

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, July 2, 2013 at 6:00 P.M. with Mayor Chip Johnson presiding. Aldermen present were: Sam Lauderdale, Sonny Bryant, Andrew Miller, Gary Higdon, Michael McLendon, Cathy Brooks, and Jeff 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, Fire Chief Hubert Jones, Police Chief Mike Riley, Russell Perry, Shane Ellis, Parks Director Dewayne Williams, John T. Wilkinson, Russell Brooks, Jane Henderson, Vickey McLendon, and Henry Bailey.

INVOCATION

Alderman Higdon gave the invocation.

APPROVAL OF AGENDA

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

July 02, 2013

6:00pm

- 1) Call the meeting to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s 99360 – 99516 less 99369, 99371, 99394, 99450 – 99452, and 99469
- 5) Approve Docket of Claims No.'s (Lauderdale) 99369 and 99450 - 99452
- 6) Approve Docket of Claims No.'s (Bryant) 99394
- 7) Approve Docket of Claims No.'s (Miller) 99371 and 99469
- 8) Approve Minutes
- 9) Consent Agenda
 - A) Authorize Tiffany Brown to attend BBI Utility software training in Flowood, MS on August 15, 2013, and authorize to pay registration and travel expenses.

- B) Authorize Dot Hughes to attend the Phelps Dunbar's Mississippi Labor & Employment Law Seminar August 15 – 16, 2013 in Biloxi, MS and authorize to pay registration and travel expenses.
 - C) Authorize Police Officer Ratliff to attend K-9 School in St. Louis Missouri, on August 28th – 31st, 2013, and authorize to pay registration and travel expenses.
 - D) Authorization for City of Hernando to declare July 5th a holiday in accordance with the Governor's Proclamation dated May 28, 2013
- 10) Appoint City Clerk – Katie Harbin
 - 11) Appoint Police Chief – Mike Riley
 - 12) Appoint Municipal Judge – Anthony Nowak
 - 13) Appoint Judge pro-Tempore – Jody Neyman
 - 14) Appoint City Attorney – Kenneth Stockton
 - 15) Elect Mayor Pro – Tempore
 - 16) Appoint Planning Commission – Robert Carter, Randy Cobb, Bob Wolfe, Randy Pirtle, Clarence (C.L.) Shaddock, Leigh Wills, Marjorie Williams, and Scott Fernandez
 - 17) Appoint Historic Preservation Commission – Pam French, Jim Seay, Bill Brown, Doug Thornton, Susan Fernandez, Mike Robison, Jeff Gatlin, and Jerry Edwards
 - 18) Appoint Election Commission – Marjorie Williams, Keith Bowers, and Merritt Powell
 - 19) Authorize to hire full time Firefighter George Valle
 - 20) Authorize to hire full time Firefighter Duston McCallough
 - 21) Authorize to hire full time Firefighter Mark Foster
 - 22) Authorize to advertise for bids on 18 Ford Interceptor's with equipment
 - 23) Authorize to pay Louis Bell \$4,000.00 for Permanent Sewer Easement
 - 24) Authorize to pay Sandara Sawyer \$800.00 for Permanent Sewer Easement
 - 25) Approve Fall Baseball and Softball fees of \$50.00 for Desoto residents and \$65.00 for non-residents for 5 and 6 year olds
 - 26) Discussion of Dogwood Hollow Constructed Wetlands
 - 27) Adjourn

Motion was duly made by Alderman Higdon, and seconded by Alderman Hobbs to approve the agenda as presented, after adding item 8A, Mr. John Wilkerson. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July 2013.

APPROVE DOCKET OF CLAIMS NO.'S 99360 – 99516 LESS 99369, 99371, 99394, 99450 – 99452, AND 99469

The Board of Aldermen were presented with a docket of claims No. 99360 - 99516 less 99369, 99371, 99394, 99450 – 99452, and 99469 in the amount of \$918,570.96 for approval.

Motion was duly made by Alderman Higdon, and seconded by Alderman Lauderdale 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 Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Lauderdale.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013.

APPROVE DOCKET OF CLAIMS NO. 99369 AND 99450 - 99452 (LAUDERDALE)

Alderman Lauderdale recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No.99369 and 99450 - 99452 in the amount of \$207,739.52 for approval.

Motion was duly made by Alderman Hobbs, 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 Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013

APPROVE DOCKET OF CLAIMS NO. 99394 (BRYANT)

Alderman Bryant recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No.99394 in the amount of \$12.00 for approval.

Motion was duly made by Alderman Higdon, 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 Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Lauderdale, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013

APPROVE DOCKET OF CLAIMS NO. 99371 AND 99469 (MILLER)

Alderman Miller recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 99391 and 99469 in the amount of \$39,088.52 for approval.

Motion was duly made by Alderman Lauderdale, 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 McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Higdon.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013

APPROVE MINUTES FROM THE REGULAR BOARD MEETING ON JUNE 18, 2013

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to approve the Minutes from the regular Board Meeting on June 18, 2013 after correcting the spelling of Lanier Hurdle's name. A vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, and Alderman Higdon.

Those voting "Nay": None.

Alderman McLendon and Alderwoman Brooks abstained from voting.

ORDERED AND DONE this the 2nd day of July, 2013.

**REQUEST OF HOMEOWNERS FOR ASSISTANCE WITH NEIGHBORHOOD
SPEEDING PROBLEM**

Mr. John T. Wilkinson presented the Mayor and Board with a packet of his request, informing them of the speeding issue they are having in their neighborhood. He gave examples of accidents that have already happened in his yard.

Mayor Johnson advised that he would get with the Police Chief to look over the issue.

CONSENT AGENDA

- A) Authorize Tiffany Brown to attend BBI Utility software training in Flowood, MS on August 15, 2013, and authorize to pay registration and travel expenses.
- B) Authorize Dot Hughes to attend the Phelps Dunbar's Mississippi Labor & Employment Law Seminar August 15 – 16, 2013 in Biloxi, MS and authorize to pay registration and travel expenses.
- C) Authorize Police Officer Ratliff to attend K-9 School in St. Louis Missouri, on August 28th – 31st, 2013, and authorize to pay registration and travel expenses.
- D) Authorization for City of Hernando to declare July 5th a holiday in accordance with the Governor's Proclamation dated May 28, 2013

Motion was duly made by Alderman Higdon, and seconded by Alderman Lauderdale to approve the Consent Agenda. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013.

APPOINT CITY CLERK – KATIE HARBIN

ORDER APPOINTING CITY CLERK

BE IT RESOLVED:

That Katie Harbin is hereby appointed City Clerk for the City of Hernando, Mississippi, to serve at the will and pleasure of the Mayor and Board of Alderman and as City Clerk shall do and perform all duties as may from the time to time be asked by the Mayor and Board of Alderman. The City Clerk shall serve as Ex-Officio Treasurer of the City and shall execute as good and sufficient bond in the amount of \$50,000 for the faithful performance of her duties to be approved by the Mayor and Board of Alderman and with the premium to be paid out of the general fund of the city. The City Clerk shall also perform the functions of the offices of Tax Collector and Tax Assessor, and Clerk of the Board of Alderman, shall do and perform all duties

imposed on her by law and such additional duties as the Mayor and Board of Alderman shall require from time to time.

Motion was duly made by Alderman Lauderdale, seconded by Alderman Bryant to appoint Katie Harbin as the City Clerk. A roll call was taken for the following:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013.

APPOINT POLICE CHIEF – MIKE RILEY

CHIEF OF POLICE

BE IT RESOLVED:

That Mike Riley be and is hereby appointed Police Chief for the City of Hernando, Mississippi, to serve at the will and pleasure of the Mayor and Board of Alderman, and shall do and perform all the duties required of him by law and such additional duties as the Mayor and Board of Alderman may from time to time impose.

Motion was duly made by Alderman Hobbs, seconded by Alderman Higdon to appoint Mike Riley as Police Chief. A roll call vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this day 2nd day of July, 2013.

APPOINT MUNICIPAL JUDGE - ANTHONY NOWAK

ORDER APPOINTING CITY MUNICIPAL JUDGE

BE IT RESOLVED:

That Anthony (Tony) Nowak be and is hereby appointed Municipal Judge of the City of Hernando, Mississippi, to serve at the will and pleasure of the Mayor and Board of Alderman of the City of Hernando, Mississippi and shall do and perform all duties required by law, and such additional duties as may be imposed from time to time by the Mayor and Board of Alderman.

Motion was duly made by Alderman Bryant, seconded by Alderman Miller to appoint Anthony (Tony) Nowak as City of Hernando Municipal Judge. A roll call vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013.

APPOINT MUNICIPAL JUDGE PRO-TEMPORE – JODY NEYMAN

ORDER APOINTING JUDGE PRO-TEMPORE**BE IT RESOLVED:**

That Jody Neyman is hereby appointed to serve as Judge Pro-Tempore for the City of Hernando, Mississippi, to serve in the absence of the Judge, to serve at the will and pleasure of the Mayor and Board of Alderman, and shall do and perform all of the duties required of him by law and such additional duties as the Mayor and Board of Alderman may from time to time impose.

Motion was duly made by Alderman Higdon, seconded by Alderman Lauderdale to appoint Jody Neyman as City of Hernando Municipal Judge Pro-Tempore. A roll call vote was taken with the following results:

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

Those voting “Nay”: None.

ORDERED AND DONE this the 2nd day of July, 2013.

APPOINT CITY ATTORNEY/PROSECUTER – KENNETH STOCKTON

ORDER APPOINTING CITY ATTORNEY AND/OR PROSECUTING ATTORNEY**BE IT RESOLVED:**

That Kenneth Stockton be and is hereby appointed City Attorney and City Prosecuting Attorney for the City of Hernando, Mississippi to serve at the will and pleasure of the Mayor and Board of Alderman, and shall do and perform all of the duties required of him by law and such additional duties as the Mayor and Board of Alderman may from time to time impose.

Motion was duly made by Alderman Hobbs, seconded by Alderman Higdon to appoint Kenneth Stockton City Attorney and/or Prosecuting Attorney. A roll call vote was taken with the following results:

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

Those voting “Nay”: None.

ORDERED AND DONE this the 2nd day of July, 2013.

ELECT MAYOR PRO-TEMPORE

ORDER ELECTING MAYOR PRO-TEMPORE

BE IT RESOLVED:

That Sam Lauderdale is hereby appointed to serve as Mayor Pro-Tempore for the City of Hernando, Mississippi, to serve in the absence of the Mayor.

Motion was duly made by Alderman Miller, seconded by Alderman Higdon to appoint Sam Lauderdale as Mayor Pro-Tempore. A roll call vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013.

APPOINT PLANNING COMMISSION – ROBERT CARTER, RANDY COBB, BOB WOLFE, RANDY PIRTLE, CLARENCE (C.L.) SHADDOCK, LEIGH WILLS, MAJORIE WILLIAMS, AND SCOTT FERNANDEZ

ORDER APPOINTING PLANNING COMMISSION

BE IT RESOLVED:

That Robert Carter, Randy Cobb, Bob Wolfe, Randy Pirtle, Clarence (C.L.) Shaddock, Leigh Wills, Majorie Williams, and Scott Fernandez are hereby appointed members of the Planning Commission Board of the City of Hernando, Mississippi, to perform all the duties of the Planning Commission Board.

Motion was duly made by Alderman Miller seconded by Alderman Hobbs to appoint the above as members of the Planning Commission. A roll call vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013.

APPOINT HISTORIC PRESERVATION COMMISSION – PAM FRENCH, JIM SEAY, BILL BROWN, DOUG THORNTON, SUSAN FERNANDEZ, MIKE ROBISON, JEFF GATLIN AND JERRY EDWARDS

ORDER APPOINTING THE HISTORIC PRESERVATION COMMITTEE

BE IT RESOLVED:

That Pam French, Jim Seay, Bill Brown, Doug Thornton, Susan Fernandez, Mike Robison, Jeff Gatlin, and Jerry Edwards are hereby appointed to the Historic Preservation Committee for the City of Hernando, Mississippi to serve at the will and pleasure of the Mayor and Board of

Alderman, and shall do and perform all of the duties required by law and such additional duties as the Mayor and Board of Alderman may from time to time impose.

Motion was duly made by Alderman Lauderdale, seconded by Alderman Bryant to appoint the above members as the Historic Preservation Committee. A roll call vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013.

APPOINT ELECTION COMISSION – MAJORIE WILLIAMS, KEITH BOWERS, AND MERRITT POWELL

ORDER APPOINTING THE ELECTION COMMISSION

BE IT RESOLVED:

That Majorie Williams, Keith Bowers, and Merritt Powell are hereby appointed to the Election Commission for the City of Hernando, Mississippi to serve at the will and pleasure of the Mayor and Board of Alderman, and shall do and perform all of the duties required by law and such additional duties as the Mayor and Board of Alderman may from time to time impose.

Motion was duly made by Alderman Miller, seconded by Alderman Tipton to appoint the above members as the Election Commission. A roll call vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderman Brooks, and Alderman Hobs.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013.

AUTHORIZE TO HIRE FULL TIME FIREFIGHTER GEORGE VALLE

Motion was duly made by Alderman Miller, and seconded by Alderman Lauderdale to authorize to hire full time Fire Fighter George Valle, based on the Personnel Committee's recommendation, following the recommendation of the Fire Chief. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013.

AUTHORIZE TO HIRE FULL TIME FIREFIGHTER DUSTON MCCALLOUGH

Motion was duly made by Alderman Higdon, and seconded by Alderman Hobbs to authorize to hire full time Fire Fighter Duson McCallough, based on the Personnel Committee's recommendation, following the recommendation of the Fire Chief. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013

AUTHORIZE TO HIRE FULL TIME FIREFIGHTER MARK FOSTER

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to authorize to hire full time Fire Fighter Mark Foster, based on the recommendation of the Personnel Committee, following the recommendation of the Fire Chief. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013

AUTHORIZE TO ADVERTISE FOR BIDS ON 18 FORD INTERCEPTOR'S WITH EQUIPMENT

Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to authorize to advertise for bids on 18 Ford Interceptor's with equipment. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013

**AUTHORIZE TO PAY LOUIS BELL \$4,000.00 FOR PERMANENT SEWER
EASEMENT**

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Higdon to authorize to accept the lowest and best quote from Trustmark Bank at 3.15% for a 15 year term for the lease purchase of the Fire Truck. A vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 18th day of June, 2013

**AUTHORIZE TO PAY SANDARA SAWYER \$8,000.00 FOR PERMANENT SEWER
EASEMENT**

Joe Frank Lauderdale was present to speak about the easement.

Motion was duly made by Alderman Higdon, and seconded by Alderman Hobbs authorize to pay Sandara Sawyer \$8,000.00 for a Permanent Sewer Easement. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013

**APPROVE FALL BASEBALL AND SOFTBALL FEES OF \$50.00 FOR DESOTO
RESIDENTS AND \$65.00 FOR NON-RESIDENTS FOR 5 AND 6 YEAR OLDS**

Joe Frank Lauderdale was present to speak about the easement.

Motion was duly made by Alderman Higdon, and seconded by Alderman Miller to approve Fall Baseball and Softball fees of \$50.00 for Desoto Residents and \$65.00 for Non-Residents for 5 and 6 year olds. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of July, 2013

DISCUSSION OF DOGWOOD HOLLOW CONSTRUCTED WETLANDS

No one was present to represent Dogwood Hollow. No discussion was held.

ADJOURN

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

Motion passed with a unanimous vote of "Aye".

MAYOR CHIP JOHNSON

ATTEST:

KATIE HARBIN, CITY CLERK