

MUNICIPAL MINUTES CITY OF TUPELO
STATE OF MISSISSIPPI
DECEMBER 17, 2019

Be it remembered that a regular meeting of the Tupelo City Council was held in the Council Chambers in the City Hall building on Tuesday, December 17, 2019 at 6:00 p.m. with the following in attendance: Markel Whittington, Lynn Bryan, Travis Beard, Nettie Davis, Buddy Palmer, Mike Bryan, Willie Jennings, City Attorney Ben Logan; and Missy Shelton, Clerk of the Council.

Councilman Lynn Bryan gave the invocation, followed by the Pledge of Allegiance led by members of the Mayor's Youth Council.

IN THE MATTER OF CALLING THE MEETING TO ORDER

President Nettie Davis called the meeting to order at 6:00 p.m.

IN THE MATTER OF CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER

Councilman Mike Bryan moved, seconded by Councilman Willie Jennings, to confirm the agenda and agenda order. The vote was unanimous.

PROCLAMATIONS, RECOGNITIONS, AND REPORTS AGENDA

IN THE MATTER OF RECOGNITION OF BOY AND GIRL SCOUTS

No scouts were present for recognition.

IN THE MATTER OF RECOGNITION OF CITY EMPLOYEES

No employees were present for recognition.

IN THE MATTER OF RECOGNITION OF DEPUTY CHIEF ALLAN GILBERT

The Mayor recognized Deputy Chief Allan Gilbert for 25 years of service with the Tupelo Police Department and wished him well on his move to a new position as Chief of Police in Siloam Springs, Arkansas. He also reminded everyone that there would be a retirement celebration on December 31, 2019 at the Tupelo Police Department as a farewell. The certificate is attached to these Minutes as Appendix A.

IN THE MATTER OF PUBLIC RECOGNITIONS

The following public recognitions were made by council members:

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Councilman Willie Jennings said he is thankful for so much this time of the year and wished everyone a Merry Christmas and Happy New Year.

Councilman Buddy Palmer also wished everyone a Merry Christmas and Happy New Year. He recognized Robert Skillon, who is a member of the Federation of the Blind.

Councilman Mike Bryan wished everyone a Merry Christmas and Happy New Year.

Councilman Markel Whittington wished everyone a Merry Christmas and Happy New Year.

Councilwoman Nettie Davis recognized members of the Juneteenth Festival, Citizens for Change and the NAACP. She also wished everyone a Merry Christmas and Happy New Year.

IN THE MATTER OF MAYOR'S REPORT

Mayor Shelton reported that he and COO Don Lewis met with the director of the Japanese trade organization, JETHRO, from Houston, Texas this week. They also met with MDA and was pleased to announce that the meetings were very beneficial. He reminded the Council of the Christmas and New Year's closings and then recognized the Mayor's Youth Council in attendance. A brief overview of the New Year's Celebration was given and he wished everyone a Merry Christmas and Happy New Year.

(CLOSE REGULAR MEETING OPEN PUBLIC AGENDA)

PUBLIC AGENDA

PUBLIC HEARINGS

No one appeared to discuss this matter

(CLOSE PUBLIC AGENDA AND OPEN REGULAR SESSION)

ACTION AGENDA

There were no items discussed.

ROUTINE AGENDA

REVIEW, APPROVE, REJECT MINUTES OF THE DECEMBER 3, 2019 REGULAR CITY COUNCIL MEETING

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Councilman Markel Whittington moved, seconded by Councilman Travis Beard, to approve the Minutes of the Regular Council Meeting held on December 3, 2019. The vote was unanimous in favor.

IN THE MATTER OF REVIEW, PAY BILLS AND APPROVE UTILITY ADJUSTMENTS

Bills were reviewed at 4:30 p.m. by Council members: Markel Whittington, Travis Beard, Buddy Palmer, Lynn Bryan, Mike Bryan; and Traci Dillard, Accounts Payable.

Councilman Buddy Palmer moved, seconded by Councilman Travis Beard to approve the payment of the checks, bills and claims, as presented. The vote was unanimous in favor.

APPENDIX B

IN THE MATTER OF REVIEW, AWARD, REJECT BID # 2019-048PW KING'S CREEK BANK STABILIZATION PROJECT

Councilman Mike Bryan moved, seconded by Councilman Willie Jennings to award Bid # 2019-048PW – King's Creek Bank Stabilization Project to Encor, LLC, lowest and best bidder, in the total amount of \$79,267.50. The vote was unanimous in favor. **APPENDIX C.**

REVIEW, APPROVE, REJECT GRANT FOR EMERGENCY WATERSHED PROTECTION FOR SAND CREEK

Councilman Buddy Palmer moved, seconded by Councilman Lynn Bryan, to accept the NRCS grant contract for the Sand Creek streambank stabilization project in the amount of \$99,810.15. The City's match is \$30,245.40, which is 23% of the estimated total project cost. The vote was unanimous in favor. **APPENDIX D**

REVIEW, APPROVE, REJECT MINUTES OF THE DECEMBER 9, 2019 TUPELO REDEVELOPMENT AGENCY MEETING

Councilman Markel Whittington moved, seconded by Councilman Travis Beard, to approve the Minutes of the Tupelo Redevelopment Agency Meeting held on December 9, 2019. The vote was unanimous in favor. **APPENDIX E**

REVIEW, APPROVE, REJECT REQUEST FOR INTERNATIONAL TRAVEL FOR JENNIE BRADFORD CURLEE – CVB

Councilman Markel Whittington moved, seconded by Councilman Travis Beard to approve the international travel for Jennie Bradford Curlee at a maximum per diem rate of \$140.00 per day. **APPENDIX F**

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REVIEW, APPROVE, REJECT MINUTES OF THE DECEMBER 2, 2019 PLANNING COMMITTEE MEETING

Councilman Willie Jennings moved, seconded by Councilman Markel Whittington, to approve the Minutes of the Planning Committee Meeting held on December 2, 2019. The vote was unanimous in favor. **APPENDIX G**

IN THE MATTER OF REVIEW, ADOPT, REJECT RESOLUTIONS ADJUDICATING COST AND ASSESSING LIEN AGAINST REAL PROPERTY UNDER MISS. CODE ANNO. §21-19-11 (1972) AS AMENDED

Councilman Buddy Palmer moved, seconded by Councilman Markel Whittington, to adopt the resolutions adjudicating the costs and assessing liens for enrollment against private properties upon which work had been done by the city pursuant to 21-19-11. The vote was unanimous in favor. **APPENDIX H**

IN THE MATTER OF REVIEW, APPROVE, REJECT REQUEST FOR DONATED LEAVE FOR TUPELO FIRE DEPARTMENT EMPLOYEE TRACY LODEN

Fire Chief Thomas Walker submitted a letter of request to allow the Tupelo Fire Department to donate leave time to Fire Department Employee Tracy Loden. In accordance with the guidelines outlined in Section 601 of the City of Tupelo Employee Handbook, Councilman Travis Beard moved, seconded by Councilman Buddy Palmer, to approve this recommendation. The vote was unanimous in favor. A copy of the request is attached as **APPENDIX I**.

IN THE MATTER OF REVIEW, APPROVE, REJECT LIST OF CURRENT UNMARKED VEHICLES THAT THE TUPELO POLICE DEPARTMENT MAINTAINS AS OF DECEMBER 2019

Councilman Willie Jennings moved, seconded by Councilman Markel Whittington to approve this list as submitted. The vote was unanimous in favor. A copy of the list of unmarked vehicles is attached to these minutes as **APPENDIX J**.

IN THE MATTER OF REVIEW/APPROVE/REJECT THE TRANSFER OF BAD DEBT

Councilman Buddy Palmer moved, seconded by Councilman Markel Whittington, to approve writing off to the bad debt file a list of Water and Light Collections accounts. The total bad debt amount represents 0.00126% of the total revenue for the period of July 2018 thru June 2019. Efforts will continue to be made to collect these accounts even though they have been transferred

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to this accounting classification. A copy of the request is attached to these minutes as **APPENDIX K.**

REVIEW, APPROVE, REJECT MINUTES OF THE NOVEMBER 19, 2019 TRAFFIC COMMITTEE

Councilman Travis Beard moved, seconded by Councilman Willie Jennings, to approve the Minutes of the Planning Committee Meeting held on December 2, 2019. The vote was unanimous in favor. **APPENDIX L**

IN THE MATTER OF REVIEW, ACCEPT, REJECT AMENDMENT #3 TO THE ENERGY SERVICES AGREEMENT BETWEEN THE CITY OF TUPELO AND MCNEIL RHOADS FOR "AMI SCOPE OF WORK"

Councilman Markel Whittington moved, seconded by Councilman Buddy Palmer, to accept amendment #3 to the energy services agreement between the City of Tupelo and McNeil Rhoads for "AMI Scope of Work". The vote was unanimous in favor. A copy of the agreement is attached hereto as **APPENDIX M.**

IN THE MATTER OF REVIEW, AWARD, REJECT BID # 2019-046WL THREE (3) 2020 CREW CAB AND CHASSIS 4 X 4

Councilman Mike Bryan moved, seconded by Councilman Markel Whittington, to award Bid # 2019-046WL – Three (3) 2020 Crew Cab and Chassis 4 X 4 to Summit Truck Group, lowest and best bidder, in the amount of \$48,820.00. The vote was unanimous in favor. **APPENDIX N**

REVIEW, RATIFY TAX INCREMENT FINANCING (TIF) DEVELOPMENT AND REIMBURSEMENT AGREEMENT BETWEEN CITY OF TUPELO AND MALONEY DEVELOPMENT PROPERTIES LLC

Councilman Markel Whittington moved, seconded by Councilman Mike Bryan, to ratify the TIF Development and Reimbursement Agreement with Maloney Development Properties LLC. The vote was unanimous in favor. **APPENDIX O**

REVIEW, RATIFY SECOND AMENDMENT TO REAL ESTATE PURCHASE CONTRACT BETWEEN CITY OF TUPELO AND BELLERIVE PROPERTIES LLC (545 COMMERCE)

Councilman Markel Whittington moved, seconded by Councilman Willie Jennings, to ratify Second Amendment to Real Estate Purchase Contract with Bellerive Properties, LLC. The vote was unanimous in favor. **APPENDIX P**

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REVIEW, APPROVE, REJECT MINUTES OF THE NOVEMBER 12, 2019 TUPELO AIRPORT MEETING

Councilman Buddy Palmer moved, seconded by Councilman Lynn Bryan, to approve the Minutes of the Tupelo Airport Meeting held on November 12, 2019. The vote was unanimous in favor. **APPENDIX Q**

STUDY AGENDA

IN THE MATTER OF REVIEW, DISCUSS THE SPEED TABLE POLICY

The council unanimously voted to move this item up to the January 7, 2020 Action Agenda.

IN THE MATTER OF REVIEW, DISCUSS THE SPEED LIMIT RAGE PROJECT

The council unanimously voted to move this item up to the January 7, 2020 Action Agenda.

EXECUTIVE SESSION

Councilman Markel Whittington moved, seconded by Councilman Lynn Bryan, to determine the need for executive session. The vote was unanimous in favor, and the council closed the open session to discuss the need for executive session.

City Attorney Logan advised that the following item was an appropriate topic for executive session:

PURCHASE OF REAL PROPERTY MISS. CODE ANNO. SEC. 25-41-7(g) (1972 AS AMENDED)

Councilman Buddy Palmer moved, seconded by Councilman Willie Jennings, to enter into executive session. Of those present, the vote was unanimous in favor to enter into executive session at 7:05 p.m.

After a lengthy discussion of this item in executive session, Councilman Markel Whittington moved, seconded by Councilman Mike Bryan, to come out of executive session, and the vote was unanimous in favor.

The open meeting resumed at 7:23 p.m.

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IN THE MATTER OF ADJOURNMENT

With no further business to come before the City Council, Councilman Buddy Palmer moved, seconded by Councilman Markel Whittington to adjourn the meeting at 7:23 p.m. The vote was unanimous in favor.

Nettie Davis, President
City Council

ATTEST:

Missy Shelton, Clerk of the Council

Jason Shelton, Mayor

January 7, 2020

Date