COUNCIL MEETING**

## **MUNICIPAL MINUTES CITY OF TUPELO**

### **STATE OF MISSISSIPPI**

**JUNE 6, 2023**

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, June 6, 2023, 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 led the invocation. 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 confirm the agenda and agenda order, with the following addition:

ADD ITEM #3.5      PRESENTATION FROM ALLEN PEGUES

The vote was unanimous in favor.

### **IN THE MATTER OF PROCLAMATION FOR NATIONAL GARDEN WEEK**

Mayor Todd Jordan welcomed members of the Tupelo Garden Club, Mrs. Doyce Deas, Ms. Frances Foy and Ms. Betty Dickie, and presented the National Garden Club Week proclamation. After the presentation, Mrs. Deas said a few words about how important trees, flowers, etc. are to a City's success.  
APPENDIX A

### **EMPLOYEE RECOGNITION**

The Mayor recognized Fire Department employee, Josh Parks, for 10 years of employment.

### **PUBLIC RECOGNITION**

Marissa Joseph, with Schneider Electric addressed the Council congratulating the City for a savings of over \$1,000,000 in energy since 2015.

### **RECOGNITION OF COUNCIL MEMBERS**

Council Member Chad Mims gave his condolences on the recent deaths of Dr. Charles Montgomery and Patrick Fain, who both died in a plane crash. He also said that the Habitat for Humanity organization is in need of land donations to be able to build more homes.

Council Member Janet Gaston gave a shout out to the Park and Recreation Department for all their hard work. She gave statistics about the number of participants in the Park and Recreation programs over the last few months and what is expected in the next few months.

Council Member Rosie Jones gave condolences on all who have lost loved ones. She also gave a thank you to the Department Heads for all their hard work.

Council Member Buddy Palmer reminded everyone that this is Elvis Week and there a lot of events planned for the next several days. He thanked the Downtown Main Street staff and all the others who have worked tirelessly for this event.

Council Member Travis Beard gave a shout out to Mary Plasencia and Habitat for Humanity and all their hard work. He said that the latest home built is the “construction of the future” which includes concrete walls that can sustain winds up to 250 MPH.

Council Member Nettie Davis commended Habitat for Humanity on the new homes on Nelle Street. She also mentioned the ground breaking for the old Carnation building. Mrs. Davis said that Rosie Jones, Travis Beard and she attended a mortgage burning ceremony for the Peoples Community Church a couple of weeks ago. She reminded everyone that the Juneteenth festivities begin on June 17 and will continue on June 19, which is the designated national holiday.

Council Member Lynn Bryan congratulated Matt Robinson and the Tupelo team, who won the Red Bull skating grant for \$5,000. The minority PUL group had a large gathering on Saturday, and the Shake Rag festival is coming up on June 24.

### **PRESENTATION BY ALLEN PEGUES**

Allen Pegues gave a short presentation concerning the design of the mural to be placed on the Boys and Girls Club located on North Main Street.

### **MAYOR'S REMARKS**

Mayor Todd Jordan gave thanks to Council Member Buddy Palmer, who recently gave a narrative at the Oren Dunn Museum. He also invited everyone to attend the Elvis Festival. Many baseball teams from around the state will be in Tupelo next weekend. Recognition was also given to the skate group who won the Red Bull championship \$5,000 grant.

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

A public hearing was held for lot mowing. No one appeared to speak concerning the properties.

101H0121300	1802 FILLMORE DR
089P3114300	623 S CHURCH ST
089P3112100	602 S CHURCH ST
089K3102400	413 E JACKSON ST
075S1600101	4945 ENDVILLE RD

088B2800100	1521 ELVIS PRESLEY DR
077P3506700	107 LAKEVIEW DR
101F0200103	996 S THOMAS ST
077C2501600	1507 TRACE AVE
101M1217400	1195 S GLOSTER ST
077Q3612400	1502 REED ST
077Q3625400	116 HANCOCK ST A & B
077Q3625500	114 HANCOCK ST
077Q3621900	202 ENOCH AVE

**IN THE MATTER OF PUBLIC HEARING FOR DEMOLITION AND CLEANUP AT 735 EASON BOULEVARD**

A public hearing was held for the property located at 735 Eason Boulevard. No one attended to speak.

**IN THE MATTER OF PUBLIC HEARING FOR REZONING OF PARCEL 088N-33-029-03**

A public hearing was held for the rezoning of parcel #088N3302903 on South Veterans Blvd. J.R. and Vanessa Young of 104 Cedar Lane, spoke in agreement with the rezoning request.

**CITIZEN HEARING**

Patrice Maxwell spoke requesting an increased police presence at Hancock Estates.

**IN THE MATTER OF AMENDMENTS TO THE ANIMAL CONTROL ORDINANCE (TABLED AT MAY 2, 2023 MEETING)**

This item was left on the table.

**IN THE MATTER OF MINUTES OF MAY 16, 2023 REGULAR COUNCIL MEETING AND THE JUNE 1, 2023 SPECIAL CALLED MEETING**

Council Member Davis moved, seconded by Council Member Beard, to approve the minutes of the Regular Council meeting of May 16, 2023, and the minutes of the Special Called Council meeting of June 1, 2023. The vote was unanimous in favor.

**IN THE MATTER OF BILL PAY**

Bills were reviewed at 4:30 p.m. by Council Members Beard, Bryan, Gaston and Palmer. Council Member Palmer moved, seconded by Council Member Gaston, to approve the payment of the checks, bills, claims and utility adjustments. The vote was unanimous in favor. APPENDIX B

**IN THE MATTER OF RESOLUTION APPOINTING MML 2023 VOTING DELEGATES**

In accordance with the bylaws of the Mississippi Municipal League, Council Member Beard moved, seconded by Council Member Palmer, to approve a Resolution appointing Council Member Davis as the

voting delegate and Council Member Beard as the first alternate for the 2023 Mississippi League election to be held at the annual convention on June 27, 2023. The vote was unanimous in favor to approve the Resolution as submitted. APPENDIX C.

**IN THE MATTER OF APPROVAL OF COLLECTIONS CONTRACT WITH AMERICAN MUNICIPAL SERVICES AS ACCOUNT RESOLUTION FOR DELINQUENT FEES AND FINES OWED TO THE MUNICIPAL COURT**

Council Member Gaston moved, seconded by Council Member Jones to approve the collections contract with American Municipal Services Account Resolution for delinquent fees and fines owed to the municipal court. A copy of the agreement is attached to these minutes as APPENDIX D. The vote was unanimous in favor.

**IN THE MATTER OF LIENS FOR LOT MOWING**

Council Member Beard moved, seconded by Council Member Palmer, to approve Resolutions Adjudicating Cost and Assessing Lien Against Real Property, under Miss. Code Ann. 21-19-11(1972 as amended), for the following properties:

Parcel Location

101H0121300 1802 FILLMORE DR  
089P3114300 623 S CHURCH ST  
089P3112100 602 S CHURCH ST  
089K3102400 413 E JACKSON ST  
075S1600101 4945 ENDVILLE RD  
088B2800100 1521 ELVIS PRESLEY DR  
077P3506700 107 LAKEVIEW DR  
101F0200103 996 S THOMAS ST  
077C2501600 1507 TRACE AVE  
101M1217400 1195 S GLOSTER ST  
077Q3612400 1502 REED ST  
077Q3625400 116 HANCOCK ST A & B  
077Q3625500 114 HANCOCK ST  
077Q3621900 202 ENOCH AVE

such properties being previously 1) adjudicated menaces to the public health, safety and welfare of the community and in need of cleaning and 2) cleaned pursuant to Miss. Code Ann. 21-19-11 (1972 as amended). The vote was unanimous in favor. APPENDIX E

**IN THE MATTER OF DEMOLITION AND CLEANUP FOR PROPERTY LOCATED AT 735 EASON BOULEVARD**

DDS Interim Director Dennis Bonds requested that the Council consider the adjudication of the property located at 735 Eason Boulevard that has been found to be in such a condition to be a menace to the public health, safety and welfare of the community and in need of cleaning by demolition as authorized by Miss. Code § 21-19-11 (1972 as amended). The property was considered and found to be in such a condition to be a menace to the public health, safety and welfare of the community and in need of

cleaning by demolition.

Council Member Davis moved, seconded by Council Member Beard, that the property at 735 Eason Boulevard is found to be in such a condition to be a menace to the public health, safety and welfare of the community and in need of cleaning by demolition as authorized by Miss. Code § 21-19-11 (1972 as amended). The vote was unanimous in favor of approval of the demolition and cleanup. APPENDIX F

**IN THE MATTER OF SURPLUS OF STRUCTURE AT 502 AUGUSTA AND AUTHORIZATION OF DEMOLITION**

Council Member Gaston moved, seconded by Council Member Beard, to surplus the structure located at 502 Augusta and authorize demolition. The vote was unanimous in favor. APPENDIX G

**IN THE MATTER OF REZONING OF PARCEL 088N-33-029-03**

Council Member Gaston moved, seconded by Council Member Mims, to approve the rezoning of parcel # 088N-33-029-03, located on South Veterans. The property is currently split zoned between mixed use commercial corridor (MUCC) and medium density residential (MDR) reflecting a mistake in the original zoning. To correct this map mistake the zoning should be changed to mixed use commercial corridor (MUCC) only. The vote was unanimous in favor. APPENDIX H

**IN THE MATTER OF CHANGE ORDER NO. 1 FOR NORTH VETERANS BLVD IMPROVEMENTS REESE ST TO HAMM ST (BID # 2023-003MT)**

Council Member Palmer moved, seconded by Council Member Gaston, to approve change order # 1 for Bid # 2023-003MT- North Veterans Blvd Improvements as commercially reasonable and not for purposes of avoiding the bid laws. The change order increases the cost by \$10,017.00 for a total of \$1,824,141.47, which is still below the original budget, The vote was unanimous in favor. APPENDIX I

**IN THE MATTER OF APPROVAL OF CHANGE ORDER #2 FOR GUN CLUB ROAD IMPROVEMENTS - BID #2021-035PW**

Council Member Beard moved, seconded by Council Member Jones, to approve change order # 2 for Bid # 2021-035PW- Gun Club Road Improvements as commercially reasonable and not for purposes of avoiding the bid laws. The change order increases the cost by \$4,829.00 for a total of \$1,255,416.50, which is still below the original budget, The vote was unanimous in favor. APPENDIX J

**IN THE MATTER OF APPROVAL OF CHANGE ORDER NO. 1 FOR BID # 2022-015MT EASON BLVD IMPROVEMENTS (VETERANS TO BRIAR RIDGE)**

Council Member Davis moved, seconded by Council Member Palmer, to approve change order # 1 for Bid #2022-015MT - Eason Blvd Improvements (Veterans to Briar Ridge) as commercially reasonable and not for purposes of avoiding the bid laws. The change order increases the cost by \$29,187.00 for a total of \$4,131,348.63, which is still below the original budget, The vote was unanimous in favor. APPENDIX K

**.IN THE MATTER OF AWARD RFP 2023-021PD – REAL TIME COMMAND CENTER**

Request for proposals, #2023-021PD, were received for a Real Time Command Center. After an evaluation based on the factors set forth in the proposal solicitation, Chief John Quaka advised the Council that the selection committee evaluated FUSUS as the best qualified proposal, and he recommended they be awarded the RFP. Council Member Palmer moved, seconded by Council Member Jones to approve the request. The vote was unanimous in favor. APPENDIX L

**IN THE MATTER OF AGREEMENT WITH FUSUS**

The Council previously awarded RFP 2023-021PD - Real Time Command Center to FUSUS. Council Member Beard moved, seconded by Council Member Palmer to approve the contract for RFP 2023-021PD - Real Time Command Center. The vote was unanimous in favor. APPENDIX M

**IN THE MATTER OF SURPLUS OF THREE (3) VEHICLES AND TRANSFER TO AIRPORT**

Chief John Quaka presented a list of 3 vehicles, no longer used or needed by the City of Tupelo, to be declared surplus and by agreement disposed of by transfer to the Tupelo Airport Authority, a separate body politic. Council Member Beard moved, seconded by Council Member Jones, to surplus the vehicles from the Police Department's asset list and transfer them to the Tupelo Airport. The vote was unanimous in favor. APPENDIX N

**IN THE MATTER OF APPROVAL OF REQUEST TO ALLOW POLICE OFFICERS TO WEAR POLICE UNIFORM AND ISSUE PROPER EQUIPMENT FOR SECURITY AND DETERRENT FOR EVENTS AT THE AMERICAN FAMILY ASSOCIATION, THE CADENCE ARENA AND CONFERENCE CENTER AND BARNES CROSSING MALL**

Police Chief John Quaka submitted a request and list of officers to allow City of Tupelo Police Officers be able to wear their police uniforms and to have proper city-issued equipment for help with security and deterrence at American Family Association events, Cadence Arena and Conference Center and the Mall at Barnes Crossing when working off-duty private security. Pursuant to city policy and as allowed by Miss. Code Anno. Sec. 17-25-11 (1972 as amended), compensation and liability and workers compensation insurance for the officers will be provided by the place of employment where the officer is performing private security duties. The private employer would also agree to hold harmless and indemnify the city from any liability.

Council Member Gaston moved, seconded by Council Member Beard to approve the request. The vote was unanimous in favor. A copy of the letters of request, list of officers and the hold harmless agreements, are attached to these minutes as APPENDIX O.

**IN THE MATTER OF SURPLUS OF K9 PACO**

Chief John Quaka asked that the Council surplus K9 Paco, already taken off duty. Council Member Davis moved, seconded by Council Member Palmer, to surplus K9 Paco and dispose of him to Mason's K9 Academy for possible retraining or euthanization. The vote was unanimous in favor. APPENDIX P

**IN THE MATTER OF AWARD RFP 2023-020PD BODY CAMERAS/CAR CAMERAS TO AXON**

Request for proposals, #2023-020PD, were received for Body and Car Cameras. After an evaluation based on the factors set forth in the proposal solicitation, Chief John Quaka advised the Council that the selection committee evaluated AXON as the best qualified proposal, and he recommended they be awarded the RFP. Council Member Beard moved, seconded by Council Member Palmer to approve the request. The vote was unanimous in favor. APPENDIX Q

**IN THE MATTER OF AGREEMENT WITH AXON AND TUPELO POLICE DEPARTMENT**

The Council previously awarded RFP 2023-020PD - Body Cameras/Car Cameras to AXON. Council Member Palmer moved, seconded by Council Member Jones to approve the contract for RFP 2023-020PD - Body Cameras/Car Cameras. The vote was unanimous in favor. APPENDIX R

**IN THE MATTER OF DONATED LEAVE REQUEST - BLANKENSHIP**

Council Member Gaston moved, seconded by Council Member Beard, to approve the donation of sick time for Tupelo Fire Department employee Andrew C Blankenship, as allowed by the employee handbook. The vote was unanimous in favor. APPENDIX S

**IN THE MATTER OF AWARD OF BID # 2023-024PW - CURB AND GUTTER/FLAT WORK 12 MONTH SUPPLY**

Bids were received for Bid # 2023-024PW - Curb and Gutter/Flat Work 12 Month Supply. Multiple bids were received with the lowest and best bid being Slayton's Concrete. Council Member Beard moved, seconded by Council Member Davis, to award the bid to Slayton's Concrete Construction, LLC. The vote was unanimous in favor. APPENDIX T

**IN THE MATTER OF APPROVAL OF TUPELO PARK & RECREATION ADVISORY MINUTES OF FEBRUARY 28, 2023**

Council Member Palmer moved, seconded by Council Member Gaston to approve the Park and Recreation Advisory minutes of February 28, 2023. The vote was unanimous in favor. APPENDIX U

**IN THE MATTER OF CVB BOARD MINUTES FOR MAY 2, 2023**

Council Member Davis moved, seconded by Council Member Beard, to accept the CVB Board minutes for May 2, 2023. The vote was unanimous in favor. APPENDIX V

**IN THE MATTER OF APPROVAL OF REQUEST TO ALLOW INTERNATIONAL TRAVEL FOR TUPELO CONVENTION AND VISITORS BUREAU EMPLOYEE JENNIE BRADFORD CURLEE AND SET MAXIMUM PER DIEM RATE**

Council Member Beard moved, seconded by Council Member Palmer, to approve a request to travel to Ireland and the United Kingdom for participation in Visit Mississippi's sales and media mission September 18-22, 2023, and to London, England to participate in Brand USA Travel Week UK &

Europe October 16-20, 2023, and to set the maximum daily per diem rate as listed on the attached request. The vote was unanimous in favor. A copy of the letter of request is attached to these minutes as APPENDIX W.

**IN THE MATTER OF CADENCE BANK ARENA MINUTES OF APRIL 17, 2023**

Council Member Beard moved, seconded by Council Member Palmer, to accept the minutes of the April 17, 2023, meeting of the Cadence Bank Arena. The vote was unanimous in favor. APPENDIX X

**IN THE MATTER OF APPROVAL OF CONTRACT WITH ENSCOR, LLC FOR BID # 2023-019WL**

Bid # 2023-019WL – Hwy 45 North Sewer Outfall Line was awarded to Encor, LLC. Johnny Timmons, TWL Director, has presented the contract for the bid. Council Member Beard moved, seconded by Council Member Gaston, to approve the contract with Encor, LLC in the amount of \$1,368,720.00, and give the Mayor and City Clerk the authority to execute same. The vote was unanimous in favor. APPENDIX Y

**IN THE MATTER OF APPROVAL OF A CONTRACT WITH INNOVATIVE CONSTRUCTION MANAGEMENT, LLC FOR CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE CITY'S EXPENDITURE OF ARPA FUNDS**

Council Member Davis moved, seconded by Council Member Beard, to approve the contract with Innovative Construction Management, LLC (ICM) for construction management services related to the City's expenditure of ARPA funds and to authorize the Mayor and City Clerk to execute all documents. The vote was unanimous in favor. APPENDIX Z

**IN THE MATTER OF AMENDMENT TO EMPLOYEE HANDBOOK POLICY NUMBER #317**

Council Member Beard moved, seconded by Council Member Jones, to approve the order for revision of employee handbook policy #317 Professional Development Opportunities Offered by the City of Tupelo. The vote was unanimous in favor and the Order and revision are attached to these Minutes as APPENDIX AA.

**IN THE MATTER OF LOT MOWING**

Council Member Davis moved, seconded by Council Member Beard, to approve the final lot mowing list, as presented. The vote was unanimous in favor. APPENDIX BB

**ADJOURNMENT**

There being no further business to come before the City Council at this time, Council Member Jones moved, seconded by Council Member Beard to adjourn at 6:53 p.m.

This the 6th day of June, 2023.



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Lynn Bryan, Council President

ATTEST:

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Missy Shelton, Council Clerk

APPROVED:

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Todd Jordan, Mayor

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Date