

# **REGULAR CITY COUNCIL MEETING**

## **MUNICIPAL MINUTES CITY OF TUPELO**

### **STATE OF MISSISSIPPI**

**AUGUST 16, 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, August 16, 2022, at 6:00 p.m. with the following in attendance: Council Members Chad Mims, Travis Beard, Lynn Bryan, Nettie Davis, Buddy Palmer, Janet Gaston and Rosie Jones; Ben Logan, City Attorney and Missy Shelton, Clerk of the Council. Council Member Chad Mims gave the invocation and Council Member Travis Beard 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, with the following addition:

ADD:

Item 18            In the Matter of Correction of Minutes of June 21, 2022

The vote was unanimous in favor.

### **PROCLAMATIONS, RECOGNITIONS AND REPORTS AGENDA**

#### **PUBLIC RECOGNITION**

Council Member Nettie Davis congratulated Mr. Wayne Hereford, who will be recognized in Atlanta for his work with WTVA. She invited all those in the Park Hills Neighborhood Association area to attend the end of summer bash, which will be held at CC Augustus on Thursday, September 18, 2022, from 5:30 - 7:30 PM.

Council Member Travis Beard mentioned that there are several who have health issues that need our thoughts and prayers, including his wife, Judy, Buddy Palmer, and Angela Northington's mother. He said anyone who is interested can attend the Tupelo Touchdown Club Mickey Linder banquet at 6:30 PM at the Tupelo Catholic Church, where Bob Monroe will be honored.

Council Member Buddy Palmer said the Elvis Fan Appreciation Day was a great success.

#### **MAYOR'S REMARKS**

Mayor Todd Jordan congratulated the City of Tupelo, more specifically Grant Writer Abby Christian and Engineer Dennis Bonds, for the grant received in the amount of \$1.4 Million for the RAISE grant.

#### **PUBLIC AGENDA**

**PUBLIC HEARINGS**

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

No one appeared to speak at the public hearing for the following properties on the final lot mowing list:

<u>Parcel</u>	<u>Location</u>
101B0219500	2607 BRYAN ST
101B0219700	2613 BRYAN ST
077F2615300	702 VASSAR DR
106S1403401	3009 SOUTHERN HEIGHTS RD
077Q3608300	123 N HIGHLAND DR
077Q3622300	110 ENOCH AVE
077Q3608100	1400 CENTRAL AVE

**IN THE MATTER OF PUBLIC HEARING FOR DEMOLITION OF 502 AUGUSTA STREET, 5810 CHESTERVILLE ROAD, 517 N. GLOSTER STREET, AND 3424 WALSH ROAD**

No one appeared to speak at the public hearing for the demolitions of the following properties:

502 Augusta Street  
5810 Chesterville Road  
517 N Gloster Street  
3424 Walsh Road

**IN THE MATTER OF PUBLIC HEARING FOR PROPERTY CLEANING AND DEBRIS REMOVAL OF 1204 AUDUBON DRIVE AND 1641 OAKVIEW CIRCLE**

Anthony Joshua Hewitt, owner of the property located at 1204 Audobon Drive, addressed the Council and apologized for the neglect of his property. He stated that he has mowed, etc., but cannot pay for or physically remove the tree that has fallen in his yard. He was instructed by Council President Lynn Bryan to get with DDS Director Tanner Newman on getting some assistance and Council Member Davis suggested he call her for a contact to receive help with the removal of the tree.

No one appeared for the public hearing on the property cleaning and debris removal on the following property:

1641 Oakview Circle

**CITIZEN HEARING**

Judge Staci Bevill addressed the Council asking for an increase in the funds to the Lee County Youth Court Family Defense Team (FDT). She gave a handout of what the FDT does and how the money will be used. APPENDIX A

**ACTION AGENDA**

**IN THE MATTER OF TRAFFIC CALMING POLICY (MOVED UP FROM STUDY AGENDA AT THE AUGUST 2, 2022 MEETING)**

Dennis Bonds, City Engineer, addressed the Council concerning the Traffic Calming Policy and Procedures. He discussed the process and then asked for any questions from the Council. After a brief discussion, Council Member Palmer moved, seconded by Council Member Jones, to approve the Traffic Calming Policy and Procedures. The vote was unanimous in favor. APPENDIX B

**IN THE MATTER OF TAX ABATEMENT APPLICATION FOR HOTEL TUPELO (MOVED FROM THE AUGUST 2, 2022, STUDY AGENDA)**

DDS Director Tanner Newman discussed the request for tax abatement for Hotel Tupelo for a period of 7 years. He explained that this improvement meets the criteria for the City's tax abatement program. Council Member Davis moved, seconded by Council Member Beard, to approve the 7 year tax abatement request for the Hotel Tupelo. The vote was unanimous in favor. APPENDIX C

**ROUTINE AGENDA**

**IN THE MATTER OF APPROVAL OF MINUTES OF AUGUST 2, 2022**

Council Member Beard moved, seconded by Council Member Gaston, to approve the minutes of the Regular City Council meeting held on August 2, 2022. The vote was unanimous in favor.

**IN THE MATTER OF BILL PAY**

Bills were reviewed at 4:30 p.m. by Council Members Mims, Bryan, Palmer, and Gaston. Council Member Palmer 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 D

**IN THE MATTER OF 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.

<u>Parcel</u>	<u>Location</u>
101B0219500	2607 BRYAN ST
101B0219700	2613 BRYAN ST
077F2615300	702 VASSAR DR
106S1403401	3009 SOUTHERN HEIGHTS RD
077Q3608300	123 N HIGHLAND DR
077Q3622300	110 ENOCH AVE
077Q3608100	1400 CENTRAL AVE

The vote was unanimous in favor. APPENDIX E

**IN THE MATTER OF PROPERTIES FOR DEMOLITION**

DDS Director Tanner Newman requested that the Council consider the adjudication of each property on the public hearing demolition list that have 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). Each property was separately 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. The properties are:

502 Augusta Street  
5810 Chesterville Rd  
517 N Gloster St  
3424 Walsh Road.

Council Member Mims moved, seconded by Council Member Beard, that each property on the demolition list be 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 demolitions. APPENDIX F

**IN THE MATTER OF REVIEW/APPROVE CLEANING AND DEBRIS REMOVAL OF 1204 AUDUBON DRIVE AND 1641 OAKVIEW CIRCLE**

DDS Director Tanner Newman requested that the Council consider each property on the public hearing cleaning and debris removal list that have 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 as authorized by Miss. Code § 21-19-11 (1972 as amended). Each property was separately considered and found to be in such a state as described above. The properties are:

1204 Audobon Drive  
1641 Oakview Circle

Council Member Palmer moved, seconded by Council Member Beard, that each property on the cleaning and debris removal list are 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 as authorized by Miss. Code § 21-19-11 (1972 as amended). The vote was unanimous in favor of approval of the cleaning and debris removal. APPENDIX G

**IN THE MATTER OF MAJOR THOROUGHFARE COMMITTEE MEETING MINUTES JUNE 13, 2022**

Council Member Gaston moved, seconded by Council Member Beard, to accept the Major Thoroughfare Committee minutes for June 13, 2022 meeting. The vote was unanimous in favor. APPENDIX H

**IN THE MATTER OF MAJOR THOROUGHFARE COMMITTEE MEETING MINUTES  
JULY 11, 2022**

Council Member Davis moved, seconded by Council Member Jones, to accept the Major Thoroughfare Committee minutes for July 11, 2022 meeting. The vote was unanimous in favor. APPENDIX I

**IN THE MATTER OF TUPELO PARK AND RECREATION DEPARTMENT ADVISORY  
BOARD MINUTES FOR MAY 10, 2022**

Council Member Palmer moved, seconded by Council Member Jones, to accept the Tupelo Park and Recreation Department Advisory Board minutes for May 10, 2022 meeting. The vote was unanimous in favor. APPENDIX J

**IN THE MATTER OF CVB MINUTES OF AUGUST 2, 2022**

Council Member Davis moved, seconded by Council Member Beard, to accept the Convention and Visitors Bureau (CVB) minutes for August 2, 2022 meeting. The vote was unanimous in favor. APPENDIX K

**IN THE MATTER OF CHANGE ORDER FOR BID # 2022-012PW COURT STREET  
DOWNTOWN PARKING LOT IMPROVEMENTS**

Council Member Beard moved, seconded by Council Member Palmer, to approve change order #1 for bid # 2022-012PW Court Street Downtown Parking Lot Improvements. This change order will add columns to the fence to achieve uniformity of the Main Street side of the parking lot. The vote was unanimous in favor. APPENDIX L

**IN THE MATTER OF THE AMENDED AND RESTATED MEMORANDUM OF  
UNDERSTANDING BETWEEN TUPELO PUBLIC SCHOOL DISTRICT AND TUPELO  
POLICE DEPARTMENT REGARDING THE SCHOOL RESOURCE OFFICER PROGRAM  
2022**

Council Member Beard moved, seconded by Council Member Davis, to approve the amended and restated Memorandum of Understanding (MOU) between the Tupelo Public School District and the Tupelo Police Department regarding the SRO (School Resource Officer) program. This MOU increases the amount that the TPSD will reimburse the City of Tupelo for three SRO officers to \$205,966. The vote was unanimous in favor. APPENDIX M

**IN THE MATTER OF CORRECTION OF MINUTES OF JUNE 21, 2022 REGULAR CITY  
COUNCIL MINUTES**

Having been brought to the attention of the City Council, Council Member Beard moved, seconded by Council Member Palmer to approve a correction to the June 21, 2022 minutes of the regular meeting of the City Council. The minutes originally stated:

Bids were received for Bid # 2022-020PW - Sidewalk Connectivity at Existing Railroad Crossings. City Engineer Dennis Bonds requested that the Council award the bid to the lowest and best bid of J.M. Duncan for \$439,204.50. Mr. Bonds explained that this bid will also have to be awarded by MDOT, but that the City must approve it first. Council Member Davis moved, seconded by Council Member Bryan to approve the bid, as requested. Of those present, the vote was unanimous in favor. APPENDIX D

The correction of the minutes should be, as follows:

Bids were received for Bid # 2022-020PW - Sidewalk Connectivity at Existing Railroad Crossings. City Engineer Dennis Bonds requested that the Council award the bid to the lowest and best bid of J.M. Duncan for \$439,204.50 and to authorize the Mayor to enter into contracts for the project subject to ratification by the City Council at a later date. Mr. Bonds explained that this bid will also have to be awarded by MDOT, but that the City must approve it first. Council Member Davis moved, seconded by Council Member Bryan to approve the bid, as requested and to allow the Mayor to enter into contracts for the project subject to ratification by the City Council at a later date. Of those present, the vote was unanimous in favor. APPENDIX D

The vote to correct the minutes of the June 21, 2022 regular City Council meeting was unanimously approved and the Council Clerk is directed to notate on the June 21, 2022 minutes of the correction referencing the correction in these minutes of August 16, 2022.

## **STUDY AGENDA**

### **IN THE MATTER OF AMENDMENT TO 2018 INTERNATIONAL RESIDENTIAL CODE AND CODE OF ORDINANCES CHAPTER 7 – BUILDINGS AND BUILDING REGULATIONS ARTICLE XII – RENTAL HOUSING CODE SECTION 7-216 REQUIRING OVERHEAD RANGE HOOD OR DOWNDRAFT EXHAUST EQUIPMENT**

Upon the unanimous agreement of the City Council, the AMENDMENT TO 2018 INTERNATIONAL RESIDENTIAL CODE AND CODE OF ORDINANCES CHAPTER 7 – BUILDINGS AND BUILDING REGULATIONS ARTICLE XII – RENTAL HOUSING CODE SECTION 7-216 REQUIRING OVERHEAD RANGE HOOD OR DOWNDRAFT EXHAUST EQUIPMENT was moved from the Study Agenda to the Active Agenda at the next Regular meeting of the City Council.

## **EXECUTIVE SESSION**

Council Member Davis moved, seconded by Council Member Gaston, to determine the need for an executive session. Attorney Ben Logan said the session will be for prospective litigation and the purchase, sale or leasing of lands under Miss. Code Anno. 25-41-7 (b) (g) (1972 as amended). The vote was unanimous in favor at 6:31 p.m.

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

After discussion in executive session, Council Member Palmer moved, seconded by Council Member Beard to return to the regular meeting at 7:00 p.m. The vote was unanimous in favor.

**IN THE MATTER OF A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A PURCHASE AGREEMENT WITH JO ANN GRIGGS FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 1112 CHAPMAN DRIVE**

Council Member Davis moved, seconded by Council Member Palmer, to approve a RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A PURCHASE AGREEMENT WITH JO ANN GRIGGS FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 1112 CHAPMAN DRIVE. After two appraisals of the real property located at 1112 Chapman Drive, it is found that the value of the property is \$75,000 and that the Mayor and City Clerk are authorized to enter into a purchase agreement with Jo Ann Griggs for the purchase of the real property located at 1112 Chapman Drive. The vote was unanimous in favor. APPENDIX O

**IN THE MATTER OF AN ORDER AUTHORIZING THE PURCHASE OF A PORTION OF THE REAL PROPERTY LOCATED ON SPRING STREET AND IDENTIFIED AS PARCEL NUMBER 089P-31-112-00 AND AUTHORIZING THE MAYOR ON BEHALF OF THE CITY TO ENTER INTO AND EXECUTE A CONTRACT OF PURCHASE.**

Council Member Beard moved, seconded by Council Member Gaston, to approve an ORDER AUTHORIZING THE PURCHASE OF THE REAL PROPERTY LOCATED ON SPRING STREET AND IDENTIFIED AS PARCEL NUMBER 089P-31-112-00 AND AUTHORIZING THE MAYOR ON BEHALF OF THE CITY TO ENTER INTO AND EXECUTE A CONTRACT OF PURCHASE. It is found that an appraisal of the property has been conducted and its fair market value determined to be \$75,000, a summary thereof is attached to these Minutes. Therefore, the Order allows the Mayor to enter into and execute a contract of purchase with Mill Village Lumberyard LLC in the amount of \$75,000. The vote was unanimous in favor. APPENDIX P

**IN THE MATTER OF A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A PURCHASE AGREEMENT WITH JAMES NATHAN SIZEMORE FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 3304 SOUTH GREEN STREET**

Council Member Beard moved, seconded by Council Member Jones, to approve a RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A PURCHASE AGREEMENT WITH JAMES NATHAN SIZEMORE FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 3304 SOUTH GREEN STREET. The City has negotiated a contract (attached as Exhibit A) for the purchase of real property located at 3304 South Green Street from James Nathan Sizemore, for the best negotiated price of \$97,500. The vote was unanimous in favor. APPENDIX Q

**ADJOURNMENT**

There being no further business to come before the Council at this time, Council Member Palmer moved, seconded by Council Member Jones to adjourn the meeting at 7:02 P.M. The vote was unanimous in favor. This the 16th day of August, 2022.

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Lynn Bryan, President  
City Council

ATTEST:

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Missy Shelton, Clerk of the Council

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Todd Jordan, Mayor

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Date