

MINUTES OF THE RECESSED BOARD MEETING OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF BRANDON, MISSISSIPPI
HELD ON DECEMBER 28, 2017

The Recessed Board Meeting was held in the Brandon City Hall Board Room, 1000 Municipal Drive, Brandon, Mississippi on December 28, 2017 at 12:00 p.m., in accordance with the action occurring at the Regular Board Meeting on December 18, 2017 recessing the same to said date and time. The meeting was led by Mayor Butch Lee. Aldermen Coker, Corley, Dobbs, Middleton, Morris, and Williams were present. Alderman Vinson was absent

Alderman Dobbs exited the board room

1.

ACCEPT PROFESSIONAL SERVICES PROPOSAL FROM ROSS & YERGER FOR
PROPERTY AND CASUALTY INSURANCE FOR 2018 CALENDAR YEAR

Alderman Coker made the motion to accept the professional services proposal from Ross and Yerger in the amount of \$106,530.00 for property and casualty insurance for the City for 2018 in accordance with the memo of the City Clerk which is appended hereto, seconded by Alderman Morris and whereupon Aldermen Coker, Morris and Corley voted "AYE", Alderman Williams voted "NAY" and Alderman Middleton voted "ABSTAIN" and accordingly the motion carried. Alderman Dobbs had absented herself from the board room and accordingly did not participate in the discussion or vote. (Note: in accordance with Attorney General Opinions on the question, a vote in abstention is counted with the majority and accordingly the vote of Alderman Middleton is considered in the total of votes of the majority. *See*, MS AG Op. Spann (August 22, 1997) (and opinions cited therein), MS AG Op., Weeks (August 29, 1990), *and* MS AG Op. Montgomery (June 29, 2012) (and opinions cited therein).

Alderman Dobbs returned to the board room.

2.

AUTHORIZE AND APPROVE THE CIRLOT AGENCY TO PROCEED WITH THE
ADVERTISING PLAN FOR BRANDON AMPHITHEATER OPENING PROMOTION

Alderman Morris made the motion to authorize and approve the Cirlot Agency to proceed with the advertising plan for the Brandon Amphitheater opening promotion in accordance with the memo from the City Economic Development Director, which is appended hereto, seconded by Alderman Corley, and upon unanimous vote the motion carried.

3.

APPROVE CATEGORY SPONSORSHIP AGREEMENTS WITH ERGON A&E,
COMMUNITY BANK OF MISSISSIPPI, INC., BROWN BOTTLING GROUP, INC., AND
CAPITAL CITY BEVERAGES RE: BRANDON AMPHITHEATER

Alderman Corley made the motion to approve category sponsorship agreements with Ergon A&E, Community Bank of Mississippi, Inc., Brown Bottling Group, Inc., and Capital City Beverages re: Brandon Amphitheater, in accordance with the memo from the City Clerk which is

appended hereto, and to authorize the Mayor and City Clerk to execute the same, seconded by Alderman Coker, and upon unanimous vote the motion carried.

4.

ACKNOWLEDGE EXTENSION OF THE BID OPENING DATE TO JANUARY 3, 2018
FOR AV SYSTEM BIDS FOR THE BRANDON AMPHITHEATER

On December 18th an addendum to the AV bid specifications for the Brandon Amphitheater was issued by the City's Architect. Unbeknownst to the City, the addendum was not then provided to all prospective bidders who had obtained copies of the bid packet and accordingly on December 21st, the addendum was then provided to all prospective bidders. Because December 21st was within 2 working days of the original bid opening, December 27th at 2:00 p.m., because of intervening weekends and holidays), the original bid opening date was extended to December 29th at 2:00 p.m. However, MCA Section 31-7-13 requires that the bid opening date be extended to a date not less than five (5) working days after the issuance of the bid addendum. Based on the intervening holidays (December 25/26) and weekends, the revised date would not provide the requisite time for the bid date extension. Moreover, when considering the next intervening weekend and holiday (Jan. 1st), the earliest date for the bid opening extension would be January 3rd. As such, the prior addendum was corrected to reflect a bid opening date of January 3, 2018 at 2:00 p.m., and notice of such was provided to all prospective bidders who had received copies of the bid packets. As to the matter of the new bid law, the City Attorney spoke with the Director of the Department of Finance and Administration who advised that a procurement initiated under the current law would be carried out to completion under the that law. As such, the City will not be required to re-initiate the process under new law simply because the bids will not be opened after January 1st.

Accordingly, Alderman Corley made the motion to acknowledge the bid extension date to January 3, 2018 at 2:00 p.m., and to proceed under the current law with respect to the same in accordance with the position of the Department of Finance and Administration, seconded by Alderman Coker, and upon unanimous vote the motion carried.

5.

ADJOURN

Alderman Coker made the motion to adjourn the Recessed Regular Board Meeting, seconded by Alderman Corley, and upon unanimous vote the motion carried.

(Next Regular Board Meeting January 2, 2018.)

MINUTES APPROVED THIS THE 2ND DAY OF JANUARY 2018.



HON. BUTCH LEE, MAYOR

ATTEST:



ANGELA BEAN, CITY CLERK

