



MEETING OF THE MAYOR AND BOARD OF ALDERMEN
SOUTHAVEN, MISSISSIPPI
MUNICIPAL COURT
November 5, 2019
6:00 p.m.
AGENDA

1. Call To Order
2. Invocation
3. Pledge Of Allegiance
4. Approval of Minutes: October 15, 2019 & October 18, 2019
5. FY 2019 Audit Engagement Agreement
6. 2018 JAG Rescission
7. SPD Agreement with Virtual Academy
8. SPD Agreement with Industrial/Organizational Solutions, Inc.
9. Resolution for SPD Sole Source
10. SPD Surplus
11. Application for SFD Grant
12. Contract with Argo Entertainment, LLC
13. Resolution for Freeport Warehouse Tax Exemption for Avanos Medical Sales, LLC
14. Resolution for Sanitation Assessment
15. Contract with Ideal Chemical
16. Paving Proposal Acceptance and Authorization to Post for Personnel Positions
17. Request for Attorney General Opinion Regarding Aldermen's Role in Day-to-Day Operations (Specifically, Public Safety Communication Interference, Personnel Management Interference, and Using the Position of Alderman for Pecuniary Gain
18. Handbook Amendment
19. FILOT Agreement with Southaven, Medline and Desoto County
20. Resolution to Clean Private Property
21. Planning Agenda
 - ITEM #1 Application by Laney Funderburk for subdivision approval to revise Belle Pointe Subdivision Section "D" on the north side of Church Road, east of East Pointe Drive.
 - ITEM #2 Application by Dewayne and Linda Haddock for subdivision approval of Haddock Subdivision on the south side of College Road, east of Old Airways.
 - ITEM #3 Application by Lifestyle Communities, LLC for subdivision approval of lots 18 and 20 of Silo Square Commercial Subdivision Phase 1 on the west side of Getwell Road at May Blvd.
 - ITEM #4 Application by Lifestyle Communities, LLC for design review approval of buildings 18 and 13 of Silo Square Commercial Subdivision Phase 1.
 - ITEM #5 Application by Lifestyle Communities, LLC for design review approval of buildings 20 and 15 of Silo Square Commercial Subdivision Phase 1.
 - ITEM #6 Application by Planters Bank for design review approval of a bank establishment to be located on lot 2 of Silo Square Commercial Subdivision Phase 1.
 - ITEM #7 Application by Lifestyle Communities, LLC for subdivision approval of Silo Square Phase 1A on the west side of Getwell Road, south of May Blvd.
 - ITEM #8 Application by Percy and Mary Smith for subdivision approval to subdivide 7.84 acres of property on the east side of Swinnea Road, north of Star Landing Road into 2 lots.

22. Mayor's Report

23. Citizen's Agenda: Peggy Linton, House of Grace

24. Personnel Docket

25. City Attorney's Legal Update

26. Utility Bill Adjustment Docket

27. Claims Dockets: Docket 1

Docket 2

28. Executive Session: Claims/Litigation against SPD/Utilities/Public Works; Land Acquisition (acquiring of Easement); SPD Personnel; Economic Development

Any citizen wishing to comment on the above items may do so.
Items may be added to or omitted from this agenda as needed.

**MINUTES OF THE REGULAR MEETING
OF November 5, 2019
OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF SOUTHAVEN, MISSISSIPPI**

BE IT REMEMBERED that the Mayor and Board of Aldermen of the City of Southaven, Mississippi met in Regular Session on the 5th day of November, 2019 at six o'clock (6:00) p.m. at City Municipal Court.

Present were:

William Brooks	Alderman At Large
Kristian Kelly	Alderman, Ward 1
Charlie Hoots	Alderman, Ward 2
George Payne (By Teleconference)	Alderman, Ward 3
Joel Gallagher	Alderman, Ward 4
John David Wheeler	Alderman, Ward 5
Raymond Flores	Alderman, Ward 6

Also present were Mayor Musselwhite, Andrea Mullen, City Clerk, and Nick Manley, City Attorney. Approximately forty (40) other people were present.

Mayor Musselwhite called the meeting to order. Alderman Gallagher led in prayer followed by the Pledge of Allegiance led by Alderman Hoots. Next, a motion was made by Alderman Brooks to approve the minutes of the regular meeting of October 15, 2019 with any corrections, deletions, or additions necessary. Motion was seconded by Alderman Wheeler. Motion was put to a vote and passed unanimously.

A motion was then made by Alderman Brooks to approve the minutes of the special called meeting of October 18, 2019 with any corrections, deletions, or additions necessary. Motion was seconded by Alderman Hoots. Motion was put to a vote and passed unanimously.

FY 2019 AUDIT ENGAGEMENT AGREEMENT

Chris Wilson, City Administrator, presented this item to the Board.

Mr. Wilson stated that this agreement is with Fortenberry & Ballard to perform the FY19 audit at the rate of \$34,000.00 for the audit, not to exceed an additional \$7,500.00 for any additional work that may be needed. Mr. Wilson stated that the City has used them the past several audits and they have been pleased with their services and timely manner. Alderman Flores made the motion to approve the agreement with Fortenberry & Ballard. Motion was seconded by Alderman Wheeler.

Roll call was as follows:

ALDERMAN

VOTED

Alderman Brooks

YES

Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the agreement is attached to these minutes.

2018 JAG RESCISSION

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that Chief Moore and Chris Wilson reviewed the new requirements for the JAG Grants. Based on the review, they have reached a decision that the administrative burden of grant compliance outweighs the benefits of applying for future JAG grants. Also, there is a requirement that Desoto County be more involved with the funds even though it is not a recipient of the funds, which could further complicate the Grant process. In addition, Olive Branch is also rescinding its participation too. A motion was made by Alderman Brooks to authorize rescission of the JAG Grant in the amount of \$17,012.00 pursuant to the authority in Miss. Code 21-17-5 and to authorize Chris Wilson and/or the Mayor to draft any correspondence regarding the rescinding. Motion was seconded by Alderman Kelly.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

SPD AGREEMENT WITH VIRTUAL ACADEMY

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that this agreement will allow for online training for SPD Officers for certain courses. The cost is \$35 per officer per year. Virtual Academy has revised the contract to reflect the requested changes. Alderman Gallagher made the motion to authorize Chief Moore to sign the agreement. Motion was seconded by Alderman Wheeler.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the agreement is attached to these minutes.

SPD AGREEMENT WITH INDUSTRIAL/ORGANIZATIONAL SOLUTIONS, INC.

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that the Police Department is requesting to purchase promotional testing from Industrial/Organizational Solutions, Inc. Before purchase, the City must sign their security agreement. Alderman Gallagher made the motion to authorize Chief Moore to sign the security agreement. Motion was seconded by Alderman Brooks.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the agreement is attached to these minutes.

RESOLUTION FOR SPD SOLE SOURCE

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that this resolution will allow for the purchase of Stop Sticks from Stop Stick, Ltd on a sole source basis. After hearing from Mr. Manley, the Board of Alderman considered the following resolution:

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF SOUTHAVEN, MISSISSIPPI
AUTHORIZING SINGLE SOURCE ITEM PURCHASE**

WHEREAS, the City of Southaven Police Department ("City") is in need of Stop Sticks ("Sticks"), which allow the City officer to stand a safe distance from the road and assist the City with stopping fleeing vehicles and ensuring the City streets are safe; and

WHEREAS, based on the need by the City Police of the exact Sticks as specifically set forth in Exhibit A and the sole source letter and justification as set forth in Exhibit A, the City hereby approves the single source purchase of the Sticks from Stop Stick, Ltd pursuant to Mississippi Code 31-7-13(m) (viii); and

NOW, THEREFORE, BE IT ORDERED by the Board of Aldermen of the City, to wit:

1. Pursuant to Mississippi Code 31-7-13(m) (viii), the City Police Department is authorized to purchase the Sticks in the amount of \$7,603.00 from Stop Stick, Ltd as set forth in Exhibit A on a single-source basis.
2. The Mayor, City Police Chief or their designee(s) are authorized to spend funds, including grant funds and take all actions to effectuate the intent of this Resolution.

Following a reading of the foregoing resolution, Aldermen Brooks made the motion and Alderman Hoots seconded the motion for its adoption. The Mayor put the question to a roll call vote and the result was as follows:

Alderman William Brooks	voted: YES
Alderman Kristian Kelly	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES
Alderman John Wheeler	voted: YES
Alderman Raymond Flores	voted: YES
Alderman Charlie Hoots	voted: YES

RESOLVED AND DONE, this 5th day of November, 2019.

A copy of the sole source letter that includes the patent number and quote is attached to these minutes.

SPD SURPLUS

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that this resolution will allow for the surplus of SPD Equipment in accordance with Miss. Code 17-25-25. After hearing from Mr. Manley, the Board of Alderman considered the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI DECLARING SURPLUS PROPERTY

WHEREAS, the City of Southaven ("City") Police Department is presently in possession of certain surplus vehicles as set forth in Exhibit A (collectively "the Property"); and

WHEREAS, pursuant to Mississippi Code 17-25-25, it has been recommended to the Mayor and Board of Aldermen that the Property be declared as surplus and sold and/or disposed of as appropriate and in accordance with Mississippi Code 17-25-25, as the Property has no value to the City and its citizens due to the fact that they are not mechanically sound, and the Property removed from the fixed assets inventory; and

WHEREAS, the Mayor and Board of Aldermen are desirous of disposing of the Property and amending, its fixed assets inventory pursuant to State guidelines; and

NOW, THEREFORE, BE IT ORDERED by the Mayor and Board of Aldermen of the City of Southaven, Mississippi as follows, to wit:

1. The Property be hereby declared as surplus property.
2. The City Police Chief, or his designee, is hereby authorized and directed to follow Mississippi Code 17-25-25 for the disposition of the Property.

Motion was made by Alderman Brooks and seconded by Alderman Kelly, for the adoption of the above and foregoing Resolution, and the question being put to a roll call vote, the result was as follows:

Alderman William Brooks	voted: YES
Alderman Kristian Kelly	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES

Alderman John Wheeler	voted: YES
Alderman Raymond Flores	voted: YES
Alderman Charlie Hoots	voted: YES

RESOLVED AND DONE, this 5th day of November, 2019.

A copy of the PD surplus request and list of equipment is attached to these minutes.

ACCEPTANCE OF SFD GRANT

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that this is a Department of Homeland Security Grant for \$10,000 that the SFD has received for the purchase of taskforce related equipment and approval of acceptance is needed. This is a non-matching re-imbursement grant, so it is at no cost for the SFD. A motion was made by Alderman Brooks to authorize Chief Scallions to sign for grant acceptance. Motion was seconded by Alderman Hoots.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the grant award is attached to these minutes.

CONTRACT WITH ARGO ENTERTAINMENT, LLC

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that this agreement is similar to the agreements with Argo Entertainment, LLC in the past and it will allow Argo to host the July 4th Event for the City, which shall include fireworks, musical entertainment, and other activities as set forth in the contract. Alderman Brooks made the motion to authorize Mayor Musselwhite to sign the agreement with Argo Entertainment, LLC. Motion was seconded by Alderman Kelly.

Roll call was as follows:

ALDERMAN

VOTED

Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the contract is attached to these minutes.

**RESOLUTION FOR FREEPORT WAREHOUSE TAX EXEMPTION FOR
AVANOS MEDICAL SALES, LLC**

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that this resolution will authorize a Freeport Warehouse Tax Exemption for Avanos Medical Sales, LLC for those finished goods stored in the warehouse, which are in transit to a final destination outside the State of Mississippi. The Desoto County Board of Supervisors and the Desoto Economic Council recommended approval. After hearing from Mr. Manley, the Board of Alderman considered the following resolution:

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE
CITY OF SOUTHAVEN, MISSISSIPPI, GRANTING FREEPORT
WAREHOUSE AD VALOREM TAX EXEMPTION TO AVANOS
MEDICAL SALES, LLC. AS AUTHORIZED BY SECTION 27-31-51 ET.
SEQ., OF THE MISSISSIPPI CODE (1972), AS AMENDED**

WHEREAS, Avanos Medical Sales, LLC (Avanos) seeks an exemption from ad valorem taxes at its warehouse operation located at 8655 Commerce Drive, Ste. 101, Southaven, Mississippi to the fullest extent permitted by statute on all personal property held in the applicant's finished good warehouse and in transit through the State of Mississippi and which either is moving in interstate commerce through or over the territory of the State of Mississippi or is consigned or transferred to Avanos' finished goods warehouse for storage in transit to a final destination outside the State of Mississippi; and

WHEREAS, Avanos has filed an Application with the City for exemption from freeport tax warehouse ad valorem tax exemption; and

WHEREAS, Avanos has produced written verification and documentation to this Board as to the authenticity and correctness of its Application; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Southaven, Mississippi, as follows, to-wit:

1. That Avanos ships personal property to a final destination outside the State of Mississippi during the calendar year.
2. That Avanos is qualified to make application for exemption from freeport warehouse ad valorem tax.
3. Based on the recommendation of the DeSoto Economic Council, this Mayor and Board of Alderman of the City of Southaven, Mississippi, believe that it should exercise its discretionary authority to exempt from all freeport taxes to the full extent permitted by statute all personal property held in Avanos' ^{freeport} warehouse and in transit through this State and which either is moving in interstate commerce through or over the territory of the State of Mississippi or is consigned or transferred to Avanos' finished goods warehouse for storage in transit to a final destination outside the State of Mississippi as authorized by Section 27-31-51 et seq. of the Mississippi Code (1972) as amended.
4. That the Clerk of this Board is hereby directed to spread a copy of this Resolution on the minutes of this Board; and that said Clerk shall forward the original Application and a certified copy of the transcript of this Resolution approving said Application to the Tax Assessor of DeSoto County, Mississippi.

After a full discussion of this matter, ALDERMAN Brooks moved that the foregoing Resolution be adopted. The motion was seconded by ALDERMAN Flores. Upon the question being put to a vote, Members of the Board of Aldermen voted as follows:

Alderman William Brooks	voted: YES
Alderman Kristian Kelly	voted: YES
Alderman Charlie Hoots	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES
Alderman John Wheeler	voted: YES
Alderman Raymond Flores	voted: YES

RESOLVED AND DONE, this 5th day of November, 2019.

A copy of the application is attached to these minutes.

RESOLUTION FOR SANITATION ASSESSMENT

Nick Manley, City Attorney, presented this item to the Board.

This resolution will allow for either a car tag assessment or lien on properties which have not paid the sanitation fee to the City. The Board of Alderman considered the following resolution:

RESOLUTION FOR ASSESSING UNPAID SANITATION FEES

WHEREAS, the City of Southaven ("City") operates and maintains a garbage and rubbish collection system; and

WHEREAS, the City previously implemented a \$12.00 per month sanitation fee to defray the cost for the operating and maintaining of the garbage and rubbish collection system; and

WHEREAS, despite correspondence requesting that the City residents pay the sanitation fee and providing the residents the opportunity to address the City Board at previous City meetings, the residents listed at the properties on Exhibit A have failed to pay the sanitation fee; and

WHEREAS, the individuals were provided an opportunity for a hearing at the City Board Meetings regarding the delinquent assessments and chose not to attend the hearing; and

WHEREAS, the City desires to collect the sanitation fees from the individuals and in the amount as set forth in Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Southaven, Mississippi, as follows, to-wit:

1. Pursuant to Mississippi Code Section 21-19-2, the City Public Works Director and his staff are authorized to notify the Desoto County Tax Collector of the unpaid fees for those residents as set forth in Exhibit A. Upon receipt of the residents and addresses as set forth in Exhibit A from the City, the Desoto County Tax Collector shall not issue or renew a motor vehicle road and bridge privilege license for the motor vehicle owned by those individuals, unless such fees or charges, in addition to any other taxes or fees assessed against the motor vehicle, are paid.

2. In lieu of filing the assessments with the Desoto County Tax Collector, the City, pursuant to Mississippi Code 21-19-2, may file a lien on the property offered the sanitation service.

3. The Mayor, City Public Works Director and any of their designees are authorized to take any and all action to effectuate the intent of this Resolution.

After a full discussion of this matter, ALDERMAN Brooks moved that the foregoing Resolution be adopted. The motion was seconded by ALDERMAN Kelly. Upon the question being put to a vote, Members of the Board of Aldermen voted as follows:

Alderman William Brooks	voted: YES
Alderman Kristian Kelly	voted: YES
Alderman George Payne	voted: YES
Alderman Joel Gallagher	voted: YES
Alderman John Wheeler	voted: YES
Alderman Raymond Flores	voted: YES
Alderman Charlie Hoots	voted: YES

RESOLVED AND DONE, this 5th day of November, 2019.

A list of addresses with unpaid sanitation fees is attached to these minutes.

CONTRACT WITH IDEAL CHEMICAL

Nick Manley, City Attorney, presented this item to the Board.

Mr. Manley stated that the Utilities Department went to bid for water treatment chemicals and Ideal Chemical was the only bidder. Alderman Kelly made the motion to accept Ideal Chemical as the low and only bid for a period of one (1) year. Motion was seconded by Alderman Brooks.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the contract is attached to these minutes.

PAVING PROPOSAL ACCEPTANCE AND AUTHORIZATION TO POST FOR PERSONNEL POSITIONS

Mayor Musselwhite presented this item to the Board.

Alderman Brooks made the motion to accept the paving proposal and authorize posting for personnel positions. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

REQUEST FOR ATTORNEY GENERAL OPINION REGARDING ALDERMEN'S ROLE IN DAY-TO-DAY OPERATIONS (SPECIFICALLY, PUBLIC SAFETY COMMUNICATION INTERFERENCE, PERSONNEL MANAGEMENT INTERFERENCE, AND USING THE POSITION OF ALDERMAN FOR PECUNIARY GAIN

Mayor Musselwhite presented this item to the Board.

Alderman Brooks made the motion to request an Attorney General Opinion regarding an Aldermen's role in day-to-day operations. More specifically, public

safety communication interference, personnel management interference, and using the position of Alderman for pecuniary gain.

Alderman Hoots asked if the Aldermen would be privy to the questions prior to submitting to the Attorney General's Office and if they were allowed to ask questions as well. Mayor Musselwhite stated that they could certainly do so.

Alderman Brooks stated that there was a misunderstanding with what their authorities are as Aldermen and then read aloud Miss. Code 21-3-15 (1972) which sets forth the powers of the Mayor in a Code Charter form of government. Alderman Brooks added that Aldermen have no authority in day-to-day functions in municipal departments.

Mayor Musselwhite stated that the request to get an Attorney General Opinion was done by the Board of Alderman. Mayor Musselwhite stated that there have been some situations that he and department heads believed to be very dangerous for the City in general and added that the request was specifically related to Alderman Hoots.

Mayor Musselwhite stated that there are some things that have occurred that have become very dangerous:

The Police Department sends a daily report to the Mayor and Board of any criminal activity that happens throughout the day. State law says to inform Board members what is going on but there has to be a limit to the involvement in day-to-day operations.

Mayor Musselwhite stated that multiple phone calls are made to the Police Chief and Deputy Chief, which are distracting. Mayor Musselwhite added that there is a chain of command where the Police Chief will make a decision on when to release a statement to the public, at which point, the Mayor will release. Mayor Musselwhite stated that information being released prematurely could:

1. jeopardize a police investigation
2. create liability hazards
3. create undue panic

Mayor Musselwhite stated that he had spoken with Alderman Hoots numerous times about these issues and he refused to change his behavior.

Personnel Management

Mayor Musselwhite stated that it clearly states that an Alderman's role is to not be involved in the management of day-to-day activities. That includes supervision and management of personnel. Mayor Musselwhite stated that there have been numerous occasions to where Alderman Hoots has gone around him and had conversations with department heads and individual employees. Mayor Musselwhite explained that comments had been made to where they had to do damage control.

Mayor Musselwhite listed the following concerns:

1. Nepotism- the City of Southaven policy states that if related, employees cannot work in the same department together, which is followed strictly as there are many situations where employees are related. An employee reported that they had some discussion as it relates to nepotism with Alderman Hoots.
2. A former Deputy Police Chief stated that Alderman Hoots did not support him nor the current Police Chief.
3. A fire engine was responding to a call and a person turned in front of the fire engine causing an accident. There were multiple reports that Alderman Hoots made the scene and then followed the Fire Department back to the station and made the comment in the presence of the driver that the City will be paying for this one a long time.
4. An employee at the Fire Department reported that a comment was made by Alderman Hoots to not forget that he is in the media and needs some business.

Alderman Hoots responded that he did not think that Mayor Musselwhite had ever been in favor of him having the position of Alderman. Mayor Musselwhite stated that he did not think the Alderman Hoots was a good Alderman.

Alderman Hoots responded to some of Mayor Musselwhite's comments:

1. Alderman Hoots stated that his reason for showing up at the wreck with the Fire Department was out of concern for the employees.
2. The only conversation that he had was to ask if they were okay.
3. Stated that he did not make any comments about the City paying for a long time.
4. Stated that he will text the Police Chief or Deputy Chief and ask if they will share information when they can
5. Expressed that there was a misunderstanding as it relates to the nepotism comment.
6. He had a conversation with an employee about sending him some information to help get the word out about smoke detectors that they are installing.

Mayor Musselwhite stated that he will bring people forward at the next meeting to testify. Alderman Hoots expressed that he felt that employees were intimidated by the Mayor and would ask that they be put under oath. Alderman Hoots added that he felt that information gets skewed when it got back to the Mayor.

Alderman Hoots then stated that he looked forward to hearing back from the Attorney General about these issues.

Mayor Musselwhite open the floor for the Aldermen to speak.

Alderman Brooks stated that his biggest issue is separation of powers and speaking on behalf of the Board.

Alderman Gallagher expressed that they thought they had made it clear that Alderman Hoots could not speak for the Board and that he could not go to

employees and speak on their behalf. Alderman Gallagher stated that this behavior has to stop.

Motion was seconded by Alderman Gallagher.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

HANDBOOK AMENDMENT

Chris Wilson, City Administrator, presented this item to the Board.

Ethics Policy

Mr. Wilson stated that we had a standard audit for one of our federal grants and the question came up about conflict of interest. Mr. Wilson stated that the ethics policy was presented to them and they suggested that we strengthen a section of the ethics policy specifically regarding conflicts of interest and the procurement of federal grants and that is what this language does. Alderman Brooks made the motion to amend the Ethics Policy. Motion was seconded by Alderman Wheeler.

A copy of the amended ethics policy is attached to these minutes.

FILOT AGREEMENT WITH SOUTHAVEN, MEDLINE AND DESOTO COUNTY

Mayor Musselwhite stated that this item will not be discussed as they are waiting on additional information.

RESOLUTION TO CLEAN PRIVATE PROPERTY

Mayor Musselwhite introduced the cleaning of property and asked if there were any comments from the Board and there were none. Mayor Musselwhite then asked for any comments from the public and there were none. The following resolution was considered by the Board of Alderman:

RESOLUTION GRANTING AUTHORITY TO CLEAN PRIVATE PROPERTY

WHEREAS, the governing authorities of the City of Southaven, Mississippi, have received numerous complaints regarding the parcel of land located at the following address, to-wit:

8761 Chesterfield Drive

8044 Ashbrook Drive

to the effect that the said parcel of land has been neglected whereby the grass height is in violation and there exist other unsafe conditions and that the parcel of land in the present condition is deemed to be a menace to the public health and safety of the community.

WHEREAS, pursuant to Section 21-19-11 of the Mississippi Code Annotated (1972), the governing authorities of the City of Southaven, Mississippi, provided the owners of the above described parcel of land with notice of the condition of their respective parcel of land and further provided them with notice of a hearing before the Mayor and Board of Aldermen on Tuesday, November 5, 2019, by United States mail and by posting said notice, to determine whether or not the said parcel of land were in such a state of uncleanness as to be a menace to the public health and safety of the community.

WHEREAS, none of the owners of the above described parcel of land appeared at the meeting of the Mayor and Board of Aldermen on Tuesday, November 5, 2019, to voice objection or to offer a defense.

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Mayor and Board of Alderman of the City of Southaven, Mississippi, that the above described parcel of land located at:

8761 Chesterfield Drive

8044 Ashbrook Drive

is deemed in the existing condition to be a menace to the public health and safety of the community.

BE IT FURTHER RESOLVED that the City of Southaven shall, if the owners of the above described parcel of land do not do so themselves, immediately proceed to clean the respective parcel of land, by the use of municipal employees or by contract, by cutting weeds and grass and removing rubbish and other debris.

Following the reading of this Resolution, it was introduced by Alderman Brooks and seconded by Alderman Kelly. The Resolution was then put to a roll call vote and the results were as follows, to-wit:

ALDERMAN

VOTED

Alderman William Brooks

YES

Alderman Kristian Kelly

YES

Alderman Charlie Hoots

YES

Alderman George Payne

YES

Alderman Joel Gallagher

YES

Alderman John David Wheeler	YES
Alderman Raymond Flores	YES

The Resolution, having received a majority vote of all Aldermen present, was declared adopted on this, the 5th day of November, 2019.

A copy of the notices along with pictures of the properties is attached to these minutes.

PLANNING AGENDA

Planning Agenda presented by Whitney Cook, Director of Planning & Development.

ITEM #1 Application by Laney Funderburk for subdivision approval to revise Belle Pointe Subdivision Section "D" on the north side of Church Road, east of East Pointe Drive.

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval to revise Lot 283 of Belle Pointe Subdivision, Section D on the north side of Church Road, east of East Pointe Drive. Mrs. Choat-Cook explained that this area is not buildable due to limited area and the required setbacks associated with lot 283 nor is it a feasible area to fence due to the sharp triangular point that it comes to. If incorporated into lot 1 of Section E, it provides a cleaner boundary line for fencing and mowing. Both lots would be above the 20,000 sq. ft. minimum required in the subdivision. Mrs. Choat-Cook stated that the Planning Commission voted unanimously in favor of the application. Alderman Wheeler made the motion to approve the application by Laney Funderburk. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the staff report and final plat is attached to these minutes.

ITEM #2 Application by Dewayne and Linda Haddock for subdivision approval of Haddock Subdivision on the south side of College Road, east of Old Airways.

Mrs. Choat-Cook stated that this request is for a minor subdivision application. There are two lots on the south side of College Road, east of Old Airways. The overall site is 5 acres and the applicant is requesting to break it down into two lots. One lot with 1.82 acres and the other with 3.18 acres. There is a house on one and there is an easement for an existing drive down the east side. Mrs. Choat-Cook stated that it complies with our subdivision regulations regarding minor lots that is less than three lots. It is an agricultural zone and with that being said, there are no standard road improvements to be done. The Planning Commission voted unanimously in favor the application. Alderman Gallagher made the motion to approve the subdivision application. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the staff report and vicinity map is attached to these minutes.

ITEM #3 Application by Lifestyle Communities, LLC for subdivision approval of lots 18 and 20 of Silo Square Commercial Subdivision Phase 1 on the west side of Getwell Road at May Blvd.

Mrs. Choat-Cook stated that this applicant is requesting subdivision approval for both Lots 18 and 20 at the Silo Square Commercial Subdivision, Phase 1 on the west side of Getwell Road, south of May Boulevard. Both lots encompass 0.944 acres of property and run adjacent to the already recorded Lot 17 which is under construction. A standard 10 foot utility easement is being shown on all four sides of the lot along with a 15 foot front setback line to address the building proximity to the ROW. The right-of-way for May Boulevard shown on the plat has already been dedicated via a separate application and all bonds have been addressed. No ingress /egress have been shown for the two lots, so point of access will be directly from May Boulevard and also the private drive to the north of these lots which allows for access to the rear of the building. The applicant has met the bulk regulations set forth in the ordinance for such a request. The applications for each

lot were brought in separately so prior to recording of the plat the applicant needs to merge the two lots onto one single plat for recording purposes. With those comments staff recommends approval. Alderman Flores made the motion to approve the subdivision application with stated comments. Motion was seconded by Alderman Wheeler.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the staff report, plat of survey, and certificate sheet is attached to these minutes.

ITEM #4 Application by Lifestyle Communities, LLC for design review approval of buildings 18 and 13 of Silo Square Commercial Subdivision Phase 1.

Mrs. Choat-Cook stated that the applicant is requesting design review approval for building 18 which is approximately 14,000 sq. ft. mixed use building on the west side of Getwell Road, south of future May Boulevard. It already has the standard materials as the ones that were already approved and are under construction at this time. The only difference between these buildings and the ones that are under construction are those are three-story buildings and these are two-story buildings. The landscape template that is being carried over from Lot 16 and 17 will carry on to these lots. All of the materials and lighting will stay the same. There were no comments from the design review at the planning commission and it was voted unanimously in favor of. Alderman Flores made the motion to approve the design review application. Motion was seconded by Alderman Gallagher.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES

Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the staff report is attached to these minutes.

ITEM #5 Application by Lifestyle Communities, LLC for design review approval of buildings 20 and 15 of Silo Square Commercial Subdivision Phase 1.

Mrs. Choat-Cook stated that the applicant is requesting design review approval for Building 20 which is approximately 14,000 sq. ft. mixed use building on the west side of Getwell Road, south of future May Boulevard. This will be a two-story building using the same materials as what was already approved. Mrs. Choat-Cook stated that they will have brick above the bottom floor, same color effects on the bottom, two types of canopies, and landscape will remain the same. There were no comments from the planning commission and it was voted unanimously in favor of. A motion was made by Alderman Flores to approve the design review. Motion was seconded by Alderman Brooks.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the staff report is attached to these minutes.

ITEM #6 Application by Planters Bank for design review approval of a bank establishment to be located on lot 2 of Silo Square Commercial Subdivision Phase 1.

Mrs. Choat-Cook stated that the applicant is requesting design review approval for the new Planters Bank to be located on the northwest corner of Getwell Road and May Boulevard. This is going to be on lots two and three of silo square,

where Slims Chicken is on Lot 1. Mrs. Choat-Cook stated that sometime back, they merged lots two and three because Planters Bank had decided to place their headquarters there. This will be a two-story building with solid brick, a huge garden atrium on the outside around the back for the workers, encompassing a sidewalk around the entire area for a walk space to get into the main entry point. The brick color has an aged look so it will follow suit with the main street appeal. There were no comments regarding the actual elevations in the lighting. Mrs. Choat-Cook stated that they are having them match the acorn lighting and they have agreed to do that. Their landscaping was incomplete and staff is waiting to get the designs. The Planning Commission voted to allow staff to look at them administratively and approve it with all of the other comments. Ald. Flores made the motion to approve the design review application with all comments. Motion was seconded by Alderman Brooks.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the staff report and elevations is attached to these minutes.

ITEM #7 Application by Lifestyle Communities, LLC for subdivision approval of Silo Square Phase 1A on the west side of Getwell Road, south of May Blvd.

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval for Silo Square Phase 1A on the south side of May Boulevard, west of Getwell Road. This is for phase 1 of the single-family residential. This section contains 17.99 acres with 49 lots and 3 common open spaces. These lots are part of the approved master plan as part of the 50'x120' rear load lots which have a minimum heated square footage of 1,800. There are two points of access off of May Blvd. into this section. Along May Boulevard, there is a common open space shown to buffer the rear of the housing from the actual roadway. Internal alleys are shown as private drives which will be maintained by a homeowner's association. The public roadways are shown with a typical fifty (50) foot section while the private drives are shown with twenty (20) feet which is standard. The application has met the approved design per the Silo Square PUD master plan and text. Staff asked that the plat be renamed as it will get confusing during the recording process if

commercial areas are identified as Phase 1 as well as residential. The first plat approved for the single family residential was directly adjacent to Tchulahoma Road and was named Section "I". This section should follow the alphabetic identification to stay consistent and allow the commercial to record with phase numbers. The USPS is now attempting to require that all new developments remove mailboxes and place a community box within the open space for residents to receive mail in which the developer has agreed to have a community mailbox. Mrs. Choat-Cook stated that some of the Planning Commissioners brought up the issue of rentals and how to prevent it. The applicant stated that the covenants state that if you own a home there, you may only own one home that could rented. Mrs. Choat-Cook stated that the application was voted unanimously in favor by the Planning Commission. Alderman Flores made the motion to approve the application. Motion was seconded by Alderman Brooks.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the staff report is attached to these minutes.

ITEM #8 Application by Percy and Mary Smith for subdivision approval to subdivide 7.84 acres of property on the east side of Swinnea Road, north of Star Landing Road into 2 lots.

The applicant is requesting subdivision approval to split 7.84 acres of property on the east side of Swinnea Road, north of Star Landing Road into 2 lots. Per the warranty deed, this property is identified as Lot 15 of the Jones Richardson Estate so the applicant has identified the new lots as Lot 15A with 3.15 acres and Lot 15B with 4.69 acres. Lot 15B is a flag shaped lot which has a fifty (50) foot wide narrow area down the south side of the property to give direct access to Swinnea Road. Lot 15A is situated in front of lot 15B so it has complete road frontage on Swinnea Road. There is an existing OHP easement which is shown as one hundred (100) feet wide and runs along the middle of Lot 15A. All standard utility easements have been placed on the plat for recording. The application has met the bulk regulations set forth in the ordinance for such a request. Staff has researched this subdivision identifying this as Lot 15 and cannot find a plat or reference in the county's land records with the exception of the owner's warranty deed. After extensive discussions with the Chancery Clerk's Office it seems that there was never a plat associated with this property, but only an exhibit attached to the deed or record;

therefore, this land stands on its own and can be formally recorded as a minor 2 lot subdivision. Staff recommends identifying the property as such. Alderman Gallagher made the motion to approve the application with the stated comments. Motion was seconded by Alderman Wheeler.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the staff report and survey is attached to these minutes.

ITEM#9 Application by Rick Neal for subdivision approval to revise the Neal Minor Subdivision on the north side of Desoto Road, west of Horn Lake Road

Mrs. Choat-Cook stated that the applicant is requesting to revise the existing Neal Minor Lot Subdivision on the north side of Desoto Road, west of Horn Lake Road which currently encompasses 4 lots ranging in size from 1.5 acres to 4.37 acres. The applicant owns both lots 1 and 2 and is requesting to merge them into one larger lot. The recorded plat shows these lots as having 2.65 acres for lot 1 and 3.48 acres for lot 2. The merging of the two lots would create a 6.13-acre lot. There is an existing ingress/egress recorded between lots 1 and 3 which allowed for access to both lot 2 and 4 that is not being revised and will still allow for access to lot 4. All road dedications for Desoto Road have been addressed in the original plat. The application has met the bulk regulations set forth in the ordinance for such a request. Staff is concerned with identifying the new lot as lot 1A which leads people to search for lot 1B and there will not be one recorded with this plat. It is staff's suggestion that they identify it as lot 1 or lot 2 since it has already been documented and this would simply be a revision to that lot. Also staff would like to make sure that the owner knows with the merging of the lots that all structures (homes, barns, etc.) must be under one ownership name and title. If at any point the owner wants to sell to another party a portion of the property it would have to be subdivided. Alderman Brooks made the motion to approve the application. Motion was seconded by Alderman Kelly.

Roll call was as follows:

ALDERMAN

VOTED

Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the staff report and final plat is attached to these minutes.

Item #10

Scrivener's Error - Timberlake Subdivision

Mrs. Choat-Cook stated that the scrivener's error is associated with an emergency services issue. There is a stub out identified as Windy Ridge Road. It has been coved out at the top and is the only one addressed to this road. There is confusion because the south is an offset intersection with the same road name. Mrs. Choat-Cook stated that they looked further into the warranty deeds and these lots in the area go anywhere from Windy Ridge Drive, Windy Ridge Road, and Windy Ridge Cove. After speaking with Chris Shelton, ITEC Director, it was determined that this is problematic as it relates to emergency communications. Since it only affects one lady, who is aware of the situation, it has been asked that we do a scrivener's error on the plat to change the official name to Windy Ridge Cove for the portion to the north and Windy Ridge Road on the south side in Timberlake Subdivision. Alderman Wheeler made the motion to approve the scrivener's error. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN

VOTED

Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th Day of November, 2019.

A copy of the location map is attached to these minutes.

MAYOR'S REPORT

Lane Closure

Mayor Musselwhite stated that there will be a temporary lane closure on Stateline Road at the Horn Lake Road Creek Bridge on November 6 and November 7.

Sewer Line Smoke Test

Mayor Musselwhite stated that the Utilities Department is doing a test on the sewer lines where they will use a type of smoke that detects leaks in the sewer line. The purpose is to preserve the integrity of the line to make sure that there are not any leaks from storm water getting into the sewer system. The test is going on now which could result in smoke going into homes, but there is nothing to be alarmed about.

Stateline Road Update

Mayor Musselwhite stated the contractor completed the milling and patching for this project four weeks ago, but they left to work on other jobs. Mayor Musselwhite reported that they are finally back and started yesterday paving Stateline Road. Depending on weather, it is about a four day job to finish. Unfortunately, there is rain and cold weather in the forecast later this week. Mayor Musselwhite stated that it is his understanding that they will complete the paving from Tchulahoma to Airways and then they will have to wait on better weather to get the section from Airways to I-55.

C-Spire

Mayor Musselwhite stated that many citizens in the City have expressed their dissatisfaction with the installation of lines that will be used for communication with the 5G capability. Obviously, when that is done it will be a great benefit to the citizens, but we have had problems with the installation and we have brought that to the attention of C-Spire. Mayor Musselwhite issued a stop work order until we were able to get that corrected with so many of the yards being destroyed. There were other issues about boxes being too close to fire hydrants and light poles. Mayor Musselwhite stated that he is confident that C-Spire is going to work with the City to resolve the problem.

Mayor Musselwhite stated that they have a punch list of damaged yards and they are going to have a team from the City, including himself, that will do a walk-through to ensure that it meets our standards. At the same time, C-Spire is going to finish Chateau Pointe Subdivision and they are not going to start on any others until we have had the opportunity to have a walk-through to make sure the problems of the past have been corrected.

Capital Improvement Plan

Mayor Musselwhite stated that the Board approved an intent to do a bond issuance contingent upon having a capital improvement plan to indicate where the money will be spent. Mayor Musselwhite explained that they are waiting on two large projects to give a pre-bid estimate in order to complete the capital improvement plan. Those two projects are:

1. Fire Station 5 - located at the curve at Star Landing Road, west of Getwell Road, which will be built in 2020. Fire officials are doing their research to develop a pre-bid estimate at this time.
2. Turf at Snowden Park and Greenbrook Park. Mayor Musselwhite stated that they are waiting on estimates and as soon they have the data, he will be back in front of the Board with the proposed capital improvement plan.

Soccer at Snowden Grove

Mayor Musselwhite stated that the building at Snowden Park that will house the concessions and bathrooms has been designed and is an efficient layout. It will be located on the northern end facing back towards a new road that will be added off of Snowden Lane and will be bid in February. Mayor Musselwhite added that construction will start on the actual soccer fields within the next few weeks with a projected completion in Fall 2020 and expect that soccer will be played at Snowden Grove in the Spring of 2021.

Veterans Day Luncheon

Mayor Musselwhite announced that the Veteran's Day Luncheon will be on Friday, November 8 at the Community Safe Room next door to the Arena. Mayor Musselwhite stated that this is a very special event with Alderman. Brooks as the guest speaker.

CITIZEN'S AGENDA

Melissa Dabar

Ms. Dabar came forward to formally thank the Mayor and Board for their donation of \$9,000.00 to the House of Grace. Ms. Dabar expressed that she was a victim of domestic violence and went to the House of Grace for help. She is now a resident of Southaven, a business owner, and a local attorney. Ms. Dabar stated that the House of Grace is a wonderful ministry and she asked for continued support from the City.

Scott Harvey

Mr. Harvey spoke last month at a board meeting about the uptick in crime. He thanked the Police Department and Code Enforcement for all of their hard work and assistance with a situation at Stone Creek Community. Mr. Harvey stated that he looked to interact with neighbors and build community awareness. Mayor Musselwhite thanked Mr. Harvey for getting involved and helping in the community.

Marie Hoots

Mrs. Hoots stated that she is the wife of Alderman Hoots and that she wanted to refer back to Item #17 on the agenda. Mrs. Hoots expressed that she felt that a very unfair and self-serving portrait was painted of Alderman Hoots. Mrs. Hoots stated that she wanted to go on record by saying that he has been misrepresented

and is 100% dedicated to his ward and the City, does nothing for personal gain, and does not benefit from anything financially by doing the job of Alderman. Mrs. Hoots expressed that he challenges status quo, ask questions, and is aware of what is going on because his voters contact him all hours of the day and night, including those from other wards. Mrs. Hoots expressed that she did not think that this was fair with the way this information was discussed at this meeting and misrepresenting him. Mrs. Hoots stated that she felt that Alderman Hoots was an outstanding Alderman and that any ward would be fortunate to have an Alderman like him. Mayor Musselwhite stated that this agenda item was brought up by his peers and that he admired her support of her husband.

PERSONNEL DOCKET

Personnel Docket

November 5, 2019

Payroll Additions	Department	Position Title	Start Date	Rate of Pay
Kaleb Burns **	ITEC	IT Tech I	TBD	\$23.79
James Speights *	Police	Patrol Officer II	TBD	\$21.89

*pending 1 pre-emp
screening

** pending 2 pre-emp
screenings

Pay Adjustments	Previous Classification	New Classification	Effective Date	Proposed Rate of Pay
<i>Police</i>				
Todd Mullen	Internal Affairs Investigator	<i>merit</i>	10/21/2019	\$23.96
Gregory Smorowski	Lieutenant	Captain	10/21/2019	\$30.21
<i>ITEC</i>				
Mary Seamans	Dispatch 1	Dispatch 2	11/06/2019	\$21.08
<i>Parks</i>				
Joshua Henry	Parks Maint. Supervisor	<i>merit</i>	11/01/2019	\$73,200 annually

Utility Transfer

Jonathan McClure	Police Officer 2	Field Service Tech	11/11/2019	\$13.72
------------------	---------------------	--------------------	------------	---------

Stipend	Type of Stipend	Effective Date	Yearly Amount
Clinton Horton	SWAT	11/04/2019	08/22/1901

Resignations/Terminations	Department	Current Position Title	Effective Date	Rate of Pay
Steven Ferrell	Parks	Laborer	09/27/2019	\$14.22

Alderman Brooks made the motion to approve the Personnel Docket of November 5, 2019 as presented to this Board. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th day of November, 2019.

CITY ATTORNEY'S LEGAL UPDATE

Police Vehicle Equipment

Mr. Manley stated that the SPD recently purchased sixteen (16) 2020 Dodge Chargers and needed approval to advertise for bids for a reverse auction through Central Bidding for vehicle equipment. A motion was made by Alderman Gallagher to authorize advertisement for bids. Motion was seconded by Alderman Wheeler.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES

Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th day of November, 2019.

UTILITY BILL ADJUSTMENT DOCKET

		UTILITY BILL ADJUSTMENT DOCKET 11/05/19	
<u>The addresses below experienced unforeseen circumstances in their utilities for which no benefit was received</u>		-	-
HOUSE #	STREET	ADJUSTED AMOUNT	REASON FOR LEAK ADJUSTMENT
7135	COUNTRY OAKS DR	(\$122.00)	TOILET LEAK
985	MILLCREEK PLACE	(\$34.58)	POOL ADJUSTMENT
3118	VINEYARD DR S	(\$76.57)	POOL ADJUSTMENT
1925	CHURCH RD E	(\$780.84)	PIPE BURST
7145	GREENBRIAR DR	(\$58.56)	LEAK UNDER DRIVEWAY
7753	FERNWOOD CV	(\$34.16)	LEAK AT METER
4959	ROSEBROOK	(\$68.32)	SERVICE LINE
4690	DIXIE LYNN DR	(\$170.80)	TOILET LEAK
8089	GETWELL RD	(\$157.99)	BROKEN PIPE AT CURBSTOP
8350	CEDARCREST DR. E	(\$63.44)	TOILET LEAK
2930	GOODMAN RD E	(\$1,448.34)	TOILET LEAK
919	MECKLENBURG COVE	(\$63.44)	TOILET LEAK
7845	SOUTHAVEN CIRCLE WEST	(\$41.60)	TOILET LEAK
8349	BERKLEY DRIVE	(\$29.28)	LEAK UNDER SLAP
8211	BOONEVILLE DR	(\$395.28)	TOILET LEAK
2440	BETHANY DR	(\$168.83)	POOL ADJUSTMENT
1782	CENTRAL TRAILS DR	(\$19.76)	POOL ADJUSTMENT
7416	CHIPPENDALE DR	(\$14.82)	POOL ADJUSTMENT
4392	SHINY POINT CV	(\$46.93)	POOL ADJUSTMENT
800	ROCKBRIDGE	(\$78.08)	TOILET LEAK
1925	CHURCH RD E	(\$780.84)	UNDERGROND
442	HILLBROOK	(\$82.96)	TOILET LEAK
5130	GARNER LN	(\$170.80)	POOL LINER LEAK
2790	BARRETT DR	(\$36.15)	LEAK AT SERVICE LINE
817	MAPLE CV	(\$112.24)	TOILET LEAK
8339	CHARLESTON DR	(\$78.08)	TOILET/SHOWER LEAK
2110	KINDLEWOOD DR	(\$56.81)	POOL ADJUSTMENT
5409	DOE LN	(\$307.44)	TOILET LEAK
5130	GARNER LN	(\$34.58)	POOL ADJUSTMENT
		(\$5,533.52)	

A motion was made by Alderman Brooks to approve the Utility Bill Adjustment Docket of November 5, 2019 in the amount of \$5533.52. Motion was seconded by Alderman Kelly.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 5th day of November, 2019.

CLAIMS DOCKET

A motion was made by Alderman Brooks to approve the Claims Docket of November 5, 2019 in the amount of \$4,096,677.07. Motion was seconded by Alderman Flores.

Excluding voucher numbers:

330675, 330713, 330723, 330776, 330797, 330820, 330821, 330886, 330972, 330993, 331056, 331078, 331114, 331117, 331139, 331224, 331234, 331479, 331507, 331520, 331600, 331706, 331718, 331731, 331790, 331818, 331819

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	YES
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried and approved for payment on the 5th day of November, 2019.

SPECIAL CLAIMS DOCKET 1

Alderman Hoots recused himself and left the room.

A motion was made by Alderman Brooks to approve the Special Claims Docket of November 5, 2019 in the amount of \$337,476.51. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Brooks	YES
Alderman Kelly	YES
Alderman Hoots	RECUSED
Alderman Payne	YES
Alderman Gallagher	YES
Alderman Wheeler	YES
Alderman Flores	YES

Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried and approved for payment on the 5th day of November, 2019.

Alderman Hoots returned to the room.

EXECUTIVE SESSION

A copy of the Executive Session Minutes are maintained in the City Clerk's Office.

There being no further business to come before the Board of Aldermen, a motion was made by Alderman Flores to adjourn. Motion was seconded by Alderman Gallagher. Motion was put to a vote and passed unanimously November 5, 2019 at 8:05 p.m.

Darren Musselwhite,
Mayor

Andrea Mullen,
City Clerk
(Seal)