

# **REGULAR CITY COUNCIL MEETING**

## **MUNICIPAL MINUTES CITY OF TUPELO**

### **STATE OF MISSISSIPPI**

**NOVEMBER 21, 2023**

Be it remembered that a regular meeting of the Tupelo City Council was held in the Church Street School auditorium on Tuesday, November 21, 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 Palmer led the invocation. Council Member Gaston led the pledge of allegiance

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

Council Member Davis moved, seconded by Council Member Palmer, to confirm the agenda and agenda order as presented. The vote was unanimous in favor.

### **IN THE MATTER OF SWAT TEAM RECOGNITION**

Mayor Todd Jordan called on Police Chief John Quaka for the recognition of the SWAT team. Chief John Quaka recognized the members of the SWAT team, who recently won 1st place in a competition. The members who participated were: Brett Bramlett, Tyler Moore, Mitchell Cunningham, David McRee, Ben Uhiren and Blake Burress.

### **IN THE MATTER OF RECOGNITION OF BLUE CROSS BLUE SHIELD FOR THE HEALTHY HEROES PROGRAM FOR TUPELO PARKS AND RECREATION**

Major Todd Jordan called on Park and Recreation Director Alex Farned for the Healthy Heroes recognition. Alex Farned recognized Officer Allan Chavers of the Police Department and Carlos Brown of the Fire Department, for participating in the Blue Cross Blue Shield Healthy Heroes program.

### **PUBLIC RECOGNITION**

Council Member Chad Mims congratulated all those who were recognized tonight for the accomplishments and service with the City of Tupelo.

Council Member Rosie Jones congratulated those recognized and also recognized Deputy Chief Anthony Hill for the NAACP award he received last weekend.

Council Member Buddy Palmer also congratulated those who participated in the Blue Cross Blue Shield program and the SWAT competition.

Council Member Nettie Davis extended accolades to Deputy Chief Anthony Hill for special recognition for his service with the police department and the community. She also congratulated Council Member Rosie Jones for receiving the Boyce Grayson award for dedicated service in the community.

Council Member Travis Beard said the pickleball tournament last weekend had over 200 participants. He also commended the Park and Recreation Department, along with Council Member Palmer, for the great Veterans Day program. He said the program was outstanding and the first female speaker participated. Lastly, he recognized Lucia Randle and the awards for the Downtown Main Street Association, which included Chuck Williams, Public Works Director.

### **MAYOR'S REMARKS**

Mayor Todd Jordan said he recently gave the welcome to the Gifted Teachers of Mississippi Association last week at the Cadence Bank Conference Center. He gave thanks to Kevan Kirkpatrick and his team for a job well done with over 500 participants. Not only did they bring their group to Tupelo, but they have also committed to come back next year for their conference. He wished everyone a Happy Thanksgiving and safe travel.

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

No one appeared to speak on the final lot mowing list:

Parcel Location

085P2101700 1582 OAKVIEW DR  
077Q3621900 202 ENOCH AVE

### **IN THE MATTER OF MINUTES OF NOVEMBER 7, 2023 REGULAR COUNCIL MEETING**

Council Member Palmer moved, seconded by Council Member Bryan, to approve the minutes of the November 7, 2023 regular Council meeting. The vote was unanimous in favor.

### **IN THE MATTER OF BILL PAY**

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

### **IN THE MATTER OF BUDGET AMENDMENT #2 FOR FY 2024**

Council Member Bryan moved, seconded by Council Member Palmer, to approve budget amendment #2 for the 2023-2024 budget. The vote was unanimous in favor. APPENDIX B

### **IN THE MATTER OF STATE APPROVED HOLIDAYS FOR CITY EMPLOYEES**

Governor Tate Reeves issued a proclamation in accordance with Miss Code Anno. §3-3-7 (1972 as amended), authorizing cities, at their discretion, to close all offices on Friday, November 24, 2023, in further observance of the Thanksgiving holiday and on Tuesday, December 26, 2023, in further observance of Christmas. Council Member Davis moved, seconded by Council Member Palmer, to authorize the city to take these additional days off. The vote was unanimous in favor. APPENDIX C

**IN THE MATTER OF AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF TUPELO AND TOWNES CONSTRUCTION FOR THE CONSTRUCTION OF GUMTREE PARK STORM WATER DRAINAGE INFRASTRUCTURE AND FUNDED BY THE AMERICAN RESCUE PLAN ACT TO INCLUDE SUBAWARD TERMS AND CONDITIONS FOR CONTRACTED PARTIES AS REQUIRED BY THE MISSISSIPPI DEPARTMENT OF ENVIORNMENTAL QUALITY**

Council Member Bryan moved, seconded by Council Member Davis, to approve an 'Amendment to the Contract Between the City of Tupelo and Townes Construction for the Construction of Gumtree Park Storm Water Drainage Infrastructure and Funded by the American Rescue Plan Act (ARPA) to Include Subaward Terms and Conditions for Contracted Parties as Required by the Mississippi Department of Environmental Quality (MDEQ)'. The vote was unanimous in favor. APPENDIX D

**IN THE MATTER OF AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF TUPELO AND HODGES CONSTRUCTION FOR THE CONSTRUCTION OF CITY PARK STORM WATER DRAINAGE INFRASTRUCTURE AND FUNDED BY THE AMERICAN RESCUE PLAN ACT TO INCLUDE SUBAWARD TERMS AND CONDITIONS FOR CONTRACTED PARTIES AS REQUIRED BY THE MISSISSIPPI DEPARTMENT OF ENVIORNMENTAL QUALITY**

Council Member Mims moved, seconded by Council Member Gaston, to approve an 'Amendment to the Contract Between the City of Tupelo and Hodges Construction for the Construction of City Park Storm Water Drainage Infrastructure and Funded by the American Rescue Plan Act (ARPA) to Include Subaward Terms and Conditions for Contracted Parties as Required by the Mississippi Department of Environmental Quality (MDEQ)'. The vote was unanimous in favor. APPENDIX E

**IN THE MATTER OF AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF TUPELO AND ENSCORE FOR THE CONSTRUCTION OF A SANITARY SEWER LINE ALONG HIGHWAY 45 AND FUNDED BY THE AMERICAN RESCUE PLAN ACT TO INCLUDE SUBAWARD TERMS AND CONDITIONS FOR CONTRACTED PARTIES AS REQUIRED BY THE MISSISSIPPI DEPARTMENT OF ENVIORNMENTAL QUALITY**

Council Member Davis moved, seconded by Council Member Palmer, to approve an 'Amendment to the Contract Between the City of Tupelo and Enscore for the Construction of a Sanitary Sewer Line Along Highway 45 and Funded by the American Rescue Plan Act (ARPA) to Include Subaward Terms and Conditions for Contracted Parties as Required by the Mississippi Department of Environmental Quality (MDEQ)'. The vote was unanimous in favor. APPENDIX F

**IN THE MATTER OF AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF TUPELO AND TOWNES CONSTRUCTION FOR THE CONSTRUCTION OF STORM WATER DRAINAGE INFRASTRUCTURE ALONG VAN BUREN AVENUE AND FUNDED BY THE AMERICAN RESCUE PLAN ACT TO INCLUDE SUBAWARD TERMS AND CONDITIONS FOR CONTRACTED PARTIES AS REQUIRED BY THE MISSISSIPPI DEPARTMENT OF ENVIORNMENTAL QUALITY**

Council Member Gaston moved, seconded by Council Member Palmer, to approve an 'Amendment to the Contract Between the City of Tupelo and Townes Construction for the Construction of Storm Water

Drainage Infrastructure Along Van Buren Avenue and Funded by the American Rescue Plan Act (ARPA) to Include Subaward Terms and Conditions for Contracted Parties as Required by the Mississippi Department of Environmental Quality (MDEQ)'. The vote was unanimous in favor. APPENDIX G

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

Council Member Bryan moved, seconded by Council Member Jones, 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 their cleaning in accordance with Mississippi Code Annotated Sec. 21-19-11. The vote was unanimous in favor. APPENDIX H

**IN THE MATTER OF DEVELOPMENT CODE AMENDMENT – SIGNS (TABLED AT NOVEMBER 7, 2023 MEETING)**

This item was left on the table.

**IN THE MATTER OF DEVELOPMENT CODE AMENDMENT – MULTIFAMILY (TABLED AT NOVEMBER 7, 2023 MEETING)**

This item was left on the table.

**IN THE MATTER OF DEVELOPMENT CODE AMENDMENT – CONGREGATE LIVING (TABLED AT NOVEMBER 7, 2023 MEETING)**

This item was left on the table.

**IN THE MATTER OF DEVELOPMENT CODE AMENDMENT – MAJOR SUBDIVISIONS (TABLED AT NOVEMBER 7, 2023 MEETING)**

Council Member Bryan moved, seconded by Council Member Palmer, to take this item off the table. The vote was unanimous in favor.

Council Member Bryan moved, seconded by Council Member Davis, to approve an *Ordinance Amending Development Code Chapter 12: Applications and Permits, Section 12.10 - Subdivisions (TA23-03)*. The vote was unanimous in favor. APPENDIX I

**IN THE MATTER OF SURPLUS OF GUNS FOR TRADE IN**

Council Member Palmer moved, seconded by Council Member Bryan, to approve the surplus of the guns on the attached list and to approve the trade for credit of these weapons toward the purchase of new guns recently received. The vote was unanimous in favor. APPENDIX J

**IN THE MATTER OF AWARD OF BID #2023-049PD - EOD ROBOT**

Council Member Davis moved, seconded by Council Member Palmer, to approve the award of bid #2023-049PD - EOD Robot to ICOR Technology Inc. in the amount of \$103,988.06. Only one bid was received and is found to be properly advertised and commercially reasonable. The vote was unanimous in favor. APPENDIX K

**IN THE MATTER OF ITEMS TO BE SURPLUSED FOR NORTH MISSISSIPPI NARCOTICS UNIT**

Council Member Palmer moved, seconded by Council Member Gaston, to approve the surplus of items from the North Mississippi Narcotics Unit, as listed. These items are no longer needed by the City of Tupelo, are obsolete, have no value and should be destroyed. APPENDIX L

**IN THE MATTER OF APPROVAL OF MAJOR THOROUGHFARE COMMITTEE MEETING MINUTES OCTOBER 9, 2023**

Council Member Gaston moved, seconded by Council Member Davis, to accept the minutes of the Major Thoroughfare Committee meeting held on October 9, 2023. The vote was unanimous in favor. APPENDIX M

**IN THE MATTER OF CHANGE ORDER #1 FOR FIRE STATION #2 BID 2021-001FD**

Council Member Bryan moved, seconded by Council Member Mims, to find as commercially reasonable and not made to circumvent the purchasing laws and to approve change order #1 for Bid 2021-001FD - Fire Station #2. This change order omits an item that could not be installed due to supply chain issues and decreases the total contract amount by \$9,589.85. The vote was unanimous in favor. APPENDIX N

**IN THE MATTER OF APPROVAL PROPOSED CHANGE ORDER #2 FOR VAN BUREN DRAINAGE IMPROVMENTS ARPA 2023-032PW**

Council Member Gaston moved, seconded by Council Member Palmer, to approve change order #2 for ARPA bid 2023-032PW - Van Buren Drainage Improvements. This change order was due to conditions encountered in the field and increases the total contract amount by \$7,510.00 and increases the days by 7. The vote was unanimous in favor. APPENDIX O

**IN THE MATTER OF TUPELO SPORTS COUNCIL CONTRACT APPROVAL**

Council Member Bryan moved, seconded by Council Member Palmer, to approve the following FY 2023-2024 contracts:

Friends of the Park Agreements  
Tupelo Aquatic Group Agreements  
Tupelo City Museum Association Agreements  
Tupelo Disc Golf Association Agreements  
Tupelo Fourth of July Celebration Agreements  
Tupelo Softball Association Agreements  
Tupelo Skate park Association Agreements  
Tupelo Tennis Association Agreements

Tupelo Therapeutic Recreation Association Agreements  
Tupelo Youth Baseball Association Agreements  
Tupelo Youth Soccer Association Agreements  
Veterans Council Agreements

**Pickleball (WILL UPDATE WHEN I GET IT BACK FROM ALEX)**

The vote was unanimous in favor and the contracts are attached as APPENDIX P.

**IN THE MATTER OF CVB BOARD MINUTES OF NOVEMBER 7, 2023**

Council Member Palmer moved, seconded by Council Member Mims, to accept the minutes of the Convention and Visitors Bureau meeting held on November 7, 2023. The vote was unanimous in favor. APPENDIX Q

**IN THE MATTER OF REQUEST FOR APPROVAL OF SURPLUS ITEMS**

Council Member Bryan moved, seconded by Council Member Davis, to approve the surplus of items submitted by Tupelo Water and Light, which are no longer needed by the City. The vote was unanimous in favor. APPENDIX R

**IN THE MATTER OF AWARD OF BID NO. 2023-050WL - SOURCES OF SUPPLY – 12 MONTH BID**

Council Member Davis moved, seconded by Council Member Bryan, to approve Bid # 2023-050WL Sources of Supply for Minor Water/Sewer Construction/Rehab - 12 month supply to the lowest and best bid of Paul Smithey Construction Company and M & M UG Video, as indicated on the bid tabulation. The vote was unanimous in favor. APPENDIX S

**IN THE MATTER OF AWARD OF BID # 2023-051WL -RIGHT-OF-WAY LINE CLEARANCE**

Council Member Bryan moved, seconded by Council Member Bryan, to award the lowest and best bid of R.O.W. Pro, LLC, Bid # 2023-051WL - Right of Way Line Clearance. The vote was unanimous in favor. APPENDIX T

**IN THE MATTER OF APPROVAL OF AN AMENDMENT TO THE CITY OF TUPELO EMPLOYEE HANDBOOK POLICY 608: (DRUG AND ALCOHOL-FREE WORKPLACE (TABLED AT OCTOBER 3, 2023 MEETING))**

Council Member Bryan moved, seconded by Council Member Davis, to take of the table an *Amendment to the City of Tupelo Employee Handbook Policy 608: (Drug and Alcohol-Free Workplace*, which was tabled at the October 3, 2023 Council meeting. The vote was unanimous in favor.

Council Member Bryan moved, seconded by Council Member Davis to approve an *Amendment to the City of Tupelo Employee Handbook Policy 608: (Drug and Alcohol-Free Workplace*, as presented. After discussion of the Council, the vote was unanimous in favor. APPENDIX U

**ADJOURNMENT**

There being no further business to come before the Council at this time, Council Member Bryan moved, seconded by Council Member Davis, to adjourn the meeting at 6:31 PM. The vote was unanimous in favor.

This the 21st day of November, 2023.

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Travis Beard, Council President

ATTEST:

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Missy Shelton, Council Clerk

APPROVED

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Todd Jordan, Mayor

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Date