

CITY OF HERNANDO REGULAR MEETING JULY 19, 2011

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, July 19, 2011 at 6:00 P.M. with Mayor Chip Johnson presiding. Aldermen present were: Sam Lauderdale, Gary Higdon, Alderman Tipton, Alderman Manning, and Jeff Hobbs. Alderman Miller arrived late.

Also present for the meeting were: City Clerk Katie Subia, City Attorney Kenny Stockton, City Engineer Joe Frank Lauderdale, Fire Chief Hubert Jones, Public Works Director Gary McElhannon, Melissa Zizmann, Donde Baldwin, Richard Storey, Chris Couch, Whitley Rives, Henry Bailey, and Robert Long.

**INVOCATION**

Alderman Manning gave the invocation.

**APPROVAL OF AGENDA**

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

Those voting "Aye": Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, and Alderman Lauderdale.

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

Agenda  
City of Hernando  
Mayor and Board of Alderman  
Regular Meeting

July 19, 2011

6:00pm

- 1) Meeting called to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s 90373 – 90592 less 90382, 90383, 90415 – 90419, 90531 and 90532
- 5) Approve Docket of Claims No.'s (Lauderdale) 90383, 90531, and 90532
- 6) Approve Docket of Claims No.'s (Bryant) 90415 - 90419
- 7) Approve Docket of Claims No.'s (Miller) 90382
- 8) Approve Minutes
- 9) Consent Agenda
  - A) Authorize Dot Hughes to attend the Mississippi Employment Law Seminar on August 4<sup>th</sup> and 5<sup>th</sup>, 2011 in Biloxi, MS. Also authorize to issue checks for registration and travel expenses.
  - B) Authorize for Julie Harris to attend the Clerks Certification training program in Oxford, July 28<sup>th</sup> and 29<sup>th</sup>, and authorize to issue checks for registration and travel expenses.
- 10) Planning Commission

CITY OF HERNANDO REGULAR MEETING JULY 19, 2011

- A) Authorize the Mayor to sign an agreement with David Preziosi for the Historic District nomination
- 11) Request from Foundation for Parks and Recreation to close Panola Street July 19<sup>th</sup>, 2011, with a proposed rain date of July 20<sup>th</sup>, 2011, to host “Back to School” block party for middle and high school students.
- 12) Request from Mississippi RiverKings to hold Noah’s Gift 5K on October 1<sup>st</sup>, 2011, and to close streets beginning at 7am.
- 13) Authorize the Park Department to accept funds from Guaranty Bank, Four Seasons Nursery, Buon Cibo Sandwich Shop, Hernando Flower Shop, and Embroidery & More, (\$300.00 from each) as grand prize money to be given to the winners of the City Wide Scavenger Hunt (a recreational program) on August 6<sup>th</sup>, 2011.
- 14) Authorize the Mayor to sign a contract with Bill Lee to lease property on Holly Springs Road, next to Fire Station 3, for our Fall Soccer season.
- 15) Information and Construction Requirements for the Sam Taylor Drive improvements in Edgewood Subdivision
- 16) Authorize to accept the low and best bid for the DWSI Water project, for the construction of Installation of new water mains, valves, hydrants and improvements to the existing water plant.
- 17) Authorize to accept the low and best bid for the DWSI Water project, for the construction of a 500,000 gallon elevated storage water tank.
- 18) Authorize the Fire department to purchase a 2011 Chevy Tahoe with the Mississippi Insurance Rebate money
- 19) Authorize to hire Donde Baldwin in the sewer department at a salary of \$55,000.00
- 20) Authorize the Mayor to sign “Adopt an Interchange” agreement with MDOT
- 21) Executive Session for Contract negotiations
- 22) Adjourn

**APPROVE DOCKET OF CLAIMS NO.’S 90373 – 90592 LESS 90382, 90383, 90415 – 90419, 90531, AND 90532**

The Board of Aldermen were presented with a docket of claims No. 90373 – 90592 less 90382, 90383, 90415 – 90419, 90531, and 90532 in the amount of \$620,955.38 for approval.

Motion was duly made by Alderman Lauderdale, 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 Tipton, Alderman Manning, Alderman Hobbs, and Alderman Lauderdale.

Those voting “Nay”: None.

ORDERED AND DONE this the 19<sup>th</sup> day of July, 2011.

**APPROVE DOCKET OF CLAIMS NO.’s (LAUDERDALE) 90383, 90531, AND 90532**

Alderman Lauderdale recused himself and left the room.

CITY OF HERNANDO REGULAR MEETING JULY 19, 2011

The Board of Aldermen were presented with a docket of claims No.'s 90383, 90531, and 90532 in the amount of \$186,393.61 for approval.

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

Those voting "Aye": Alderman Higdon, Alderman Tipton, Alderman Manning, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**APPROVE DOCKET OF CLAIMS NO.'s (BRYANT) 90415 - 90419**

Alderman Bryant was absent from this meeting.

The Board of Aldermen were presented with a docket of claims No. 90415 - 90419 in the amount of \$565.15 for approval.

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**APPROVE DOCKET OF CLAIMS NO.'s (MILLER) 90382**

Alderman Miller recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No.90382 in the amount of \$30,893.02 for approval.

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

Those voting "Aye": Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Higdon, and Alderman Tipton.

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**APPROVE MINUTES**

Motion was duly made by Alderman Hobbs, and seconded by Alderman Higdon to approve the minutes of the regular meeting held on July 5<sup>th</sup>, 2011. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**CONSENT AGENDA**

- A) Authorize Dot Hughes to attend the Mississippi Employment Law Seminar on August 4<sup>th</sup> and 5<sup>th</sup>, 2011 in Biloxi, MS. Also authorize to issue checks for registration and travel expenses.

- B) Authorize for Julie Harris to attend the Clerks Certification training program in Oxford, July 28<sup>th</sup> and 29<sup>th</sup>, and authorize to issue checks for registration and travel expenses.

Motion was duly made by Alderman Miller, and seconded by Alderman Tipton to approve the consent agenda. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

### PLANNING COMMISSION

- C) Authorize the Mayor to sign an agreement with David Preziosi for the Historic District nomination

### AUTHORIZE THE MAYOR TO SIGN AN AGREEMENT WITH DAVID PREZIOSI FOR THE HISTORIC DISTRICT NOMINATION

Motion was duly made by Alderman Tipton, and seconded by Alderman Higdon to authorize the Mayor to sign an agreement with David Preziosi for the Historic District Nomination. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

### REQUEST FROM FOUNDATION FOR PARKS AND RECREATION TO CLOSE PANOLA STREET AUGUST 19<sup>TH</sup>, 2011, WITH A PROPOSED RAIN DATE OF AUGUST 20<sup>TH</sup>, 2011, TO HOST "BACK TO SCHOOL" BLOCK PARTY FOR MIDDLE AND HIGH SCHOOL STUDENTS

Motion was duly made by Alderman Higdon, and seconded by Alderman Tipton to accept the request from the Foundation for Parks and Recreation to close Panola Street on August 19<sup>th</sup> 2011, with a proposed rain date of August 20<sup>th</sup> 2011, to host "Back to School" block party for middle and high school students. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

### REQUEST FROM MISSISSIPPI RIVERKINGS TO HOLD NOAH'S GIFT 5K ON OCTOBER 1<sup>ST</sup> 2011, AND TO CLOSE STREETS BEGINNING AT 7AM

Whitley Rives spoke about the Noah's Gift 5K, giving information about Noah's Gift and details on the 5K.

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Manning to approve the request from the Mississippi RiverKings to hold Noah's gift 5K on October 1<sup>st</sup> 2011, and to close streets beginning at 7am. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**AUTHORIZE THE PARKS DEPARTMENT TO ACCEPT FUNDS FROM GUARANTY BANK, FOUR SEASONS NURSERY, BUON CIBO SANDWICH SHOP, HERNANDO FLOWER SHOP, AND EMBROIDERY & MORE, (\$300.00 FROM EACH) AS GRAND PRIZE MONEY TO BE GIVEN TO THE WINNERS OF THE CITY WIDE SCAVENGER HUNT (A RECREATIONAL PROGRAM) ON AUGUST 6<sup>TH</sup> 2011**

Motion was duly made by Alderman Higdon, and seconded by Alderman Hobbs to authorize the Parks Department to accept funds from Guaranty Bank, Four Seasons Nursery, Buon Cibo Sandwich Shop, Hernando Flower Shop, and Embroidery & More, (\$300.00 from each) as Grand prize money to be given to the winners of the City Wide Scavenger Hunt (a recreational program) on August 6<sup>th</sup> 2011. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**AUTHORIZE THE MAYOR TO SIGN A CONTRACT WITH BILL LEE TO LEASE PROPERTY ON HOLLY SPRINGS ROAD, NEXT TO FIRE STATION 3, FOR OUR FALL SOCCER SEASON**

Mayor Johnson stated that this would be the same contract that we have signed in the past.

Motion was duly made by Alderman Miller, and seconded by Alderman Tipton to authorize the Mayor to sign a contract with Bill Lee to lease property on Holly Springs Road, next to Fire Station 3, for our Fall Soccer season. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**INFORMATION AND CONSTRUCTION REQUIREMENTS FOR THE SAM TAYLOR DRIVE IMPROVEMENTS IN EDGEWOOD SUBDIVISION**

Chris Couch, 1516 Amy Taylor Dr., spoke on behalf of the Homeowners association. They have spoken with Joe Frank about the requirements on what they would have to do to bring Sam Taylor Drive up to City Standards. They want to know if they go ahead with the work on

Sam Taylor Drive to bring it up to the specifications given, if the City would then take it in to be a City street.

Alderman Lauderdale asked who owned the land.

Chris Couch stated that the Homeowners association owned the land.

Alderman Lauderdale asked if we would have to take a deed to it.

Kenny Stockton answered yes.

Kenny Stockton stated that we needed a legal description, and they need to get us a title policy.

Mayor Johnson asked the Homeowners association if they have looked into the bylaws to see how they would need to handle it on their side, how they can legally give it to us.

Richard Storey answered that it would need to be a majority vote

Kenny Stockton recommends that the City gets a good legal description and that the Homeowners association does a title policy.

Motion was duly made by Alderman Manning, and seconded by Alderman Higdon that the City will tentatively commit to accepting Sam Taylor Drive as a City street, provided that the title has been reviewed by the City Attorney, a report has been prepared by the City Attorney on the clear title, the street is brought up to the specifications provided, and the Homeowners association receives a majority vote to give the street to the City. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**AUTHORIZE TO ACCEPT THE LOW AND BEST BID FOR THE DWSI WATER PROJECT, FOR THE CONSTRUCTION OF INSTALLATION OF NEW WATER MAINS, VALVES, HYDRANTS, AND IMPROVEMENTS TO THE EXISTING WATER PLANT**

Joe Frank Lauderdale went over bids for this project, and stated that Cleveland Construction was the low bid for this portion of the project. Joe Frank Lauderdale recommended that we accept the low bid of \$318,590.00 from Cleveland Construction.

Joe Frank Lauderdale also went over the details for the loan of the project.

Mayor Johnson stated that this will be for the budget year 2012-2013.

Motion was duly made by Alderman Tipton, and seconded by Alderman Higdon to authorize to accept the low bid in the amount of \$318,590.00 from Cleveland Construction for the construction of installation of new water mains, valves, hydrants, and improvements to the existing water plant. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**AUTHORIZE TO ACCEPT THE LOW AND BEST BID FOR THE DWSI WATER PROJECT, FOR THE CONSTRUCTION OF A 500,000 GALLON ELEVATED STORAGE WATER TANK**

Joe Frank Lauderdale went over the bid results for the water tanks. The multi column tank is the cheapest. There was a big difference in the prices of the other styles of tanks. Joe Frank Lauderdale recommends accepting the low bid of \$692,000.00 from Caldwell Tanks for an Oblatoid water tank.

Alderman Tipton asked if the height of this tank is the same as the Hydropillar.

Joe Frank Lauderdale answered yes.

Alderman Miller asked if we were going to get our choice of colors.

Mayor Johnson stated that they would provide us with different color options to choose from.

Alderman Lauderdale asked about the locations of the signs on the tank.

Joe Frank Lauderdale answered that there would be a place for two signs.

Motion was duly made by Alderman Miller, and seconded by Alderman Tipton to authorize to accept the low bid of \$692,000.00 from Caldwell Tanks. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**AUTHORIZE THE FIRE DEPARTMENT TO PURCHASE A 2011 CHEVY TAHOE WITH THE MISSISSIPPI INSURANCE REBATE MONEY**

Alderman Miller wanted to commend the Fire Chief for finding this money to use instead of using the general fund.

Mayor Johnson also commended the Fire Chief for finding this money.

Motion was duly made by Alderman Higdon, and seconded by Alderman Miller to authorize the Fire Department to purchase a 2011 Chevy Tahoe with the Mississippi Insurance rebate money. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**AUTHORIZE TO HIRE DONDE BALDWIN IN THE SEWER DEPARTMENT AT A SALARY OF \$55,000.00**

Motion was duly made by Alderman Tipton, and seconded by Alderman Lauderdale to hire Donde Baldwin, in the Sewer department, at a salary of \$55,000.00, to serve at the will and

pleasure of the Mayor and Board of Aldermen, effective as soon as we need him. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**AUTHORIZE THE MAYOR TO SIGN "ADOPT AN INTERCHANGE" AGREEMENT WITH MDOT**

Alderman Miller asked about the landscaping for this area and where would the money come from?

Mayor Johnson answered that we would have to sub this out, and we are just going to have to find the money and budget it in. We plan on getting ideas from landscapers on planting something on the high slopes that would be low maintenance. If we had something like that we might be able to cut it ourselves.

Mayor Johnson asked stated that if they are going to authorize him to sign this, we need to figure out when we want to adopt it.

Alderman Hobbs stated that it needs cutting again and MDOT won't be back until the fall to cut it.

Kenny Stockton stated that when he spoke with MDOT, it probably wouldn't be until August before this is approved.

Motion was duly made by Alderman Miller, and seconded by Alderman Higdon. Alderman Miller withdrew his motion.

Motion was duly made by Alderman Hobbs, and seconded by Alderman Lauderdale to authorize the Mayor to sign "Adopt an Interchange" agreement with MDOT, and send to them to be effective when MDOT signs the agreement. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**CLOSED SESSION**

Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to go into a closed session to discuss going into executive session. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**EXECUTIVE SESSION FOR CONTRACT NEGOTIATIONS**



CITY OF HERNANDO REGULAR MEETING JULY 19, 2011

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Miller to go into executive session for contract negotiations. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**COME OUT OF EXECUTIVE SESSION**

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Tipton to come out of executive session. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of July 2011.

**ADJOURN**

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

Motion passed with a unanimous vote of "Aye".

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MAYOR CHIP JOHNSON

ATTEST:

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KATIE SUBIA, CITY CLERK