

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, June 2, 2015, at 6:00 P.M. with Mayor Chip Johnson presiding. Aldermen present were: Alderman Bryant, Alderman Miller, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs. Also present for the meeting were: City Clerk Katie Harbin, City Attorney Kenny Stockton, City Engineer Joe Frank Lauderdale, Planning Director Jared Darby, Public Works Director Gary McElhannon, Police Chief Mike Riley, Fire Chief Hubert Jones, Court Clerk Cassaundra Perry, Judge Nowak, Henry Bailey, Terry Wallace, Susan Fernandez, Thomas Wallace, Trey Hess, Darlene Cunningham, Tina Roberson, Sandy Adair, and Carolyn Richards.

INVOCATION

Alderman Miller gave the invocation.

APPROVAL OF AGENDA

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

June 2, 2015

6:00pm

- 1) Call the meeting to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s 108248 – 108427 less 108256, 108257, 108262
- 5) Approve Docket of Claims No.'s (Lauderdale) 108257
- 6) Approve Docket of Claims No.'s (Miller) 108256 and 108262
- 7) Approve Minutes
- 8) Consent Agenda
 - A) Authorize Gia Matheny and Rachel Wright (Historic Preservation Commissioner) to attend the Historic Preservation Boot Camp June 11 – 12, 2015 in Jackson, MS and also to pay registration and travel expenses (budgeted for)
 - B) Authorize to reimburse Alderman Miller travel expense for the travel to the Acceptance of the Enhance Award
- 9) Request from the Chamber of Commerce to close streets on June 26th for the 2015 Picnic and Parade Around the Square

- 10) Request from the Chamber of Commerce to close streets for the 2015 Water Tower Festival in October
- 11) Request from the Chamber of Commerce to close streets on December 7th for the 2015 Christmas Parade
- 12) Request for donation from Healing Hearts
- 13) Request for Desoto County Museum for donation (from Tourism – budgeted item)
- 14) Authorize to hire Erving Williams as a CDL driver in the Public Works Department
- 15) Authorize to advertise for bids to renovate Fire Station 1
- 16) Authorize to call the JIB Commercial Infrastructure Bond if not renewed
- 17) Authorize to release the Deer Creek Section K Maintenance Bond
- 18) Approve Budget Amendments fye 2015
- 19) Adopt resolution to designate the two eastern Reliable Equipment parcels as eligible for the Mississippi Redevelopment Act and authorize the mayor to sign any related documents
- 20) Adjourn

Motion was duly made by Alderwoman Brooks, and seconded by Alderman Miller to approve the agenda as presented. A vote was taken with the following results:

Those voting “Aye”: Alderman Bryant, Alderman Miller, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting “Nay”: None.

ORDERED AND DONE this the 2nd day of June, 2015.

APPROVE DOCKET OF CLAIMS NO.’S 108248 – 108427 LESS 108256 AND 108262

The Board of Aldermen were presented with a docket of claims No. 108248 – 108427 less 108256 and 108262 in the amount of \$877,117.25 for approval.

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to approve the docket of claims for payment as presented. A vote was taken with the following results:

Those voting “Aye”: Alderman Bryant, Alderman Miller, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting “Nay”: None.

ORDERED AND DONE this the 2nd day of June, 2015

APPROVE DOCKET OF CLAIMS NO. 108256 (MILLER)

Alderman Miller recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 108256 in the amount of \$36,417.02 for approval.

Motion was duly made by Alderman Bryant, and seconded by Alderman Hobbs to approve the docket of claims for payment as presented. A vote was taken with the following results:

Those voting "Aye": Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

APPROVE MINUTES FROM THE REGULAR BOARD MEETING ON MAY 19, 2015

Motion was duly made by Alderman Hobbs and seconded by Alderwoman Brooks to approve the Minutes from the regular Board Meeting on May 19, 2015 as presented, with changing the word "it" to "is" on page 11. A vote was taken with the following results:

Those voting "Aye": Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Bryant, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

CONSENT AGENDA

- A) Authorize Gia Matheny and Rachel Wright (Historic Preservation Commissioner) to attend the Historic Preservation Boot Camp June 11 – 12, 2015 in Jackson, MS and also to pay registration and travel expenses (budgeted for)
- B) Authorize to reimburse Alderman Miller travel expense for the travel to the Acceptance of the Enhance Award

Motion was duly made by Alderman Bryant and seconded by Alderman Hobbs to approve the consent agenda as presented. A vote was taken with the following results:

Those voting "Aye": Alderwoman Brooks, Alderman Hobbs, Alderman Bryant, and Alderman McLendon.

Those voting "Nay": None.

Alderman Miller abstained from voting.

ORDERED AND DONE this the 2nd day of June, 2015

REQUEST FROM THE CHAMBER OF COMMERCE TO CLOSE STREETS ON JUNE 26, 2015 FOR THE 2015 PICNIC AND PARADE AROUND THE SQUARE

Susan Fernandez presented the request from the Chamber.

Motion was duly made by Alderman Miller, and seconded by Alderwoman Brooks to approve the request from the Chamber of Commerce to close streets on June 26, 2015 for the 2015 Picnic and Parade Around The Square, with the times being worked out by the Mayor and Police Chief and it being ok'd by businesses on Panola Street. A vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Bryant, Alderman Miller, Alderman McLendon, and Alderwoman Brooks.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

REQUEST FROM THE CHAMBER OF COMMERCE TO CLOSE STREETS FOR THE 2015 WATER TOWER FESTIVAL IN OCTOBER

Susan Fernandez presented the request from the Chamber.

Motion was duly made by Alderman Hobbs, and seconded by Alderman Bryant to approve the request from the Chamber of Commerce to close streets for the 2015 Water Tower Festival in October. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Miller, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

REQUEST FROM CHAMBER OF COMMERCE TO CLOSE STREETS ON DECEMBER 7, 2015 FOR THE 2015 CHRISTMAS PARADE

Susan Fernandez presented the request from the Chamber.

Motion was duly made by Alderman Hobbs, and seconded by Alderwoman Brooks to approve the request from the Chamber of Commerce to close streets on December 7, 2015 for the 2015 Christmas Parade. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Miller, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

REQUEST FOR DONATION FROM HEALING HEARTS

Motion was duly made by Alderman Miller, and seconded by Alderman McLendon to approve the request from Healing Hearts and make a donation of \$5,000.00. A vote was taken with the following results:

Those voting "Aye": Alderman Miller, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

REQUEST FROM DESOTO COUNTY MUSEUM FOR DONATION

Motion was duly made by Alderman Hobbs, and seconded by Alderman Miller to approve the request from the Desoto County museum for a donation of \$6000.00, to promote the City of Hernando, to be paid out of Tourism. A vote was taken with the following results:

Those voting "Aye": Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Bryant, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

AUTHORIZE ERVING WILLIAMS AS A CDL DRIVER IN THE PUBLIC WORKS DEPARTMENT

Motion was duly made by Alderman Miller, and seconded by Alderwoman Brooks to authorize to hire Erving Williams as a CDL driver in the Public Works Department based on the personnel committee's recommendation, following the recommendation of the Public Works Director. A vote was taken with the following results:

Those voting "Aye": Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Bryant, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

AUTHORIZE TO ADVERTISE FOR BIDS TO RENOVATE FIRE STATION 1

Motion was duly made by Alderman Miller, and seconded by Alderman McLendon to authorize to advertise for bids to renovate Fire Station 1. A vote was taken with the following results:

Those voting "Aye": Alderwoman Brooks, Alderman Hobbs, Alderman Bryant, Alderman Miller, and Alderman McLendon.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

AUTHORIZE TO CALL THE JIB COMMERCIAL INFRASTRUCTURE BOND IF NOT RENEWED

Jared Darby presented the information on the Bond.

Motion was duly made by Alderman Hobbs, and seconded by Alderman Miller to authorize to call the JIB Commercial Infrastructure Bond if not renewed. A vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Bryant, Alderman Miller, Alderman McLendon, and Alderwoman Brooks.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

AUTHORIZE TO RELEASE THE DEER CREEK SECTION K MAINTENANCE BOND

Joe Frank Lauderdale presented the information on the Bond.

Alderman McLendon asked if the street was complete and up to code.

Joe Frank Lauderdale answered yes.

Motion was duly made by Alderman Hobbs, and seconded by Alderman Bryant to authorize to release the Deer Creek Section K Maintenance Bond. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Miller, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": Alderman McLendon.

ORDERED AND DONE this the 2nd day of June, 2015

APPROVE BUDGET AMENDMENTS

Cassandra Perry, Tony Nowak and Kenneth Stockton spoke about the increase in work load in the Court Department, about new State requirements, new laws, new forms, etc. demanding the need for an additional employee for the Court Department.

**ORDER AMENDING BUDGET FOR FISCAL YEAR ENDING
SEPTEMBER 30, 2015**

Pursuant to Section 21-35-25 of the Mississippi Code 1972, Annotated, it is hereby ordered by the Mayor and Board of Aldermen of the City of Hernando, DeSoto County, State of Mississippi, that the budget for the fiscal year beginning October 1, 2014 and ending September 30, 2015, be amended and approved to wit:

GENERAL FUND BUDGET AMENDMENTS

	<u>PRIOR BUDGET</u>	<u>AMENDMENT</u>	<u>NEW BUDGET</u>
REVENUES			
FINES AND FORFEITS	\$296,800.00	\$16,500.00	\$313,300.00
STATE SHARED REVENUES	\$4,251,100.00	\$550,000.00	\$4,801,100.00
EXPENDITURES			
GENERAL OTHER SERVICES AND CHARGES	\$346,305.00	\$1,000.00	\$345,305.00
GENERAL CAPITAL OUTLAY	\$5,500.00	\$1,000.00	\$6,500.00
COURT PERSONNEL SERVICES	\$224,841.00	\$16,500.00	\$241,341.00
DEBT SERVICES	\$451,000.00	\$551,793.00	\$1,002,793.00
CONTINGENCY	\$108,446.00	\$1,793.00	\$106,653.00

BE IT ORDERED, that the Budget of Estimated Revenues and Expenditures for the Fiscal Year Ending September 30, 2015, for the City of Hernando, Mississippi be amended in the following respects:

BE IT FURTHER ORDERED that these amendments are necessary in the following funds:

General Fund – General Fund – We increased revenues due to receiving more revenues and tax anticipation loan money than we budgeted for. We increased and decreased some expenses to cover for unforeseen expenses, including equipment, personnel, and the tax anticipation loan.

IT IS FURTHER ORDERED by the Mayor and Board of Aldermen that the foregoing budget amendments shall be published one (1) time as required by law in the DeSoto Times Tribune, a newspaper of general circulation in said city, fully qualified under the provisions of Chapter 497, General Laws of Mississippi, if amendment meets the requirements to be published.

Each amendment having been presented separately and as a whole, motion was duly made by Alderman Hobbs, seconded by Alderman McLendon, to adopt the foregoing resolution amending the budget of the City of Hernando. A roll call vote was taken with the following results:

Those voting “Aye”: Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Bryant, and Alderman Miller.

Those voting “Nay”: None.

ORDERED AND DONE this the 2nd day of June, 2015.

Chip Johnson, Mayor

Attest:

Katie Harbin, City Clerk

**ADOPT RESOLUTION TO DESIGNATE THE TWO EASTERN RELIABLE
EQUIPMENT PARCELS AS ELIGIBLE FOR THE MISSISSIPPI REDEVELOPMENT
ACT AND AUTHOIRZE THE MAYOR TO SIGN ANY RELATED DOCUMENTS**

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF
HERNANDO, MISSISSIPPI, ESTABLISHING A REDEVELOPMENT PROJECT AREA
PURSUANT TO SECTION 49-35-1, ET SEQ OF THE MISSISSIPPI CODE OF 1972,
ANNOTATED AS AMENDED AND PURSUANT TO SECTION 57-91-1, ET SEQ OF THE
MISSISSIPPI CODE OF 1972, ANNOTATED, AS AMENDED AND WHICH
REDEVELOPMENT PROJECT AREA SHALL BE KNOWN AS THE
"RELIABLE EQUIPMENT REDEVELOPMENT PROJECT"

WHEREAS, the Mayor and Board of Alderman of the City of Hernando, Mississippi, acting for and on behalf of the City of Hernando, Mississippi, do hereby find and resolve as follows:

WHEREAS, pursuant to Section 49-35-1, et seq of the Mississippi Code of 1972, Annotated, as Amended and which act is entitled "Mississippi Brownfields Voluntary Cleanup and Redevelopment Act" and Section 57-91-1, et seq of the Mississippi Code of 1972, Annotated, as amended and which act is entitled "Economic Redevelopment Act" the City of Hernando, Mississippi has identified the subject property as identified on the attached Exhibit "A" as a "brownfield" property that is a potential location for redevelopment; and

WHEREAS, the proposed Developer, being Preston MacAlexander, of the "*Reliable Equipment Redevelopment Project*" has requested that the City of Hernando participate in the Brownfield Program for the State of Mississippi through the Mississippi Department of Environmental Quality and the Mississippi Development Authority; and

WHEREAS, pursuant to Section 49-35-3 of the Mississippi Code of 1972, Annotated, as Amended, such participation in the aforesaid project shall be done without the use of taxpayer funds; and

WHEREAS, pursuant to the guidelines for the aforementioned Brownfields Voluntary Cleanup and Redevelopment Act and the Economic Redevelopment Act, the City is required to establish the property as described on the attached "Exhibit A" as a "redevelopment area" and subsequently enter into a Development Agreement with Developer and to which the Developer must make an application to Mississippi Development Authority for the proposed project; and

WHEREAS, the City of Hernando, Mississippi desires to see the proposed property redeveloped in accordance with the existing ordinances and regulations of the City of Hernando,

Mississippi and resolves to review the development plan of the Developer, Preston MacAlexander once the same is presented to the City of Hernando, Mississippi.

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Hernando, Mississippi in regard to the proposed redevelopment project of the Developer, Preston MacAlexander and the Mississippi Development Authority as follows:

- Section 1. The Mayor and Board of Aldermen hereby establishes that the area described in the legal description being attached hereto as Exhibit "A", as a "redevelopment area" as required by Section 49-5-3 of the Mississippi Code of 1972, Annotated, as Amended.
- Section 2. That the Mayor is authorized to execute a development agreement with the Developer, Preston MacAlexander and the Mississippi Development Authority provided that any such agreement does not require the use of any tax payer funds and the Developer shall pay all fees and cost associated with such application.
- Section 3. That the Mayor is authorized to execute and the municipal clerk is authorized to attest to any and all documents necessary to assist the Developer in submission of an application to the Mississippi Development authority for certification as a redevelopment project area.
- Section 4. That the subject matter property is described in the attached Exhibit "A" and to which reference is hereby made as if fully copied in words and figures herein. That the City of Hernando, Mississippi does not warrant the accuracy of the attached legal description as the same is for reference purposes only.

SO RESOLVED ON THIS THE 2nd DAY OF JUNE 2015.


MAYOR CHIP JOHNSON

Attested to:

City Clerk

(SEAL)



<u>VOTE</u>	<u>YES</u>	<u>NO</u>
Alderman Brooks	X	
Alderman Bryant	X	
Alderman Hobbs	X	
Alderman McClendon	X	
Alderman Miller	X	

Trey Hess with MDEQ went over the information on the Resolution.

Motion was duly made by Alderman Hobbs, and seconded by Alderman Miller to approve to adopt a Resolution to designate the two eastern Reliable Equipment parcels as eligible for the Mississippi Redevelopment Act and authorize the mayor to sign any related documents.

A vote was taken with the following results:

Those voting "Aye": Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Bryant, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of June, 2015

ADJOURN

There being no further business at this time a motion was duly made by Alderman Bryant, seconded by Alderwoman Brooks to adjourn.

Motion passed with a unanimous vote of "Aye".

MAYOR CHIP JOHNSON

ATTEST:

KATIE HARBIN, CITY CLERK