

REGULAR CITY COUNCIL MEETING

MUNICIPAL MINUTES CITY OF TUPELO

STATE OF MISSISSIPPI

SEPTEMBER 3, 2024

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 3, 2024, 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. Rev. Lesly Mabry, Pastor of Inspiration Baptist Church, and the Pledge of Allegiance was led by Council Member Janet Gaston.

CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER

Council Member Gaston moved, seconded by Council Member Beard, to approve the agenda and agenda order, as presented. The vote was unanimous in favor.

PUBLIC RECOGNITION

Council Member Travis Beard recognized Tupelo Water & Light for quickly repairing poles that took out electricity on Saturday and Sunday nights.

Council Member Nettie Davis recognized Omega Psi Phi fraternity for its successful state-wide meeting and thanked the organization for its continued community outreach in Tupelo.

IN THE MATTER OF PUBLIC HEARING-2024 TAX LEVY

No one appeared to speak concerning the 2024 tax levy.

IN THE MATTER OF PUBLIC HEARING FOR LOT MOWING

No one appeared to speak concerning the properties on the final lot mowing list.

<u>Parcel</u>	<u>Location</u>
089B3000700	518 ROGERS LANE
075S1600101	4945 ENDVILLE RD
075S1600102	3424 WALSH RD
089J3118300	920 BLAIR ST

CITIZEN HEARING

Dr. Zowee Shanks detailed the past year services and contributions of SAFE, Inc.

IN THE MATTER OF AN AMENDMENT TO DEVELOPMENT CODE CHAPTERS 2, 6, 8 AND 12 CONCERNING THE ADDITIONAL REQUIREMENTS THAT ALL NEW SINGLE-FAMILY HOMES SHALL HAVE CONSTRUCTED A GARAGE OR CARPORT AND THAT ALL APPLICATIONS FOR THE CONSTRUCTION OF SINGLE-FAMILY HOMES BE ACCOMPANIED BY COMPLETE SITE PLANS

Council Member Bryan moved, seconded by Council Member Beard to approve the Amendment to Development Code Chapters 2,6,8 and 12 Concerning the Additional Requirements That All New Single-Family Homes Shall Have a Constructed Garage or Carport and That All Applications for the Construction of Single-Family Homes be Accompanied by Complete Site Plans. After a discussion by Council, Council Member Bryan moved to table this item. Council Member Gaston duly seconded the motion, and the vote was unanimous in favor. APPENDIX A

IN THE MATTER OF MINUTES OF AUGUST 20, 2024 MEETING

Council Member Palmer moved, seconded by Council Member Jones, to approve the minutes of the August 20, 2024 Regular Council meeting. The mayor's written veto of the city council's action to locate the new pavilion and bathrooms under Option 2 has been appended to the minutes of August 20, 2024. The city council may override that veto at its next regular meeting on September 17, 2024 or allow it to stand. The vote was unanimous in favor.

IN THE MATTER OF BILL PAY

Bills were reviewed at 4:30 p.m. by Council Members Beard, Davis, Gaston, Jones and Bryan. Council Member Beard 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 BUDGET AMENDMENT #12 FOR FY 2024

Council Member Beard moved, seconded by Council Member Gaston, to approve budget amendment #12 for FY 2024. The vote was unanimous in favor. APPENDIX C

IN THE MATTER OF APPROVAL OF AN AGREEMENT BETWEEN THE MS DEPARTMENT OF HOMELAND SECURITY AND THE CITY OF TUPELO AND TO AUTHORIZE THE MAYOR TO SIGN SAID AGREEMENT – EXTRICATION EQUIPMENT

Council Member Bryan moved, seconded by Council Member Beard, to approve an agreement between the MS Department of Homeland Security and the City of Tupelo and authorize the Mayor to sign said agreement in the amount of \$40,000 for the purchase of extrication equipment (cutter, spreader, ram and accessories). The vote was unanimous in favor. APPENDIX D

IN THE MATTER OF APPROVAL OF AN AGREEMENT BETWEEN THE MS DEPARTMENT OF HOMELAND SECURITY AND THE CITY OF TUPELO AND TO AUTHORIZE THE MAYOR TO SIGN SAID AGREEMENT – ROBOT AND ACCESSORIES

Council Member Beard moved, seconded by Council Member Bryan, to approve an agreement between the MS Department of Homeland Security and the City of Tupelo and authorize the Mayor to sign said agreement in the amount of \$92,450 for the purchase of robot III X-ray system, second table bright S kit and robot C arm kit. The vote was unanimous in favor. APPENDIX E

IN THE MATTER OF APPROVAL TO SUBMIT FOR MS OUTDOOR STEWARDSHIP TRUST FUND – BALLARD PARK WALKING TRACK IMPROVEMENTS

Council Member Beard moved, seconded by Council Member Bryan, to approval the submission for a MS Outdoor Stewardship Trust Fund – Ballard Park Walking Track Improvements. The vote was unanimous in favor. APPENDIX F

IN THE MATTER OF PROPERTIES FOR LOT MOWING

Council Member Bryan moved, seconded by Council Member Gaston, to adjudicate the properties on the final lot mowing list as menaces to the public health, safety and welfare of the community and in need of cleaning and to approve cleaning in accordance with Mississippi Code Annotated Sec. 21-19-11. The vote was unanimous in favor. APPENDIX G

IN THE MATTER OF LIENS FOR UNPAID LOT MOWING INVOICES

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

<u>ADDRESS</u>	<u>PARCEL</u>	<u>LIEN AMOUNT</u>
1415 Boggan Drive	077Q-36-102-02	\$300.00
2308 Torrey	077P-35-187-00	\$550.00
2672 Arlington Drive	077E-26-183-00	\$300.00
1507 Trace Avenue	077C-25-016-00	\$300.00
1210 Kelly Street	088J-33-024-00	\$350.00
206 West Dozier Street	089F-30-302-00	\$300.00
517 West Barnes Street	089F-30-050-00	\$300.00
222 West Barnes Street	089F-30-306-00	\$300.00
418 Lakeview Drive	101B-02-130-00	\$300.00
2411 Danny Street	077P-35-006-00	\$300.00

The vote was unanimous in favor. APPENDIX H

IN THE MATTER OF AN ORDER ACCEPTING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 200 WEST DOZIER STREET AND DECLARING AS SURPLUS THE STRUCTURE(S) LOCATED AT SAID PROPERTY AND TO AUTHORIZE THE DEMOLITION OF THE SURPLUS STRUCTURE

Council Member Gaston moved, seconded by Council Member Palmer, to approve an Order Accepting the Conveyance of Real Property Located at 200 West Dozier Street and Declaring as Surplus the Structures(s) Located at Said Property and to Authorize the Demolition of the Surplus Structure. The vote was unanimous in favor. APPENDIX I

IN THE MATTER OF REVIEW/APPROVE THE REAPPOINTMENT OF THE JACKSON WEST REDEVELOPMENT DESIGN REVIEW COMMITTEE MEMBERS

Council Member Palmer moved, seconded by Council Member Beard, to reappoint the Jackson West Redevelopment Design Review Committee Members, as follows:

The term is effective November 1, 2024 - October 31, 2025.

- Neighborhood Development Corp. (NDC) – Appointments Confirmed 8/23/24
 - Ellen Short
 - Louis Marascalco
 - Richie Alvarez

- Jackson West Neighborhood - Voted/Approved by JWNA 8/20/24
 - Foster Billings, II

- Joyner Neighborhood Association - Voted/Approved by JNA 8/19/24
 - Leslie Mart, Chair

The vote was unanimous in favor. APPENDIX J

IN THE MATTER OF RATIFICATION OF CONTRACT FOR BID NO 2024-009PW WARD 7 LAWDALE LPA SIDEWALK IMPROVEMENTS

A contract with J.M. Duncan, Inc. was approved for Bid # 2024-009PW – Ward 7 Lawndale LPA Sidewalk Improvements in the amount of \$219,316.00 at the April 2, 2024 Council meeting. The contract is now presented for ratification. Council Member Gaston moved, seconded by Council Member Jones to approve the ratification of the contract. The vote was unanimous in favor. APPENDIX K

IN THE MATTER OF ACCEPTING BID #2024-044PD - 2 CHEVROLET SILVERADO TRUCKS (TABLED AT AUGUST 20, 2024 MEETING)

Council Member Beard moved, seconded by Council Member Gaston to take this item from the table. The vote was unanimous in favor.

The City advertised and accepted bids for Bid # 2024-044PD – 2 Chevrolet Silverado Trucks. Three bids were received with only one bid meeting the specifications. Council Member Beard moved, seconded by Council Member Mims, to find the bid commercially reasonable and to award the bid to Cannon Chevrolet Nissan in the amount of \$54,217.00. The vote was unanimous in favor. APPENDIX L

IN THE MATTER OF MDOT MATCHING AIP 3-28-0070-056-2024 GRANT FOR TUPELO AIRPORT AUTHORITY

Council Member Palmer moved, seconded by Council Member Mims to approve an MDOT Matching AIP 3-28-0070-059-2024 grant for the Tupelo Airport Authority. The vote was unanimous in favor. APPENDIX M

IN THE MATTER OF CADENCE BANK ARENA MINUTES OF JULY 29, 2024

Council Member Gaston moved, seconded by Council Member Jones, to approve the minutes of July 29, 2024 for the Cadence Bank Arena. The vote was unanimous in favor. APPENDIX N

IN THE MATTER OF TRAFFIC COMMITTEE MINUTES OF AUGUST 22, 2024

Council Member Palmer moved, seconded by Council Member Beard, to approve the Traffic Committee minutes of the August 22, 2024 meeting. The vote was unanimous in favor. APPENDIX O

IN THE MATTER OF BID # 2023-044WL - B&B SEWER OUTFALL LINE CHANGE ORDER # 1

Council Member Palmer moved, seconded by Council Member Beard, to approve change order #1 for Bid 2023-044WL – B & B Sewer Outfall Line. This change order adds an additional 100 days to the contract due to weather conditions during phases in the project and a necessary permit amendment from BNSF Railroad to relocate an underground bore. The vote was unanimous in favor. APPENDIX P

IN THE MATTER OF DEVELOPMENT CODE AMENDMENTS TA-23-01

This item was left on the study agenda.

EXECUTIVE SESSION

Council Member Bryan moved, seconded by Council Member Mims, to determine the need for an executive session. Attorney Ben Logan said the session is for the purchase of property and possible litigation under Miss. Code Anno. 25-41-7(b)(g) (1972 as amended). The vote was unanimous in favor.

Council Member Bryan moved, seconded by Council Member Palmer, to close the regular session and enter executive session for discussion of the purchase of property and possible litigation under Miss. Code Anno. 25-41-7 (b)(g) (1972 as amended), at 6:31 p.m. The vote was unanimous in favor.

After discussion in executive session, Council Member Bryan moved, seconded by Council Member Beard to return to the regular meeting at 7:35 p.m. The vote was unanimous in favor.

IN THE MATTER OF RESOLUTION HIRING REQUIRED LEGAL COUNSEL AND AN INDEPENDENT REGISTERED MUNICIPAL ADVISOR IN CONNECTION WITH THE PREPARATION OF A TAX INCREMENT FINANCING PLAN, A DEVELOPMENT AGREEMENT, AN INTERLOCAL AGREEMENT, IF APPLICABLE, A REGIONAL ECONOMIC DEVELOPMENT ALLIANCE AGREEMENT, AND RELATED DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF TAX INCREMENT FINANCING BONDS, AND FOR RELATED PURPOSES

Council Member Palmer moved, seconded by Council Member Bryan, to approve a Resolution Hiring Required Legal Counsel and an Independent Registered Municipal Advisor in Connection with the Preparation of a Tax Increment Financing Plan, a Development Agreement, if Applicable, a Regional Economic Development Alliance Agreement, and Related Documents in Connection with the Issuance of Tax Increment Financing Bonds, and for Related Purposes. The vote was unanimous in favor. APPENDIX Q

ADJOURNMENT

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

This the 3rd day of September, 2024, at 7:39 p.m.

Travis Beard, Council President

ATTEST:

Missy Shelton, Council Clerk

APPROVED

Todd Jordan, Mayor

Date