

Minutes, City of Southaven, Southaven, Mississippi



**MEETING OF THE MAYOR AND BOARD OF ALDERMEN
SOUTHAVEN, MISSISSIPPI
CITY HALL
November 1, 2022
6:00 PM
AGENDA**

1. **Call To Order**
2. **Invocation**
3. **Pledge Of Allegiance**
4. **Approval of Minutes: October 18, 2022**
5. **Resolution for Ratification of Utilities Emergency Purchase**
6. **Resolution for 2022 Holidays**
7. **Professional Services Contract with Chandler's Lawn Service, Inc.**
8. **Contract with BeyondID**
9. **Approval of No Objection Letter with Texas Gas**
10. **Approval of SPD Equitable Sharing Agreement and Certification**
11. **Approval of Bid for Video Board for the BankPlus Amphitheater**
12. **Planning Agenda:** Item #1 Application by Cookout-Danvers, LLC for design review approval of a new Cookout at 1179 Main Street
Item #2 Application by Cookout-Danvers, LLC for design review approval of a new Cookout at 3212 Goodman Road
Item #3 Application by Scott Anderson for a revision to the Gray Estates Subdivision
Item #4 Application by Wolf River Realty, LLC for a revision to the Airways Commercial Center Subdivision, lot 4
Item #5 Application by Onyx Hospitality for design review approval of a Hampton Inn and Suites on lot 5 of the Diamonds of Snowden Grove Subdivision
13. **Mayor's Report**
14. **Personnel Docket**
15. **City Attorney's Legal Update**
16. **Utilities Billing Leak Adjustment Docket**
17. **Claims Docket**
18. **Executive Session: Claims and Potential Litigation By and Against the City and Potential Land Acquisition by the City; Economic Development; Interdepartmental Personnel with No Action**

Items may be added to or omitted from this agenda as needed.

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**MINUTES OF THE REGULAR MEETING
OF NOVEMBER 1, 2022
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 a Regular Meeting on the 1st day of November, 2022 at six o'clock (6:00) p.m. at City Hall.

Present were:	
George Payne	Alderman At Large
Kristian Kelly	Alderman, Ward 1
Charlie Hoots	Alderman, Ward 2
William Jerome	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 Payne.

Next, a motion was made by Alderman Hoots to approve the minutes of the Regular Meeting of October 18, 2022 with any corrections, deletions, or additions necessary. Motion was seconded by Alderman Payne. Motion was put to a vote and passed unanimously.

RESOLUTION FOR RATIFICATION OF UTILITIES EMERGENCY PURCHASE

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

Mr. Manley stated that approximately three (3) months ago, the City experienced a failure on a motor drive at the College Road Water Treatment Plant. The electrical contractor informed Ray Humphrey that the motor drive unit was obsolete; however, the contractor did have an alternate drive and getting a replacement was extremely challenging due to the current supply chain issues. The contractor was able to find the replacement motor drives and has one installed, and the other one is now ready in the event of another failure. Due to the fact that the College Road Plant was at half capacity in drought conditions, being able to locate and purchase the motor drive was an emergency, so that adequate water supply was available. The following resolution ratifies the purchase in the amount of \$31,652.00. 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 FOR DECLARATION OF
EMERGENCY EXPENDITURE**

WHEREAS, the City of Southaven ("City") pursuant to Mississippi Code Section 31-7-13(k) hereby ratifies the expenditures associated with the emergency repairs for the well motor failure at the College Road Water Treatment Plant

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(“Plant”) required for the immediate preservation of order and public health to ensure water to the City’s citizens; and

WHEREAS, the motor drive unit at the Plant was obsolete, but alternate motor drive units could be procured; and

WHEREAS, due to the current supply chain crisis, alternate replacements were not able to be obtained; and replacement was not

WHEREAS, due to the need for water as the plant was at half capacity during the current drought, two (2) motor drive units were located and purchased so the Plant can operate at full capacity;

WHEREAS, the repairs were necessary to ensure the health and safety of the City’s citizens by ensuring adequate water supply; and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY, ACTING FOR AND ON BEHALF OF THE CITY, AS FOLLOWS:

SECTION 1. Pursuant to Mississippi Code 31-7-13(k) and recommendation of the City’s Utilities Director, the City Board ratifies the expenditure in the amount of \$31,652.00 to Advance Electric Co. as set forth in Exhibit A, for the repair of the well motor failure at the Plant.

SECTION 2. On behalf of the City, the Mayor or his designee is authorized to take all actions to effectuate the intent of this Resolution.

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

Alderman William Jerome	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 1st day of November, 2022.

Exhibit A

A copy of the invoice is attached and fully incorporated into these minutes.

RESOLUTION FOR 2022 HOLIDAYS

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

This resolution sets for the days that City will be closed for Thanksgiving, Christmas and New Year. After hearing from Mr. Manley, the Board of Alderman considered the following resolution:

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RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI DECLARING MUNICIPAL HOLIDAYS

WHEREAS, Thanksgiving Day is a statutory holiday in the State of Mississippi, pursuant to the provisions of Section 3-3-7 of the Mississippi Code (1972), and

WHEREAS, the Governor has signed a Proclamation authorizing the closing of all offices in the State of Mississippi, in the discretion of the respective agency heads, on Thursday, November 24, 2022 as well as Friday, November 25, 2022, in observance of Thanksgiving Day, and

WHEREAS, Christmas Day is a legal holiday in the State of Mississippi, pursuant to the provisions of Section 3-3-7 of the Mississippi Code (1972), and

WHEREAS, the Governor has signed a Proclamation authorizing the closing of all offices in the State of Mississippi, in the discretion of the respective agency heads, on Thursday, December 23, 2022 as well as Friday, December 26, 2022, in further observance of the Christmas Holiday, and

WHEREAS, New Year's Day is a statutory holiday in the State of Mississippi, pursuant to the provisions of Section 3-3-7 of the Mississippi Code (1972), and

WHEREAS, the Governor has signed a Proclamation authorizing the closing of all offices in the State of Mississippi, in the discretion of the respective agency heads, on Monday, January 2, 2023, in observance of the New Year's Holiday, and

WHEREAS, the Mayor and Board of Aldermen have considered the Proclamation and have determined that it is in the best interest of the City of Southaven's employees and their families that all municipal offices be closed as set forth above; and

WHEREAS, emergency and police services shall work as scheduled by the Mayor and respective department heads on these dates, and

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

1. City offices in the City of Southaven be, and the same are hereby closed on November 24 and 25, 2022 in observance of Thanksgiving Day.

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- 2. City offices in the City of Southaven be, and the same are hereby closed on December 23 and 26, 2022 in observance of the Christmas Holiday.
- 3. City offices in the City of Southaven be, and the same are hereby closed on January 2, 2023 in observance of the New Year's Holiday.
- 4. Emergency and police services shall be scheduled and shall work per the direction of the Mayor and respective department heads.

Motion was made by Alderman Payne and seconded by Alderman Kelly, for the Resolution, and the question being put to a vote:

Alderman William Jerome	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 1st day of November, 2022.

PROFESSIONAL SERVICES CONTRACT WITH CHANDLER LAWN SERVICE, INC.

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

Mr. Manley stated that this contract with Chandler is for the landscaping and landscape maintenance at the BankPlus Amphitheater. The contract is for \$2,233.00 monthly and the contract will govern over the terms set forth in the exhibit to the contract. Alderman Wheeler made the motion to approve the professional services contract with Chandler Lawn Service. Motion was seconded by Alderman Payne.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

A copy of the contract is attached and fully incorporated into these minutes.

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CONTRACT WITH BEYONDID

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

The City ITEC Department recently implemented the OKTA multifactor authentication. As part of the multifactor authentication, BeyondID provides a service, assisting the City with integrating OKTA to be used alongside the City Outlook Program for email security. The contract is for \$6,500 and allows for the City to cancel with thirty (30) days-notice. The contract has been revised consistent with Mississippi law. Alderman Flores made the motion to authorize Mayor Musselwhite to sign the agreement with BeyondID. Motion was seconded by Alderman Wheeler.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

A copy of the contract is attached and fully incorporated into these minutes.

APPROVAL OF NO OBJECTION LETTER WITH TEXAS GAS

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

As part of Phase 3 of the City Fire Extension Project, the City needs to bore under a Texas Gas ROW. Texas Gas will authorize the shared use of the ROW in accordance with the terms of the No Objection Letter. Alderman Payne made the motion to authorize Mayor Musselwhite to sign the no objection letter with Texas Gas. Motion was seconded by Alderman Hoots. Motion was put to vote and passed unanimously.

A copy of the letter is attached and fully incorporated into these minutes.

APPROVAL OF SPD EQUITABLE SHARING AGREEMENT AND CERTIFICATION

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

This Agreement/Certification will allow the SPD to come in compliance with the DOJ regulations for federal forfeiture funds. Currently, there is \$35,111.79 in the account and after approval by the Board, the Mayor and Chief Moore will sign; thus, allowing for the City to utilize the funds for law enforcement purposes in accordance with the applicable federal and state laws. As part of the Agreement,

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the City will continue to abide the non-discrimination provisions of the Civil Rights Act. Alderman Flores authorized Mayor Musselwhite and Chief Moore to sign the agreement and certification. Motion was seconded by Alderman Payne. Motion was put to vote and passed unanimously.

A copy of the agreement and certification is attached and fully incorporated into these minutes.

APPROVAL OF BID FOR VIDEO BOARD FOR THE BANKPLUS AMPHITHEATER

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

Alderman Wheeler made the motion to award the bid to Uber Displays, the lowest and best bid in the amount of \$239,052.23 and authorize Mayor Musselwhite or Wes Brown to take any and all action for awarding and installation of the video boards. Motion was seconded by Alderman Payne. Motion was put to vote and passed unanimously.

PLANNING AGENDA

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

Item #1 Application by Cookout-Danvers, LLC for design review approval of a new Cookout at 1179 Main Street

Mrs. Choat-Cook stated that the applicant is requesting design review approval for a Cook Out restaurant to be located on the south side of Main Street, east of Hwy. 51. Building elevations and land scape plan were submitted. Staff is agreeable to the materials and colors proposed. On the main frontage of the building staff would like to see both the brick and the nichiha board carry into the middle portion of the building instead of the stone, which should be used for the pilaster columns only. This would allow the frontage to match the remainder of the building shown in the elevations. The neon should be removed as it does not comply with the allowances set forth in the ordinance. The yellow bollards should be revised and painted as either black or brown. To create symmetry on the frontage staff would suggest a real or faux window on the east side. The long window lines on the east and west sides should incorporate the Bahama shutter to give more depth to the façade and break up the long brick line. All equipment on the rear of the building should be screened with a wall matching the masonry materials. Any roof mounted equipment should be properly screened from road view with the parapet roof line. Staff is agreeable to the materials and the incorporation of the landscaping on this site. The only revision to the design would be for the dumpster area which shows loropetalum around the perimeter. The applicant will need to adjust this planting to an evergreen ornamental such as a Leland cypress which is already shown as a material in the plan. The material sizes should be revised to meet the requirements set forth in the ordinance which show a 3"-3.5" caliper for shade trees, 2"-2.5" for all ornamentals and five (5) gallon minimums for shrubs. As with all new construction, the applicant will need to incorporate decorative lighting on site. The standard specs for acorn lighting can be used on this site and staff can provide the applicant with those specs. In

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this situation, staff would suggest two (single head or double head) on both sides of the entrance to the site. Alderman Kelly made the motion to approve the application by Cookout-Danvers, LLC. Motion was seconded by Alderman Hoots.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

A copy of the staff report and building elevations is attached and fully incorporated into these minutes.

Item #2 Application by Cookout-Danvers, LLC for design review approval of a new Cookout at 3212 Goodman Road

Mrs. Choat-Cook stated that the applicant is requesting design review approval for a Cook Out restaurant to be located on the north side of Goodman Road, west of Creech Drive. Building elevations and landscaping plan were submitted. It is the policy of the city to encourage uniformity for franchises that choose to place more than one establishment within our city limits. That being said, staff would like to see the two Cook Out sites more similar in the materials. In looking at both, it is staff's recommendation that the Goodman Road location take on the materials and color palettes proposed for the Stateline store which would require changing the canopies and shutters to black instead of red, revising the nichia color to "Bark" which is a brown tone color and matching the Stateline Road brick color which is Rustic Heritage. It is also staff recommendation that all the bollards be painted black or brown and the yellow be removed. Staff would remove the small shutters on each side of the long window line as they seem too small in scale and out of place for the building. Furthermore, the city does not allow for exposed or piped neon so the applicant will need to remove the option along the roof parapet line where two rows of neon are shown. All areas of the building where transformers and/or HVAC equipment are shown on the ground will need to be screened with a masonry wall to match the building. All roof mounted equipment will need to be completely screened with the raised parapet walls from all roadways, which may require an increase in the height of what has been proposed. The dumpster enclosure must be constructed with masonry materials to match the building so the applicant should make the necessary adjustments to add brick on the enclosed three sides of this area. Staff appreciates the preservation of the mature landscaping on site. The additional landscaping proposed needs to be revised to the correct sizing which requires 3"-3.5" shade trees and five (5) gallon minimum shrubs. The dumpster enclosure shows a shrub detail which does not comply with the additional screening needed. The applicant

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needs to change out the loropetalum shrubs with an evergreen ornamental tree such as a Leland cypress or something similar. As with all new construction, the applicant will need to incorporate decorative lighting on site. The standard specs for acorn lighting can be used on this site and staff can provide the applicant with those specs. In this situation, staff would suggest two (single head or double head) along the Goodman Road frontage and one on each side of each entry point. The remaining lights for security can remain or if the applicant chooses may replace them with the decorative lights as well. Alderman Wheeler made the motion to approve the application by Cookout-Danvers, LLC. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

A copy of the staff report and building elevations are attached and fully incorporated into these minutes.

Item #3 Application by Scott Anderson for a revision to the Gray Estates Subdivision

Mrs. Choat-Cook stated that the applicant is requesting to revise the existing Gray Estates Subdivision to remove lot 3 and incorporate the square footage of this lot into lot 2 and 4 on each side. There are existing homes on lot 2 and lot 4 (lot 5 combined into 4) and the vacant lot in between them is set to be purchased by these homeowners so that they can have additional land around the homes and to protect the lot from being built on between them. The PUD states that the lots cannot be further subdivided to reduce the size of a lot; however, merging lots to increase the size is allowed. Per city ordinance Sec. 12-127, “The corrected plat shall be filed as a separate revision of the subdivision, to include a notation attached to the originally recorded plat showing revisions made and location of corrected plat, and a title certificate may be required on the corrected plat. Signatures of property owners affected by the subdivision revision shall be placed on the final plat revision. Property owners affected shall be defined as those across the street from the area being revised and lots immediately adjacent to the lots being revised.” Mrs. Choat-Cook stated that the applicant will need to address the signatures of the adjacent properties prior to being submitted for formal platting. Staff has no further comments and recommends approval. Alderman Gallagher made the motion to approve the application by Scott Anderson. Motion was seconded by Alderman Flores.

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Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

A copy of the staff report, vicinity map, and final plat are attached and fully incorporated into these minutes.

Item #4 Application by Wolf River Realty, LLC for a revision to the Airways Commercial Center Subdivision, lot 4

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval to revise lot 4 of Airways Commercial Center Subdivision, east of Airways Blvd., south of Guthrie Drive. The existing platted lot 4 contains 2.93 acres, the applicant is proposing to further subdivide it into lot 4 with 2.2 acres and lot 4a with 0.73 acres. Lot 4 has an existing medical office on site and the acreage associated with this lot allows the site to remain compliant with bulk regulations. The new lot 4a is a large vacant portion of the lot to the west of the building. This lot is shown with 102 linear feet of width along Guthrie Drive and per the regulations set for in the zoning ordinance, the lot is buildable. Mrs. Choat-Cook stated that the applicant has met the minimum requirements set forth in the ordinance regarding commercial lots. Per city ordinance, the applicant will need to get the signatures of the adjacent property owners on the plat prior to recording which will include lots 1A, 1C, 1D, 2 and 3. This adjustment for the signatures should be made to page 2 of the plat submitted. Alderman Jerome made the motion to approve the application by Wolf River Realty, LLC. Motion was seconded by Alderman Payne.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

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A copy of the staff report, vicinity map, and final plat are attached and fully incorporated into these minutes.

Item #5 Application by Onyx Hospitality for design review approval of a Hampton Inn and Suites on lot 5 of the Diamonds of Snowden Grove Subdivision

Mrs. Choat-Cook stated that the applicant is requesting design review approval for a five (5) story Hampton Inn and Suites on lot 5 of the Diamonds of Snowden Subdivision. Landscaping and building elevations were submitted. Mrs. Choat-Cook stated that staff has worked with the applicant over the past several months to get the design finalized. The mixture of materials and the color palette are acceptable to staff and there is no further comment. The landscape materials submitted are a good mixture of species; however, the applicant will need to adjust the minimum sizes to comply with the ordinance. The shade trees must maintain a 3”-3.5” caliper minimum, ornamentals a 2”-2.5” caliper or 8-10’ minimum height depending on the type of tree and a five (5) gallon shrub minimum. The mark up plan shows the details upon review of the plan which includes the adjustments to the sizing. It also adds in a landscape design on both the Snowden Lane frontage and the northern boundary of the parking lot which should mimic the proposed design along the east side of the lot. The applicant should also incorporate this design along the drive extending from Pine Tar Alley on the west side of the drive. Irrigation is required for the streetscape area and the perimeter of the hotel. A tight screen line of evergreens is required around the dumpster enclosure. The lighting specs that have been submitted are sufficient for the parking lot security aspect of the site; however, as with all new developments, the applicant will need to add the decorative acorn lighting to the site. The applicant should add two on each side of all three access points to comply. Alderman Wheeler made the motion to approve the application by Onyx Hospitality. Motion was seconded by Alderman Flores.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

A copy of the staff report and building elevations is attached and fully incorporated into these minutes.

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MAYOR’S REPORT

Veteran’s Day Luncheon

Mayor Musselwhite announced that the Veteran’s Day Luncheon will be Friday, November 11 at 11 a.m. at the Community Safe Room on Highway 51. Mayor Musselwhite asked that those wanting to attend to RSVP through his office.

BankPlus Amphitheater Renovations

Mayor Musselwhite reported that the BankPlus Amphitheater will add additional bathrooms, concessions, a new gate on the west end on the back of the facility, a new gate on the south end near the Snowden House, brand new commissary, a place for entertainers to dine privately, a VIP building with lounge for VIP members that is both indoor and outdoor, and a courtyard for pre-event entertainment. The project is on schedule to be done by the end of the year.

Pepperchase Road Extension Project

Mayor Musselwhite stated that the City of Southaven received MDA money because of the massive Medline Development. The City has had a long term goal of getting relief from the Landers Center traffic, so this was a dual benefit to give a secondary access point for Medline and also to dilute the traffic from Landers Center. Mayor Musselwhite reported that road was paved last week and will hopefully be open in January, no later than April.

PERSONNEL DOCKET

Personnel Docket

November 1,
2022

New Hires	Department	Position Title	Start Date	Rate of Pay
**Elizabeth Read	Fire	EMS Driver	TBD	17.15
		Code Enforcement		
**David Johnson	Planning	Officer	TBD	\$18.00
**Cheree		Code Enforcement		
Weatherspoon	Planning	Officer	TBD	\$18.00
**KinKem Betts	Police	Crossing Guard	TBD	\$12.88
*Richard Geeslin	Police	Police Officer 3	11/14/2022	\$27.03
*Jacarra Jackson	Police	Police Officer 2	11/14/2022	\$26.01
**Joseph McCoy	Utility	Sewer Technician	TBD	\$16.50

*pending 1 pre-emp
screening
** pending 2 pre-emp
screenings

Promotions	Current Position Title	New Position Title	Effective Date	Rate of Pay
<i>Fire</i>				
Morgan Edwards	EMS Driver	Paramedic	10/30/2022	\$21.22
Daniel Loomis	Driver	Lieutenant	10/30/2022	\$22.18
Bradley Striplin	Fire Fighter 3	Driver	10/30/2022	\$19.77

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Oath of Office

Emergency Communications

Tanya Blevins Jordan Hylander

Alderman Payne made the motion to approve the Personnel Docket of November 1, 2022 as presented to this Board. Motion was seconded by Alderman Hoots.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

CITY ATTORNEY’S LEGAL UPDATE

Comcast Agreement Starlanding Road Water Tower

Mr. Manley stated that this agreement is for new Comcast service at the Starlanding Road Water tower. There is a monthly fee of \$119.00 for service, but Comcast have absorbed the construction cost involved. Alderman Gallagher made the motion to approve the contract with Comcast. Motion was seconded by Alderman Wheeler.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

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UTILITY BILL ADJUSTMENT DOCKET

UTILITY BILL LEAK ADJUSTMENT DOCKET 11/01/22

The addresses below experienced unforeseen circumstances in their utilities for which no benefit was received.

NAME	HOUSE #	STREET	ADJUSTED AMOUNT	REASON FOR LEAK ADJUSTMENT
DAVID LOFTIS	811	FARMINGTON	(32.21)	POOL ADJ
MICHAEL JOHNSON	8904	BENT GRASS LOOP W	(26.57)	SHOWER LEAK
LAUREN & TIMOTHY ROMANS	7621	LILLY DR	(97.34)	TOILET LEAK
ROBERT JACKSON	8230	OAKBROOK DR	(43.92)	TOILET LEAK
HARRY PHILLIPS	1615	STONEHEDGE DR	(566.08)	TOILET LEAK
AD SANDERS	8377	SOUTHAVENCR W	(165.92)	TOILET LEAK
EBI HOLDINGS, LLC	577	GOODMAN	(1105.88)	TOILET LEAK
JACKIE FRAZIER	270	SOUTHWICK DR	(108.68)	POOL ADJ
LINDA GREEN	7615	HWY 51 N	(136.64)	TOILET LEAK
RAY ROBINSON	7332	THISTLEDOWN CV	(1019.92)	SERVICE LINE LEAK UNDER DRIVEWAY
DAVID HUMES	7299	DOGWOOD PL	(112.24)	LEAK UNDER SLAB
PATRICIA HIGGINS	9147	PREAKNESS DR	(458.72)	TOILET LEAK
CARL RATCLIFF	1806	MS VALLEY BLVD	(39.04)	FITTING ON SERVICE LINE
KEN JOHNSON	365	VILLAGE PKWY	(39.52)	POOL ADJ
TERESA REEVES	9119	BELMONT	(42.95)	POOL ADJ
NOJEEEM ONI	7184	STONEGATE BLVD	(146.40)	LEAK IN LINE UNDER FRONT WALK WAY
HORACE AYERS	720	TWINWOOD CV	(21.17)	POOL ADJ
JERRY FERGUSON	8275	MARTHA ANN L	(82.96)	TOILET LEAK
CURTIS MCCOMB	2970	DICKENS PLACE DR	(34.58)	POOL ADJ
JEROME JOHNSON	2120	EUBANKS LANE	(302.56)	TOILET LEAK
EDWINA SHAW	2517	WOODCUTTER	(595.36)	TOILET LEAK
		TOTAL	(5178.66)	

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A motion was made by Alderman Payne to approve the Utility Bill Adjustment Docket of November 1, 2022 in the amount of \$5,178.66. Motion was seconded by Alderman Hoots.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

CLAIMS DOCKET

A motion was made by Alderman Payne to approve the Claims Docket of November 1, 2022 in the amount of \$1,544,787.00. Motion was seconded by Alderman Flores.

Excluding voucher numbers:

388123,388129,388222,388246,388258,388272,388337,388338,388339,388590,388593,388694,388697,388700,388714,388715,388716,388802,388812,388819,388830,388913,388940

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

EXECUTIVE SESSION

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

Minutes, City of Southaven, Southaven, Mississippi

Alderman Flores made the motion to authorize City representatives to take any and all action required to call Legacy’s Construction Services’ Performance Bond and terminate the contract of Legacy Construction Services for the construction of Southaven Fire Station 5 on Starlanding Road. Motion was seconded by Alderman Gallagher.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	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 1st day of November, 2022.

There being no further business to come before the Board of Aldermen, a motion was made by Alderman Hoots to adjourn. Motion was seconded by Alderman Jerome. Motion was put to a vote and passed unanimously November 1, 2022 at 7:50 p.m.

Darren Musselwhite,
Mayor

Andrea Mullen,
City Clerk
(Seal)

All exhibits and attachments are electronically filed in the City Clerk’s Office.

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