

Minutes, City of Southaven, Southaven, Mississippi



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

1. Call To Order
2. Invocation
3. Pledge Of Allegiance
4. Approval of Minutes: November 15, 2022
5. Southaven Fire Department Release
6. Resolution for Emergency Repairs
7. Contract with Desoto County Sheriff Department
8. Recommendation for Award of Bids:
 - a. Getwell Road Multi-Use Trail (Nail to May) – The low and best bid was from Phillips Contracting Co. in the amount of \$662,872.00.
 - b. Annual Term Contract for Striping and Markings - The low and best bid was from Riverside Traffic in the amount of \$380,680.00.
 - c. Annual Term Contract for Full-Depth Reclamation - The low and best was from Lehman Roberts in the amount of \$873,750.00 and the first alternate is Vulcan, LLC in the amount of \$894,600.00.
9. Approval of Final Change Order and Pay Application for Field Turf
10. Authorization for SFD to Seek Approval for Bids
11. Resolution for IT Surplus
12. Parks Department Professional Services Contract
13. Resolution for Sole Source Purchase
14. Resolution for Liens
15. Planning Agenda: Item #1 Application by Horn Lake Creek Basin Interceptor Sewer District for subdivision approval of a one lot subdivision, south of Stanton Road, west of Tulane Road
Item #2 Application by IPD Solutions for subdivision approval of Parcel IV Central Gardens on the south side of Rasco Road, west of Greenbrook Pkwy.
Item #3 Application by Lifestyle Communities, LLC for subdivision approval of lots 33, 36, and 38 of Silo Square Commercial Subdivision
Item #4 Application by Stateline Road West Center, LLC for subdivision approval to revise the BLSC Subdivision on the north side of Stateline Road, west of Airways Blvd.
Item #5 Application by 55 Stateline, LLC for subdivision approval to revise the Park Place Subdivision on the north side of Stateline Road, west of Airways Blvd.
Item #6 Application by Roche Biomedical Laboratories, LLC for subdivision approval to revise the Marvin Ratner Subdivision on the north side of Stateline Road, west of Airways Blvd.
Item #7 Application by Robby Stewart for design review approval of a new Chase Bank facility on the southwest corner of Goodman Road, west of Southcrest Pkwy.
16. Mayor's Report
17. Personnel Docket
18. City Attorney's Legal Update
19. Utilities Billing Leak Adjustment Docket
20. Claims Docket
21. Executive Session: Potential and Ongoing Litigation Involving 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 DECEMBER 06, 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 6th day of December, 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 thirty (30) 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 November 15, 2022 with any corrections, deletions, or additions necessary. Motion was seconded by Alderman Payne. Motion was put to a vote and passed unanimously.

SOUTHAVEN FIRE DEPARTMENT RELEASE

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

Mr. Manley stated that the Southaven Fire Department previously received board approval to begin allowing high school students that are enrolled in the allied health courses, to complete a ride along with the Department. As part of this program, a signed release for each student is requested, and the release needs to be board approved and place on minutes. Alderman Payne made the motion to approve the release. 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

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Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 6th day of December, 2022.

RESOLUTION FOR EMERGENCY REPAIRS

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

Mr. Manley stated that as part of the repair to the men’s bathroom in the City Hall Annex, Upchurch Plumbing encountered repairs that could be foreseen or anticipated, but were required for the remedy. The repair total is in the amount of \$6,764.85 and had to be done at the time so that the City did not incur additional costs and/or damages if Upchurch did not perform the repairs at that time. 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 bathroom located in City Hall; and

WHEREAS, the repairs were necessary to ensure bathroom availability and unanticipated due to the repairs needed were not able to be anticipated; 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 Clerk and City Facilities Director, the City Board ratifies the expenditure in the amount of \$6,764.85 to Upchurch Services, LLC as set forth in Exhibit A.

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 Payne made the motion to adopt the Resolution and Alderman Kelly 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 6th day of December, 2022.

Exhibit A

A copy of the invoice is attached to these minutes.

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CONTRACT WITH DESOTO COUNTY SHERIFF DEPARTMENT

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

Mr. Manley stated that this contract will allow for the Desoto County Sherriff Search and Rescue Team to utilize the Snowden Grove Irrigation Pond to train. As part of the contract, the certificate of insurance has been provided and the Sheriff's Office will coordinate with Wes Brown before utilizing the lake. Alderman Wheeler made the motion to authorize Mayor Musselwhite or Wes Brown to sign the contract contingent upon updating the certificate to list the City as an additional insured and not just certificate holder. 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 6th day of December, 2022.

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

RECOMMENDATION FOR AWARD OF BIDS

Dan Cordell, City Consulting Engineer, presented this item to the Board.

Mr. Cordell stated that the City recently went to bid on the following:

- A. Getwell Road Multi-Use Trail (Nail to May) – The low and best bid was from Phillips Contracting Co. in the amount of \$662,872.00.
- B. Annual Term Contract for Striping and Markings - The low and best bid was from Riverside Traffic in the amount of \$380,680.00.
- C. Annual Term Contract for Full-Depth Reclamation - The low and best was from Lehman Roberts in the amount of \$873,750.00 and the first alternate is Vulcan, LLC in the amount of \$894,600.00.

Alderman Wheeler made the motion to award the Getwell Road Multi-Use Trail from Nail to May to Phillips Contracting Co. in the amount of \$662,872.00, annual term contract for striping and markings to Riverside Traffic in the amount of \$380,680.00, and annual term contract for full-depth reclamation to Lehman Roberts in the amount of \$873,750.00 and first alternate Vulcan, LLC in the amount of \$894,600.00 and authorize Mayor Musselwhite to sign any and all contract documents associated with the projects. 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 6th day of December, 2022.

A copy of the engineer recommendation letters and bid tabulations are attached and fully incorporated into these minutes.

APPROVAL OF FINAL CHANGE ORDER AND PAY APPLICATION FOR FIELD TURE

Dan Cordell, City Consulting Engineer, presented this item to the Board.

Mr. Cordell stated that the final change order, which needs to be approved by the Board, for final quantity adjustment is a decrease in the amount of \$14,663.99. Along with the approval of the final change order, approval for the final pay application in the amount of \$177,661.98, which includes retainage is needed as well. Alderman Gallagher made the motion to approve the change order and final pay application. 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 6th day of December, 2022.

AUTHORIZATION FOR SFD TO SEEK APPROVAL FOR BIDS

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

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Mr. Manley stated that the Southaven Fire Department Uniform Contract expires at the end of this year and approval is needed to seek uniform bids via reverse auction with Central Bidding. Alderman Hoots made the motion to authorize advertising for bids. Motion was seconded by Alderman Jerome.

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 6th day of December, 2022.

RESOLUTION FOR IT SURPLUS

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

Mr. Manley stated that this resolution will surplus inventory no longer needed by the City ITEC Department. After hearing from Mr. Manley, the Board of Alderman considered the following resolution:

**RESOLUTION OF CITY OF SOUTHAVEN, MISSISSIPPI
DECLARING SURPLUS PROPERTY**

WHEREAS, the City of Southaven Information Technology Department is presently in possession of a variety of property attached hereto as Exhibit A, which is outdated, not useful or cost effective due to the storage and maintenance costs; and

WHEREAS, pursuant to Mississippi Code 17-25-25, it has been recommended to the Mayor and Board of Aldermen that the property as set forth in Exhibit A be declared as surplus and sold and/or disposed of as appropriate and in accordance with Mississippi Code 17-25-25, and removed from the fixed assets inventory; and

WHEREAS, the Mayor and Board of Aldermen are desirous of disposing of such 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:

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- 1. The property listed in Exhibit A be hereby declared as surplus property due to the fact that the property is outdated, not useful or cost effective due to the storage and maintenance costs and has no value to the City.
- 2. The City Clerk, IT Director, or their designee, is hereby authorized and directed to follow Mississippi Code 17-25-25 for the disposition of the property in Exhibit A.

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

Alderman William Jerome	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

Having received a majority of affirmative votes, the Mayor declared that the Resolution was carried and adopted as set forth above on this the 6th day of December, 2022.

CITY OF SOUTHAVEN, MISSISSIPPI

EXHIBIT A

A list of surplus items is attached and fully incorporated into these minutes.

PARKS DEPARTMENT PROFESSIONAL SERVICES CONTRACT

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

Mr. Manley stated that this is a one (1) year contract with Rose Kalisak for the facilitation and assistance providing at least eight (8) softball tournament sporting events at designated City Parks. Ms. Kalisak shall not be responsible for concessions, gift shop, maintenance, or sponsorships. Either party may terminate this agreement, with or without cause, at any time upon thirty (30) days written

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notice. The contract is similar to her contract in the past and provides compensation in the amount of \$52,500.00 to oversee and manage the operation. Alderman Wheeler made the motion to authorize Mayor Musselwhite to sign the contract. Motion was seconded by Alderman Jerome.

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 6th day of December, 2022.

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

RESOLUTION FOR SOLE SOURCE PURCHASE

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

Mr. Manley stated that this resolution for sole source is for the point of sale system at the amphitheater. The purchase for the point of sale system is in the amount of \$163,659.00 from First Data Management Services, LLC. Todd Mastry provided the information and the items needed for the point of sale system. As part of Mr. Mastry’s review, he reviewed to see if any entities could provide all that the City would want for a point of sale system. Based on Mr. Mastry’s review and recommendation, First Data is the only entity that provide all the items needed/requested for the amphitheater without the operation having to engage 3rd parties. The items, which are also set forth in the resolution are:

- Single mobile device that acts as the POS and Payment devices that includes built in barcode scanner, built in printer, built in NFC payment capability with no separate peripherals required;
- Its own POS hardware, payment terminal hardware, builds, designs and supports its own enterprise software and provides native payment platform;
- No separate 3rd party gateway to process credit cards as credit card transactions that are run through the Clover Sport platform go straight to First Data as the processor;
- A platform that includes a native perpetual inventory component which provides real-time inventory depletion based on sales. This is software is built by First Data and not a 3rd party;
- Direct integration with Ticketmaster which supports both stored value ticketing and promotion redemption without needing a 3rd party middleware software

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Mr. Manley stated that First Data is currently reviewing revisions he made to the terms and conditions of the contract. Alderman Payne made the motion to approve the sole source resolution contingent upon final review and based upon the proposed revisions. The resolution will not be signed until the contract is finalized. Motion was seconded by Alderman Wheeler.

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

WHEREAS, the City of Southaven ("City") desires to purchase a point of sale technology/system/software for the BankPlus Amphitheater ("Amphitheater"); and

WHEREAS, for efficiency, the City does not want to contract and/or manage various vendors or contractors at the Amphitheater; and

WHEREAS, the City requires the following for the point of sale technology/system:

Single mobile device that acts as the point of sale and payment device that includes built in barcode scanner, built in printer, built in NFC payment capability with no separate peripherals required,

The point of sale entity to manufacture its own hardware, payment terminal hardware, builds, designs and supports its enterprise software and provides its own native payment platform,

The point of sale entity to not require a separate 3rd party gateway to process credit cards as credit card transactions so that the transactions go straight to the point of sale entity as the processor,

The point of sale entity to maintain a platform that includes a native perpetual inventory component which provides real-time inventory depletion based on sales, which software is built by the entity and not a third party,

The point of sale entity to have a direct integration with Ticketmaster which supports both stored value ticketing and promotion redemption without needing a 3rd party middleware software; and

WHEREAS, the City desires to contract with an entity that will provide the combination of items above without having to engage 3rd parties, so that the City is able to eliminate the necessity of contracting with various entities; and

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WHEREAS, based on the review, due diligence, and recommendation by the City's Amphitheater representative, the City finds that First Data Management Services, LLC ("First") is the sole source entity that can provide the combination items set forth above without the City or entity having to engage 3rd parties, all items are provided by First and not 3rd parties; and

WHEREAS, as noted above, the City desires to eliminate or reduce the number of contractors that it must manage and contract, along with receiving all services set forth above; and

WHEREAS, First is the sole source entity which does not require a 3rd party for the above services; and

WHEREAS, to the extent point of sale software is provided by First, the software will be an ancillary use to the service of allowing for monetary transactions at the Amphitheater; and

WHEREAS, based on the above, the City desires to purchase the point of sale technology/system/software from First (Clover Point of Sale System) on a sole source basis as set forth in Exhibit A;

WHEREAS, First is the sole source provider as set forth in Exhibit B,

WHEREAS, the City hereby approves the single source purchase of the technology/system/software from First 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:

Pursuant to **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) and that the software is ancillary to the service of allowing for monetary transactions at the Amphitheater, the City approves the determines First to be a single-source provider and accepts and approves the single-source quote and accompanying terms and conditions and approves the purchase of the items in Exhibit A in the amount of \$163,659.00, and annual software subscriptions and annual recurring costs on a single-source basis as described therein.

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2. The Mayor, City Clerk or their designee(s) are authorized to spend funds, execute documents and take such other action to effectuate the purpose and intent of this Resolution.

Following a reading of the foregoing resolution, Aldermen Payne made the motion 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 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 6 day of December, 2022.

Exhibit A
EXHIBIT B

A copy of the proposed Bypass agreement and Sole Source Letter is attached and fully incorporated into these minutes.

RESOLUTION FOR LIENS

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

Mr. Manley stated that this resolution will authorize liens to be filed for those properties cut in accordance with Miss. Code 21-19-11. The resolution authorizes a \$250 penalty as allowed by Miss. Law. 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
ADJUDICATING THE COST OF CLEANING PROPERTY,
IMPOSING A
PENALTY AND IMPOSING LIEN OF
THE SAME AGAINST PROPERTY**

WHEREAS, the City of Southaven (“City”) has the authority, pursuant to Section 21-19-11 of the Mississippi Code (1972) to clean up property within the City, under circumstances which create a menace to the public health and safety of the community, and

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WHEREAS, the Mayor and Board of Aldermen conducted hearings regarding various properties, as set forth in Exhibit A, and determined that the conditions and circumstances of such properties created a menace to the public health and safety of the community, and ordered the clean-up of the properties, and

WHEREAS, pursuant to the authority granted to the City, the Mayor and Board of Aldermen contracted with an outside contractor who has undertaken and completed the clean-up of the properties, and

WHEREAS, the Mayor and Board of Aldermen have heard proof and find as a fact that the actual cost of the clean-up is as attached hereto as Exhibit A, and

WHEREAS, the Mayor and Board of Aldermen are desirous of imposing a penalty of Two Hundred Fifty Dollars and 00/100 (\$250.00) per property per cutting, and

WHEREAS, the Mayor and Board of Aldermen deem and resolve that the clean-up cost and penalty shall be collected as a lien against property and if not paid, the lien shall be converted as an assessment against each property, to be collected by the Tax Collector in the manner employed for the collection of all other taxes and assessments of the municipality, unless sooner collected through other means.

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

1. The actual cost of the clean-up of properties listed in Exhibit A be assessed to the property and the same is hereby determined to be as set forth in Exhibit A attached hereto.
2. A penalty in the amount of \$250 per lot per cutting as listed above be, and the same is hereby imposed against each parcel in addition to the actual cost of the property clean-up.
3. The total amount, as set forth above, be, and the same is hereby assessed against each property, to be filed as a lien and if not collected, to be converted as an assessment to be collected by the Tax Collector in the manner used for collection of other municipal taxes and assessments, unless sooner collected through other means.

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

Alderman William Jerome	voted: YES
Alderman Kristian Kelly	voted: YES
Alderman Charlie Hoots	voted: YES
Alderman George Payne	voted: YES

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Alderman Joel Gallagher	voted: YES
Alderman John Wheeler	voted: YES
Alderman Raymond Flores	voted: YES

RESOLVED AND DONE this 6th day of December 2022.

A list containing street name, parcel id#, and assessment totals is attached to these minutes.

PLANNING AGENDA

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

Item #1 Application by Horn Lake Creek Basin Interceptor Sewer District for subdivision approval of a one lot subdivision, south of Stanton Road, west of Tulane Road

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval of a one lot subdivision on the south side of Stanton Road, west of Tulane Road. The lot consists of 7.3 acres with a fifty (50) foot wide portion of the flag shaped lot providing direct access to Stanton Road. The majority of the lot is located approximately 1,500 feet south of Stanton road. The plat shows twenty five (25) feet of buffer yard along the east property line where the lot abuts the fire/police training center. The applicant also shows the required setbacks on the other three sides of the lot along with a recorded sewer easement which runs along the south side of the lot on the adjacent property. Mrs. Choat-Cook stated that the applicant has met the minimum requirements set forth in the ordinance regarding industrial lots. The awkward shape of the lot is due to gaining access to Stanton Road which creates a compliant lot for road accessibility. This site is proposed for the Horn Lake Creek sewer treatment facility which is designated as a public facility and is allowed by right in heavy industrial areas. Alderman Hoots made the motion to approve the application by Horn Lake Creek Basin Interceptor Sewer District. 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

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Having received a majority of affirmative votes, Mayor Musselwhite declared that the motion was carried on the 6th day of December, 2022.

A copy of the staff report and final plat is attached and fully incorporated into these minutes.

Item #2 Application by IPD Solutions for subdivision approval of Parcel IV Central Gardens on the south side of Rasco Road, west of Greenbrook Pkwy.

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval for Central Gardens Parcel IV on the south side of Rasco Road, west of Greenbrook Pkwy. The site encompasses 4.66 acres with approved uses for high density single family, townhomes and office per the Central Gardens PUD. The applicant is requesting to only use the single family allowance with cottage homes designed for a gated access neighborhood and amenities on site. There are two access drives shown which are both from Rasco Road and have been designed with sixteen (16) foot widths to allow for one way directional flow in and out of the development. Parking is located directly in front of each home site with additional parking for guests at the south end of the site as well as at the west end of the site. The plan shows 16 lots with lots 1-14 facing towards each other allowing for rear access from an alley way and a greenspace in between. The remaining two lots are situated on the west end of the site with front access to the lots. The amenities are located in the center of the development which is why the lots face towards each other to allow a grove type setting with a gazebo, fire pit and sitting area for the residents. The homes are designed to be shotgun style cottages with front porches, hardi plank siding and metal or exposed wood accents to give the appearance of another time period housing style. The alleyway is shown as private due to the restricted and gated access off of Rasco Road. The majority of this acreage is undevelopable due to it being in a floodway area which can be seen along the south end and is left undisturbed. Mrs. Choat-Cook stated that this proposal is a new concept for the area as we do not currently have anything like this. The overall theme of Central Gardens PUD is a 55+ active lifestyle community but it is staff's understanding that this area of the PUD will not be age restricted but will be designed for empty nesters or young people without kids. Staff will need the applicant to increase the drives to a minimum of twenty (20) feet wide to allow for emergency vehicle access and also incorporate a knox box on both gates for emergency entry. Staff likes the overall layout and the design of the houses proposed. The density is less than what is approved to be there with the townhome concept which is a positive for the overall area. Alderman Jerome made the motion to approve the application by IPD Solutions. Motion was seconded by Alderman Hoots.

Roll call was as follows:

ALDERMAN	VOTED
Alderman Jerome	YES
Alderman Kelly	YES

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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 6th day of December, 2022.

A copy of the staff report, final plat, and covenants is attached and fully incorporated into these minutes.

Item #3 Application by Lifestyle Communities, LLC for subdivision approval of lots 33, 36, and 38 of Silo Square Commercial Subdivision

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval for lots 33, 35 and 38 of Silo Square Commercial Subdivision on the west side of Getwell Road, on both the north and south side of Market Square Avenue. Lot 33 encompasses 2.009 acres and is situated on the southwest corner of Market Square Avenue and Silo Square Lane North. Lot 35 is proposed with 1.546 acres and is situated on the south side of Market Square Avenue on the west side of Front Street. Lot 38 is on the north side of Market Square Avenue, just east of Mayberry Lane. The applicant is showing a carry-over of Market Square Avenue from its existing stopping point east of this site with proposed fifty (50) feet of right of way. The applicant is also showing the proposed fifty (50) foot right of way for Mayberry Lane which was approved with phase 6 residential prior to this submittal. All three lots show the required setback and easement lines. Mrs. Choat-Cook stated that the lots comply with the overall master plan for this area in Silo Square. Staff has no comments and recommends approval. Alderman Flores made the motion to approve the application by Lifestyle Communities, LLC. 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 6th day of December, 2022.

A copy of the staff report and final plat is attached and fully incorporated into these minutes.

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Item #4 Application by Stateline Road West Center, LLC for subdivision approval to revise the BLSC Subdivision on the north side of Stateline Road, west of Airways Blvd.

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval to remove lots 2 and 3 from the existing BLSC Subdivision on the north side of Stateline Road, west of Airways Blvd. There is an approved project which is designed within the boundaries of several individual lots in several different subdivisions. To ensure compliance with that project, the developer must clean up these subdivisions by removing the lots being used in the project which can then be combined under one ownership and under one subdivision. This application removes lots 2 and 3 but leaves lot 1 formally platted. Prior to this submittal, the applicant submitted a subdivision application with all lots combined for the project. Staff comments were as follows, "The applicant will need to first have all of the properties vacated from their existing subdivisions. The city cannot approve and plat properties that are already in formally filed subdivisions. The applicant will need to revise all three existing plats prior to this submittal. 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 is complying with staff's request with this subdivision application and staff recommends approval with the above stated comments. Alderman Kelly made the motion to approve the application by Stateline Road West Center, 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 6th day of December, 2022.

A copy of the staff report and final plat is attached and fully incorporated into these minutes.

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Item #5 Application by 55 Stateline, LLC for subdivision approval to revise the Park Place Subdivision on the north side of Stateline Road, west of Airways Blvd.

Mrs. Choat-Cook stated that the applicant is requesting subdivision approval to remove lot 4a from the existing Park Place Subdivision on the north side of Stateline Road. There is an approved project which is designed within the boundaries of several individual lots in several different subdivisions. To ensure compliance with that project, the developer must clean up these subdivisions by removing the lots being used in the project which can then be combined under one ownership and under one subdivision. This application removes lot 4a and proposes to leave the remaining lots as is. Prior to this submittal, the applicant submitted a subdivision application with all lots combined for the project. Staff comments were as follows, "The applicant will need to first have all of the properties vacated from their existing subdivisions. The city cannot approve and plat properties that are already in formally filed subdivisions. The applicant will need to revise all three existing plats prior to this submittal. 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 is complying with staff's request with this subdivision application and staff recommends approval with the above stated comments. Alderman Kelly made the motion to approve the application by 55 Stateline, 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 6th day of December, 2022.

A copy of the staff report and final plat is attached and fully incorporated into these minutes.

Item #6 Application by Roche Biomedical Laboratories, LLC for subdivision approval to revise the Marvin Ratner Subdivision on the north side of Stateline Road, west of Airways Blvd.

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Mrs. Choat-Cook stated that the applicant is requesting subdivision approval to remove lot 2 from the existing Marvin Ratner Subdivision on the north side of Stateline Road. There is an approved project which is designed within the boundaries of several individual lots in several different subdivisions. To ensure compliance with that project, the developer must clean up these subdivisions by removing the lots being used in the project which can then be combined under one ownership and under one subdivision. This application removes lot 2 and proposes to leave the remaining lots as is. Prior to this submittal, the applicant submitted a subdivision application with all lots combined for the project. Staff comments were as follows, "The applicant will need to first have all of the properties vacated from their existing subdivisions. The city cannot approve and plat properties that are already in formally filed subdivisions. The applicant will need to revise all three existing plats prior to this submittal. 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 is complying with staff's request with this subdivision application and staff recommends approval with the above stated comments. Alderman Kelly made the motion to approve the application by Roche Medical Laboratories, 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 6th day of December, 2022.

A copy of the staff report and final plat is attached and fully incorporated into these minutes.

Item #7 Application by Robby Stewart for design review approval of a new Chase Bank facility on the southwest corner of Goodman Road, west of Southcrest Pkwy.

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Mrs. Choat-Cook stated that the applicant is requesting design review approval for a 3,412 sq. ft. Chase Bank facility on the southwest corner of Goodman Road and Southcrest Pkwy. Building elevations and landscaping were submitted. Staff believes the proposed elevations provide a nice neutral mixture of colors and materials. Staff has no comments regarding the building. Staff appreciates the preservation and incorporation of the existing trees on site. The size minimums are compliant and the applicant has provided a nice mixture of materials. Staff has no comments regarding the landscaping. The applicant did not submit a photometric plan; however, as with all new construction sites, a decorative light is required. This is a modern style building which may not fit well with the standard acorn lighting that is used around the city. The applicant may opt to use the standard or they can submit a more modern decorative spec which staff would ask to approve administratively. The applicant should use the decorative spec along the Southcrest Pkwy frontage and if possible on the Goodman Road streetscape design. Alderman Jerome made the motion to approve the application by Robby Stewart. 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 6th day of December, 2022.

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

Diamonds of Snowden Grove

Alderman Wheeler made the motion to remove from the table this item from November 15, 2022 meeting. Motion was seconded by Alderman Flores. Motion was put to vote and passed unanimously.

Mayor Musselwhite stated that the request is to rezone property to allow for a hotel use to be located on lots 1 and 2 of the Diamonds of Snowden PUD. The Mayor and Board had expressed concerns about the type of hotel and restaurant being proposed due to the location being a high profile area, adjacent to Snowden Grove Park, and located in the entertainment district. Mayor Musselwhite presented a memo from Mrs. Choat-Cook that provided specific conditions for a conditional use permit that would stay with the land no matter the ownership. The proposed conditions state:

- that the hotel brand (not parent company) must be identified on the SRT chain scales

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- hotel must be classified as middle upper, upper, upper scale, or luxury per the SRT chain scales
- accessory restaurant must be detached or attached with an exterior entrance directly to the restaurant

After reviewing and discussing the conditions and confirming with Mrs. Cook that the property owner did not object to the proposed requirements, as recommended by Mrs. Cook, for the conditional use permit application, Alderman Wheeler made the motion to approve the specific requirements of:

- that the hotel brand (not parent company) must be identified on the SRT chain scales
- hotel must be classified as middle upper, upper, upper scale, or luxury per the SRT chain scales
- accessory restaurant must be detached or attached with an exterior entrance directly to the restaurant

be included for the conditional use application for the Diamonds of Snowden Grove for any hotel on the property. 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 6th day of December, 2022.

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

MAYOR'S REPORT

Condemned Properties / Public Works

Mayor Musselwhite explained that the City was utilizing a 3rd party contractor to cut condemned properties and the contract expired. A recommendation was made by the Public Works Director and Planning Director to bring the mowing of these properties in house under the Public Works Department. Mayor Musselwhite stated that there is money in the budget to purchase the equipment and will ask to add 2-4 employees

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midyear. Mayor Musselwhite added that he will come back before the Board in March with a proposal.

LED STREET LIGHT CONVERSION

Mayor Musselwhite stated that Entergy has started the conversion process to change the light fixtures with LED bulbs. The conversion is scheduled by wards starting in ward 1. It is expected to take two (2) years to complete and is currently underway.

Dizzy Dean Baseball and Softball

Mayor Musselwhite stated that things have changed with competitive sports and has changed recreational sports league. There are many kids that have chosen to participate in competitive sports and this has caused a decrease in participation of the recreational leagues. We have seen declining numbers and realized that we need to make some adjustments to the 2014 contract and the amount of money that went to Dizzy Dean from the City was based on the number of participating teams and that number has been nowhere near what the numbers were in 2014. We requested for Dizzy Dean to make some consolidations. Instead of having multiple weeks, we have asked that they consolidate some of their tournaments and adjust the pay scale in which they accepted. Mayor Musselwhite stated that he will be bringing this back to the Board for approval at a future meeting.

Rasco Road and Greenbrook Pkwy Traffic Signal

Mayor Musselwhite stated that a signal will be added to the intersection at Greenbrook and Rasco Road in order to add a turning lane. Mayor Musselwhite stated that it is taking additional time to get the materials in, but it is in process.

Getwell Road South Widening Project

Mayor Musselwhite reported the Getwell Road South Widening Project will be under construction no later than March 1.

Tchulahoma and Goodman

A few years ago the Central Park Tchulahoma multi use trail was finalized. The trail went south from Central Park on Tchulahoma, crossing Goodman Road, south on Tchulahoma Road to May Boulevard. As May Boulevard road is extended from Getwell to Tchulahoma, there is going to be another multiuse trail. This will connect the trail from Baptist Desoto Hospital, down Clairington, cross over Swinnea, throughout Central Park to the multiuse trail on Tchulahoma, carry southbound across Goodman and then connect to May Boulevard. This project is expected to be complete in 2023 and will be the longest pedestrian trail in the history of Desoto County. Mayor Musselwhite stated that he asked MDOT for approval to add extra markings and stripings on Goodman, add extra signage and signals in advance to intersections to alert for pedestrian crossing. MDOT gave the approval this week to move forward.

PERSONNEL DOCKET

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Personnel
Docket

December 6,
2022

New Hires	Department	Position Title	Start Date	Rate of Pay
Jordan Needham	Emergency Communication	Dispatch 1	TBD	\$21.67
Alyssa Eaves	City Clerk's Office	Deputy Clerk	TBD	\$18.00
Janet Montoya	Police	Patrol Officer 1	12/12/2022 2	\$24.99
Hunter Bryant	Police	Patrol Officer 1	12/12/2022 2	\$24.99
Christian Richardson	Police	Patrol Officer 1	12/12/2022 2	\$24.99
Jessica Smith	Police	Patrol Officer 1	12/12/2022 2	\$24.99
Devin Perry	Police	Patrol Officer 1	12/12/2022 2	\$24.99
Jonathon Bramlett	Police	Patrol Officer 4	12/12/2022 2	\$28.97
Kacy Booth	Police	Patrol Officer 4	2	\$28.97
Justin Chapman	Fire	EMS Driver	TBD	\$17.15
MacKenzie Ruch	Fire	EMS Driver	TBD	\$17.15
Renata Ray	Fire	Paramedic	TBD	\$21.22

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

Rehires	Department	Position Title	Start Date	Rate of Pay
Zakary Wendell	Utility	Operator	TBD	\$18.50

Promotions	Current Position Title	New Position Title	Effective Date	Rate of Pay
<i>Police</i>				
Alonzo Carter	Police Officer 2	Police Officer 3	12/5/2022	\$27.03

Oath of Office

*Emergency
Communications*
Casandra Gianquinto

Resignations/Terminations	Department	Current Position Title	Effective Date	Rate of Pay
Stephen Garland	Police	Patrol Officer 3	12/4/2022	\$27.03
Christian Cromelin	Fire	Firefighter 2	12/10/2022 2	\$17.77
David Johnson	Planning	Code Enforcement Officer	11/21/2022 2	\$18.00

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James Speights	Police	Patrol Officer 3	12/15/2022	
			2	\$27.03
Deborah Rosenberg	Emergency Communications	Dispatch 3	12/18/2022	
			2	\$25.00

Alderman Payne made the motion to approve the Personnel Docket of December 6, 2022 as presented to this Board. 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 6th day of December, 2022.

CITY ATTORNEY’S LEGAL UPDATE

Acceptance of Bid for Ambulance

The City went to reverse auction for a 2023 ambulance with Stryker Power Pro XT Stretcher with wings, IV Pole and Equipment Hook. The low and best bid was in the amount of \$318,106.00 from Emergency Vehicle Specialists. Alderman Hoots made the motion to award the bid to Emergency Vehicle Specialists. 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 6th day of December, 2022.

Resolution for SPD Surplus – This resolution will surplus SPD vehicle in accordance with Miss. Code 17-25-25(5) as the vehicle has been declared a total

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loss by Travelers. 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 Police Department is presently in possession of 2019 Dodge Ram Pickup VIN 1C6RR7FT9KS597607 ("Vehicle"); and

WHEREAS, it has been recommended to the Mayor and Board of Aldermen that the Vehicle be declared as surplus and sold and/or disposed of as appropriate and in accordance with Mississippi Code 17-25-25 and removed from the fixed assets inventory; and

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

WHEREAS, the Mayor and Board of Aldermen hereby find that there is no value to the Vehicle as the Vehicle was deemed a total loss by the City's insurance carrier; thus, the Vehicle may be disposed of pursuant to Mississippi Code 17-25-25(5); 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 Vehicle be hereby declared to be surplus property and disposed of pursuant to Mississippi Code 17-25-25(5).
2. The Southaven Police Chief, City Clerk, or their designees are hereby authorized to take all actions to effectuate the intent of this Resolution.

Motion was made by Alderman Gallagher and seconded by Alderman Wheeler, 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 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

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RESOLVED AND DONE, this 6th day of December 2022.

Approval to Transfer Vehicle

As part of a settlement in accordance with Miss. Code 25-1-47, the City will transfer 2013 Ford Explorer VIN 1FM5K8AR4DGC73186, Asset 5129, Mileage 104,000 to Shelter Insurance as it has declared the vehicle a total loss valued at \$13,600.00. A Shelter insured hit the vehicle causing the damage and Shelter is will pay the value rather than repair the vehicle. Alderman Flores made the motion to transfer the vehicle to Shelter Insurance. 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 6th day of December, 2022.

UTILITY BILL ADJUSTMENT DOCKET

UTILITY BILL LEAK ADJUSTMENT DOCKET 12/06/22

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

NAME	HOUSE #	STREET	ADJUSTED AMOUNT	REASON FOR LEAK ADJUSTMENT
MUDDY WATERS	875	ACORN CV	(195.20)	TOILET LEAK
PARSONS CHRISTOPHER	5554	MEADOW POINTE DR	(83.98)	POOL ADJ
MCKEE CLAIRE	8525	FARMINGTON CV	(170.80)	TOILET LEAK
BARNUM CYNTHIA	8523	CHARLESTON DRIVE	(239.12)	TOILET LEAK
KENNETH ROGERS	4170	PINEHURST BLVD	(86.45)	POOL ADJ
MCATEE ARNETTA	8885	CAT TAIL COVE	(92.72)	TUB LEAK
QUEEN M. RICE	1541	TOWN & COUNTRY DR	(209.84)	HOT WATER HEATER VALVE LEAK

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RANDY WHITEHEAD	1663	WHITEHEAD DR	(175.68)	BATHROOM SINK
NORA MITCHNER	1191	SCOTT CV	(43.92)	TOILET LEAK
DEMARCUS FIFER	7453	FOX TRACE	(302.56)	TOILET LEAK
TYLER CLAUDIO	1418	BENNINGTON DR	(103.08)	SERVICE LINE LEAK
JERMAIN MICKENS	3318	MARY ELLEN DR	(98.20)	TOILET LEAK
ALYSSA CHARLES	286	EMBER CV	(53.68)	LEAK UNDER SLAB
GERALD MOORE	9150	MOSS POINT DR	(683.20)	TOILET LEAK
CURTIS MCCOMB	2970	DICKENS PLACE DR	(92.72)	TOILET LEAK
BRUCE MITCHELL	3560	SHADY OAKS	(73.20)	LEAK AT MAIN LINE
		TOTAL	(2704.35)	

A motion was made by Alderman Payne to approve the Utility Bill Adjustment Docket of December 6, 2022 in the amount of \$. Motion was seconded by Alderman Jerome.

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 6th day of December, 2022.

CLAIMS DOCKET

A motion was made by Alderman Payne to approve the Claims Docket of December 6, 2022 in the amount of \$3,524,124.69. Motion was seconded by Alderman Flores.

Excluding voucher numbers:

389733,389738,389744,389799,389800,389803,389828,389838,389839,389862,389886,389888,389889,389892,389893,389918,389921,389970,389974,389991,390172,390173,390174,390175,390185,390196,390203,390207,390213,390215,390329,390377,390493,390494,390526,390604,390622,390643

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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 and approved for payment on the 6th day of December, 2022.

EXECUTIVE SESSION

A copy of the Executive Session minutes are maintained in the City Clerk’s Office.

A motion was made by Alderman Payne to authorize Butler Snow to represent and the City to engage Butler Snow with regard to the termination of Legacy Construction for Fire Station Number 5 and any litigation associated with the termination. The motion was seconded by Alderman Gallagher. Motion was put to vote and passed unanimously.

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 December 6, 2022 at 7:48 p.m.

Darren Musselwhite,
Mayor

Andrea Mullen,
City Clerk
(Seal)

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