

12.1

MUNICIPAL MINUTES, CITY OF TUPELO
STATE OF MISSISSIPPI

MAY 5, 2015

Be it remembered that the regular meeting of the Tupelo City Council was held in Council Chambers at the City Hall Building on Tuesday, May 5, 2015, at 6:00 p.m. with the following in attendance: Council Members Markel Whittington, Lynn Bryan, Travis Beard, Nettie Y. Davis, Buddy Palmer, Mike Bryan and Willie Jennings; City Attorney Ben Logan; and Glenda Muse, Clerk of the Council.

Councilwoman Davis introduced Rev. Patricia Ross, Pastor of the Covington Faith Outreach Ministry, who led the invocation, and the Pledge of Allegiance was led by Boy Scout Andrew Albers.

IN THE MATTER OF CALLING THE MEETING TO ORDER

President Mike Bryan called the regular City Council meeting to order at 6:00 p.m.

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

Upon a motion by Councilman Palmer and a second by Councilman Whittington, the council voted unanimously to confirm the agenda and agenda order, amended as follows:

- | | |
|-------------|---|
| ADD: #4.3.A | Public Recognition – Mayor Shelton
Incident at Tupelo Aquatic Center |
| ADD: #4.3.B | Three Proclamations:
(1) Building Safety Month
(2) Neurofibromatosis Awareness Month
(3) National Garden Month |
| ADD: #7.10 | Change Order No. 2 - Colonial Estates
Intersection Project |

4. **PROCLAMATIONS, RECOGNITIONS AND REPORTS AGENDA**

IN THE MATTER OF RECOGNITION OF BOY/GIRL SCOUTS

Mayor Shelton introduced Boy Scouts from Troop 12 sponsored by First United Methodist Church and their Merit Badge Counselor, Duke Loden. These scouts are working on their Citizenship in the Community Badge and attendance at public meetings

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is part of the process. Scouts present included Will Jones, Woody Watson, and Andrew Albers.

Mayor Shelton, also, introduced Boy Scouts from Troop 313 sponsored by the Church of Christ of Latter Day Saints who are working on their Citizenship in the Community Badge as well. Members from this troop included Ben Chaplin, Tanner Chaplin, Taylor Chaplin, Gerald Richardson and Richard Richardson.

IN THE MATTER OF RECOGNITION OF CITY EMPLOYEES

No city employees were present for recognition.

IN THE MATTER OF PUBLIC RECOGNITIONS

Following recognitions were made by Council Members:

...Councilwoman Davis – Congratulated City Planner Pat Falkner on the recent birth of his granddaughter.

...Councilman Jennings – Acknowledged a large group of citizens present from the Southern Heights Neighborhood Association and Rev. Willie Wilson of Haven Acres.

IN THE MATTER OF RECOGNITION OF TUPELO AQUATIC CENTER EMPLOYEE

Mayor Shelton presented a certificate of appreciation to Sihya Smith, an employee of the Tupelo Aquatic Center, who recently saved the life of a woman who was taking swimming lessons at the Center. Ms. Smith was able to rescue Ms. Elaine Bowers from the pool after she suffered difficulties while in the water. Through the administration of Sihya's quick and heroic actions, including CPR, etc., Ms. Bowers will make a full recovery according to medical personnel at the hospital. Sihya was given a standing ovation by the City Council and audience present. Several members of Ms. Bowers' family were present as well.

IN THE MATTER OF PROCLAMATION IN RECOGNITION OF "BUILDING SAFETY MONTH"

Mayor Shelton read a proclamation recognizing the month of May 2015 as "Building Safety Month" in the City. The proclamation was dedicated to the memory of David Wammack, Chief Building Inspector, who recently passed away. Several members of Mr. Wammack's family were present and each received a copy of the

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Proclamation signed by Mayor Shelton.

IN THE MATTER OF PROCLAMATION IN RECOGNITION OF
“NEUROFIBROMATOSIS AWARENESS MONTH”

A proclamation in recognition of “Neurofibromatosis Awareness Month” during the month of May 2015 was read by Mayor Shelton. This illness is a common genetic disorder with over 100,000 Americans suffering from the disease. Symptoms usually appear in childhood or adolescence but can appear later on in life. All races, sexes and ethnic groups are subject to contracting NF. Abby Loden, a City of Tupelo employee who suffers from NF, accepted the proclamation from Mayor Shelton.

IN THE MATTER OF PROCLAMATION IN RECOGNITION OF “NATIONAL
GARDEN CLUB WEEK”

Several members of the Tupelo Garden Club accepted a proclamation from Mayor Shelton in recognizing the week of June 7 through June 13, 2015, as “National Garden Club Week” in the city. Gardeners in this country produce a multitude of foods for its people and enable the exportation of foods to other countries that are in desperate need. Our gardens also yield flowers of great variety and breathtaking beauty, bringing beauty into our lives and satisfying our aesthetic needs. Citizens are encouraged to observe the week with educational activities and projects that emphasize the benefits of gardening.

IN THE MATTER OF MAYOR’S REPORT

Following are excerpts of Mayor Shelton’s report for this meeting:

- ... Record crowds attended the Blue Suede Cruise on Saturday, May 2, 2015.
- ... Dudie Burger Festival was a great success and raised several thousand dollars for the Oren Dunn Museum.
- ... The Regional Rehab Derby Festival was also held on Saturday, May 2, which is always a successful fund raiser for this facility.
- ... Graduation from the Tourism Leadership Program had been held today with Councilwoman Davis being among the fifteen graduates to become Tourism Ambassadors.
- ... On Thursday, May 7, 2015, the National Day of Prayer will be observed at 12:00 Noon. This is a community-wide event held each year at Fairpark.
- ... On Saturday, May 9, 2015, the Gumtree Festival will kick-off with a 10K run that morning. The Festival will continue through Sunday.

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(President Bryan then closed the regular meeting and opened the Public Agenda.)

5. PUBLIC AGENDA

5.1.A PUBLIC HEARING REGARDING LOT MOWINGS

No one appeared to address this issue.

5.1.B PUBLIC HEARING REGARDING SPLASH PAD PLANNED FOR THERON NICHOLS PARK

President Bryan announced that at this time the City Council would accept citizen comments regarding the splash pad that is planned for Theron Nichols Park. The City of Tupelo intends to apply for a Land and Water Conservation Fund grant to help fund the splash pad, and as part of the grant process, the citizens are offered the opportunity to voice opinions on the project at this Public Hearing.

The first speaker was Ms. Patti Thompson. She stated, "My name is Patti Thompson and I live at 2816 Jim Street which is right next to Theron Nichols Park. We have been coming before this Council several times asking for the splash pad. We are aware of the grant situation and we presented Terri (Terri Blissard, Grant Administrator) some of the signatures of people in the neighborhood who wanted to see this go forward. We appreciate all the efforts of Councilman Jennings and the other Council Members who have supported this project. We feel like this is going to be a "win-win," "get going" for Southern Heights once we get this and the community center which we are going to be seeing in the next year or so as well. We will be a gateway for Southern Heights to move forward with new families moving in and one of the things about the splash pad is that it will bring families together. We do have a lot of families in the park on Saturday and Sunday afternoons. It doesn't discriminate...it is for all the multi-cultural people that we have in Southern Heights...Black, White, Hispanic and Asian. So we do hope that this will go forward. I thank you so much for your time...you have been very gracious."

The next speaker was Rev. Willie Wilson. He stated, "I am Rev. Willie Wilson, Pastor, and I live at 920 Parish Drive. One of the things that I have noticed is that we have a lot of children up and down the streets and in the community and I was concerned about their safety. So they need some place where they can go and play. We don't want to have a

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blighted community where there is not a place to enjoy. It would be great if they could just enjoy themselves right there in that community. So we appreciate that you all will consider this very seriously because we are concerned about our young people growing up and the dangers they may be involved in if they don't have some place to go that is protected... a place they can go with their parents and actually hang out there with them. So we appreciate this opportunity that you allowed us to have words. We appreciate Councilman Jennings being there and we appreciate you all listening."

One other person voiced her opinion concerning this project. Little Maddie Cayson, daughter of Bert and Tara Cayson, lives at 3125 Southern Heights Road. This six-year-old, when asked by her father what she wanted stated very emphatically, "a splash pad!"

(President Bryan then closed the Public Agenda and the City Council returned to regular session.)

6. **ACTION AGENDA**

No items were on the Action Agenda for consideration.

7. **ROUTINE AGENDA**

IN THE MATTER OF REVIEW/APPROVE MINUTES OF REGULAR CITY COUNCIL MEETING

Upon a motion by Councilman Whittington, seconded by Councilman Jennings, the council voted unanimously to approve the minutes of the regular City Council meeting of Tuesday, April 21, 2015.

IN THE MATTER OF REVIEW/PAY BILLS

Upon a motion by Councilman Beard, seconded by Councilwoman Davis, the council voted unanimously to approve payment of the following checks, bills having been reviewed at 4:30 p.m. by Council Members Whittington, Beard, Davis and Palmer:

Check Nos. 129522 through 130013 (Pool Cash Fund)
Electronic transfers as shown on the face of the docket.
Invoices as shown on the face of the docket.
Requests made by AFLAC to reimburse employees under

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Flex-One Plan as shown on the face of the docket.

IN THE MATTER OF REVIEW/AWARD/REJECT BID FOR JOYNER SPLASH PAD PROJECT AND AUTHORIZE MAYOR TO EXECUTE CONSTRUCTION CONTRACT FOR SAME

This item was tabled at the City Council meeting of April 21, 2015. Upon a motion by Councilman Lynn Bryan and a second by Councilman Palmer, the council voted unanimously to bring the matter off the table for consideration at this time.

Councilman Lynn Bryan moved to approve awarding contract for Joyner splash pad project to the lowest and best bidder, CIG Contractors, Inc., in the amount of \$559,600 based upon the April 17, 2015 base bid and fifteen additive alternates bids and to, also, authorize the Mayor to execute contract and any and all other contract documents for the Joyner splash pad project. The motion was seconded by Councilman Beard and unanimously passed by a vote of the City Council. Copies of pertinent documents are attached hereto and incorporated into these minutes as **APPENDIX A.**

IN THE MATTER OF REVIEW/APPROVE LISTING OF LOT MOWINGS

Councilman Whittington moved to approve a listing of lot mowings submitted by the department of Development Services as being in such a state of uncleanness as to be a menace to public health, safety and welfare of the community, thereby authorizing the department to proceed with mowing of these properties. The motion was seconded by Councilman Palmer and unanimously passed by a vote of the council. A copy of this listing is attached to these minutes as **APPENDIX B.**

IN THE MATTER OF REVIEW/APPROVE SURPLUS PROPERTY BY TUPELO PUBLIC WORKS DEPARTMENT

Chuck Williams, Director of the Tupelo Public Works Department, had submitted a request to Mayor Shelton and the City Council to be allowed to surplus a truck that had been wrecked on January 1, 2015. State Farm Insurance belonging to Kimberly Holley totaled this truck and will pay the city the sum of \$34,144.00 for the total loss. State Farm Insurance will provide a check as soon as the truck can be released to them. Description of the vehicle is: Asset No. 1276; 2006 IHC 4300 Truck; Tag #10672; VIN 1HTMMAARX6H238881.

Upon a motion by Councilwoman Davis, seconded by Councilman Beard, the council voted unanimously to approve this request and allow above described vehicle to be declared as surplus and sold for scrap.

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IN THE MATTER OF REVIEW/AWARD/REJECT BID FOR
THERMOPLASTIC TRAFFIC MARKING

Upon a motion by Councilman Whittington, seconded by Councilman Palmer, the council voted unanimously to award the following bid as recommended by Chuck Williams, Director of the Tupelo Public Works Department. Only one bidder responded.

1283PW Thermoplastic Traffic Marking
Recommendation: Riverside Traffic Systems, Inc.

A copy of the bid package is attached to these minutes and incorporated herein as **APPENDIX C.**

IN THE MATTER OF REVIEW/APPROVE CHANGE ORDER NO. 2 FOR SRF
FY 13 WATER SYSTEM IMPROVEMENTS – AREA 1 – BEECH SPRINGS

Johnny Timmons, Director, Tupelo Water and Light Department, had submitted Change Order No. 2 to Mayor Jason Shelton and the City Council for the Tupelo SRF FY 13 Water System Improvements – Area 1 – Beech Springs. This change order results in a contract change amount of \$156.00 and is requested to bore (instead of open cut) the drives on Gloster Street which will minimize disruption for apartment and business access. This change order brings the revised contract amount to \$963,983.00.

Upon a motion by Councilman Palmer, seconded by Councilman Whittington, the council voted unanimously to approve this change order as requested and recommended by Mr. Timmons. An executed copy is attached to these minutes and incorporated herein as **APPENDIX D.**

IN THE MATTER OF REVIEW/APPROVE CONTRACTS BETWEEN TUPELO
WATER AND LIGHT DEPARTMENT AND CENTRAL SERVICE
ASSOCIATION (CSA)

Councilman Beard moved to approve the following contracts with Central Service Association and authorize the Director of the Tupelo Water and Light Department to execute the same:

- (A) Master Contract and Comprehensive Systems Agreement MC-226
- (B) Orbit Customer Management and Billing System
- (C) Orbit Hosting Service
- (D) SOF – Orbit Cashier

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The motion was seconded by Councilman Palmer and unanimously approved by a vote of the City Council. Executed copies of the aforementioned documents are attached to these minutes and incorporated herein as **APPENDIX E.**

IN THE MATTER OF REVIEW/RATIFY CONTRACT FOR ENGINEERING SERVICES – WEST JACKSON STREET PROJECT

Upon a motion by Councilman Whittington and a second by Councilwoman Davis, the council voted unanimously to ratify a contract for engineering services for the West Jackson Street Project between the City of Tupelo, Mississippi, and Cook Coggin Engineers, Inc. to perform various infrastructure improvements along and/or adjacent to West Jackson Street. Said engineering firm agrees to perform the various professional engineering services required for design and construction engineering for this project. An executed copy of the contract is attached to these minutes and incorporated herein as **APPENDIX F.**

IN THE MATTER OF REVIEW/APPROVE CHANGE ORDER NO. 2 FOR McCULLOUGH BLVD/COLONIAL ESTATES ROAD INTERSECTION IMPROVEMENTS

Upon a motion by Councilwoman Davis, seconded by Councilman Jennings, the council voted unanimously to approve Change Order No. 2 for the McCullough Blvd/Colonial Estates Road Intersection Improvements Project. This change order is for \$5,666.92 and is to cover an overrun in asphalt quantities on the final estimate. This change order brings the revised contract amount to \$220,587.47. An executed copy of the change order is attached to these minutes as **APPENDIX G.**

8. STUDY AGENDA

No items were on the Study Agenda for consideration.

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IN THE MATTER OF ADJOURNMENT

There being no further business to come before the City Council, upon a motion by Councilman Beard, seconded by Councilman Palmer, the council voted unanimously to adjourn the regular meeting at 6:55 p.m.

PRESIDENT

ATTEST:

CLERK OF THE COUNCIL

APPROVED:

MAYOR