

MINUTES
BRANDON BOARD OF ALDERMEN
REGULAR BOARD MEETING
BUTCH LEE, MAYOR PRESIDING
OCTOBER 17, 2022

1. CALL TO ORDER - Mayor Lee and Aldermen Middleton, Womack, Coker, Williams, Vinson and Craine were present. (David Farris, Ward 6 Alderman- Elect was present and participated after having been duly administered the oath of office).
2. INVOCATION AND PLEDGE OF ALLEGIANCE - Katelyn Harris with Mayor's Youth Council gave the invocation and Emma Stanton with Mayor's Youth Council led the Pledge of Allegiance.
3. PUBLIC COMMENTS AND RECOGNITIONS -
 - Mayor Lee administered the oath of office to David Farris, Wared 6 Alderman-Elect.
 - Sgt. Taaffe McGruder and Officer Derek Roberts, Officer Dion Allen, and Officer Hayden Wilkins were awarded Hero Recognitions Awards by Lt. Brian Elwell.
 - Lt. Brian Elwell was awarded a Hero Recognition Award by Chief Wayne Dearman.
 - Officer Johnny Jenkins was awarded a Hero Recognition Award by Sgt. Alex Ward.
 - Trey Spillman and Michelle Williams of NICA addressed the board regarding the progress of the Quarry bike trails and future plans for improvements, competitions and related issues.
4. OLD BUSINESS
 1. Approve the Regular Board Meeting Minutes of October 3, 2022.

Alderman Craine made the motion to approve agenda item 4.1, seconded by Alderman Womack and upon unanimous vote the motion carried.

5. BUTCH LEE, MAYOR
 1. Accept the official results from the Ward 6 Alderman Special Election held on October 11, 2022 and append oath of office and bond to the minutes.
 2. Approve pricing adjustment for the City of Brandon Amphitheater concessions as recommended by Event Concessions, effective January 1, 2023.
 3. Authorize the Mayor to travel to Monroe, LA to attend the Southern Rail Commission and Transportation Meeting on November 3, 2022.
 4. Approve the professional service agreement with Sims, Spengler & Trussell, LLC for Human Resource services regarding the Community Development Department.

Alderman Womack made the motion to approve agenda items 5.1-5.4 in accordance with the memos from the Mayor's Office which are appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

6. ANGELA BEAN, CITY CLERK

1. Approve the Metro Building Services maintenance agreement in the amount of \$42,383.00, as the lowest and best quote received, for city facilities HVAC equipment maintenance and authorize the Mayor to execute all related documents.
2. Approve quote from Carraway Construction, as the lowest and best quote received, in the amount of \$14,317.11 for replacement of existing museum ADA ramps.
3. Declare as surplus Christmas decorations that are no longer of use to the City and authorize sale of the same through GovDeals online auction.
4. Declare as surplus one (1) 2007 Chevy Tahoe bearing vin ending #9423 that is no longer of use to the City and authorize sale of the same through GovDeals online auction and deposit proceeds into the Drug Seizure fund.
5. Approve salary adjustments pursuant to the memo.
6. Accept the Municipal Compliance Questionnaire for FY2022 and authorize the Mayor to execute the same.
7. Approve:
 - a. Docket of Claims for October 14 & 17, 2022.
 - b. Fox Everett claims released on September 30, October 12 & 13, 2022.

Alderman Coker made the motion to approve agenda items 6.1-6.7(a)-(b) in accordance with the related memos of the City Clerk which are appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

7. CHARLES SMITH, PUBLIC WORKS DEPARTMENT

1. Accept the letter of retirement from Water Laborer I, Robert Robinson effective October 31, 2022.
2. Hire William Roderick Morrow as a part-time Water Laborer effective October 18, 2022 pursuant to the memo.
3. Approve the extension of the Concrete Construction Services commodity bid with NJ Farms, Inc. for the FY23 term effective October 18, 2022-September 30, 2023 in accordance with MCA Section 31-7-13(n).
4. Approve the Joe McGee Construction Supplemental Agreement #2 (change order #2) increasing the contract price \$498.00 with regard to the Hwy 18 at Louis Wilson Dr. Signal and Intersection Improvements Project for additional markers and guardrail delineators, first finding that the change to the original contract is necessary and that such change is made in a commercially reasonable manner and not made to circumvent the public purchasing statutes and authorize the Mayor to execute the same.

5. Approve the Hemphill Construction Co. Supplemental Agreement #1 (change order #1) increasing the contract price \$68,582.00 with regard to the Hwy 80 Signal Improvement Project at Eastgate Dr. and Municipal Dr. for additional drilling, first finding that the change to the original contract is necessary and that such change is made in a commercially reasonable manner and not made to circumvent the public purchasing statutes and authorize the Mayor to execute the same.
6. Approve Joe McGee Construction pay request #5 in the amount of \$45,860.28 with regard to the Dining Street Extension Project and authorize payment of the same.
7. Declare as an emergency and approve the commodity pricing repairs for and invoice #4501-H22103-02 (July 2022 repairs) in the amount of \$30,079.63 and invoice #4502-H22103-03-Final (August 2022 repairs) in the amount of 53,923.85 from Hemphill Construction in accordance with MCA 31-7-13(k) and 31-7-13(n) and authorize payments of the same.

Alderman Womack made the motion to approve agenda items 7.1-7.7, in accordance with the related memos from the Public Works Department which are appended hereto, seconded by Alderman Williams and upon unanimous vote the motion carried.

8. Approve the purchase of asphalt under state contract # DFA74521-22 for the FY23 term effective October 18, 2022, through September 30, 2023.
9. Approve the purchase of crushed aggregates under state contract # DFA75035-22/23 for the FY23 term effective October 18, 2022, through September 30, 2023.
10. Approve the Acknowledgement and Consent Letter from T-Mobile for modifications to their existing antennas on the Highway 471 water tank located at 521 North College Street and authorize the Mayor to execute the same.
11. Authorize Jerry Taylor to garage a city owned vehicle at his residence.
12. Authorize Jerry Taylor on October 23-28, 2022 and John Jenkins on October 23-25, 2022 to travel to Biloxi, MS to attend the Mississippi Water and Pollution Control Operators Association Fall Short Course.
13. Approve the professional service agreement with MagCor Industries to provide labor services as part of the MDOC Work Release Program and authorize the Mayor to execute the same.

Alderman Vinson made the motion to approve agenda items 7.8-7.13, in accordance with the related memos from the Public Works Department which are appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

8. COMMUNITY DEVELOPMENT DEPARTMENT

1. Public hearing and board action for the consideration of amendments to Section 4.1 Section 4.4.6.2 of the Official Zoning Ordinance of the City of Brandon with regard to Convalescent, Nursing Homes, Assisted Living Facilities.

The public hearing was opened with respect to the referenced amendments whereupon the Public Works Director advised that all of the pre-requisites to the public hearing have been met, and that the matter was presented to the Planning Commission which recommended approval of the amendments and that the Community Development Department prepared a Staff Report #22-036 regarding the amendments which is appended to the Minutes of the public hearing and thereafter the Director described the nature of the amendments and those in favor of or in opposition to the amendments were given the opportunity to come forward and speak whereupon no one provided any additional public comments and the public hearing was closed. Thereafter, Alderman Vinson, first incorporating the matters presented at the public hearing and in the Staff Report, which is appended hereto, made the motion to adopt an ordinance amending the referenced sections as presented, which is appended hereto, seconded by Alderman Coker and upon unanimous vote the motion carried.

2. Public hearing and board action regarding the determination of a public nuisance at 104 Appleridge Road (Parcel H8H-8).

The public hearing was opened with respect to the referenced property in accordance with MCA Section 21-19-11 (1972, as amended), whereupon the Public Works Director advised that all of the pre-requisites to the public hearing have been met and thereupon presented a Memorandum and Case File #221014 regarding the subject matter, which are appended hereto and thereafter the Director described the nature of the condition of the property and requested the adoption of a Resolution of the governing authority determining that the property in its present condition is a menace to the public health, safety and welfare of the community and authorizing, if the owner does not do so himself, to proceed to clean the land by to remediate the conditions generally described in the Notice provided in accordance with MCA Section 21-19-11, and as generally outlined in the referenced Memorandum and Case File. Those in interest were then given an opportunity to address the subject matter and whereupon Adam Woods, counsel for the property owner, came forward and addressed the matters presented and no additional public comments were received, and the public hearing was closed. Thereafter, Alderman Craine, first incorporating the matters as described in the Memorandum and Case File and otherwise presented at the public hearing, which are incorporated herein by reference, made the motion to find that the subject property in its present condition constitutes a menace to the public health, safety and welfare of the community and further authorizing and directing that, if the owner does not do so himself, that the City proceed to clean the property and remediate the same in general accordance with the recommendation of the Community Development Department, and to adopt a Resolution in this respect accordingly, which is appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

9. WAYNE DEARMAN, POLICE CHIEF

1. Accept the resignations of Lieutenant Brad Conner effective October 14, 2022 and Detective Shane Roberts effective November 2, 2022.

2. Add Derrick Roberts to the Brandon Police Department reserve roster effective October 18, 2022.
3. Hire Thomas Lowe as a Patrolman effective October 18, 2022 pending completion of hiring prerequisites and set rate of pay pursuant to the memo (\$32,500 upon hiring and increased to \$35,000 upon completion of MELOTA).
4. Authorize permission to purchase of donuts and promotional items in the amount of \$633.22 for participation in the City of Brandon's Fall Festival for purposes of advertising the opportunities and possibilities of the City of Brandon and the department, first finding this mode of advertising is in the best interests of the citizenry and authorize payment of the same.

Alderman Womack made the motion to approve agenda items 9.1-9.4 in accordance with the memos from the Police Department which are appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried

10. BRIAN ROBERTS, FIRE CHIEF

1. Promote Firefighter Brian "Daniel" Puckett to Lieutenant effective October 17, 2022 and set rate of pay pursuant to the memo.
2. Hire Wesley Riels as a Firefighter effective November 1, 2022 and set rate of pay pursuant to the memo.
3. Authorize Chief Brian Roberts, Deputy Chief Patrick Wofford and Chief Jerry King to travel to Hattiesburg, MS to attend the Mid-Winter Fire Chiefs Conference on December 6-8, 2022.
4. Purchase fourteen (14) sets of turnout gear from Honeywell, a state contract vendor, in the amount of \$40,950.00, to be paid from State Fire Rebate fund and authorize payment of the same.
5. Purchase One (1) E-One eMAX Typhoon Rescue Pumper and one (1) E-One HR100 Ariel Ladder Truck from Sunbelt Fire, a state contract vendor, in the total amount of \$2,212,548.00 and authorize the Mayor and Fire Chief and to execute all related documents.
6. Declare as surplus Motorola XTS portable radios that are no longer of use to the City and authorize sale of the same on GovDeals online auction.

Alderman Coker made the motion to approve agenda items 10.1-10.6 in accordance with the memos from the Fire Department which are appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

EXECUTIVE SESSION

Alderman Farris made the motion to consider the need to enter into Executive Session, seconded by Alderman Womack and upon unanimous vote the motion carried.

Alderman Womack then made the motion to enter into Executive Session to discuss personnel matters in the community development and police departments and acquisition of real property, seconded by Alderman Coker and upon unanimous vote the motion carried.

Alderman Womack then made the motion to resume the Regular Board Meeting out of Executive Session, seconded by Alderman Craine and upon unanimous vote the motion carried.

(That no votes were taken in Executive Session was announced upon return to the board room.)

ADDITIONAL AGENDA ITEMS:

POLICE DEPARTMENT

Alderman Womack made the motion to terminate the requirement for a psychological evaluation as a condition of employment in the police department, seconded by Alderman Coker and upon unanimous vote the motion carried.

Alderman Farris made the motion to adopt the 10/17/22 – Revised, Police Department Organizational Chart, in accordance with the memo of the Police Chief, which is appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

Alderman Williams made the motion to adopt a job description for Deputy Police Chief and pay scale for such position, in accordance with the memo of the Police Chief, which is appended hereto, seconded by Alderman Craine and upon unanimous vote the motion carried.

Alderman Craine made the motion to hire Marshall Pack as Deputy Police Chief, effective immediately, and to set rate of pay in accordance with the memo of the Police Chief, which is appended hereto, seconded by Alderman Vinson and upon unanimous vote the motion carried.

Alderman Womack made the motion to hire Jaylon Robinson as a Patrol Officer, effective immediately and set rate of pay in accordance with the memo of the Police Chief, which is appended hereto, seconded by Alderman Farris and upon unanimous vote the motion carried.

PUBLIC WORKS

Alderman Craine made the motion to accept Deeds of Dedication from Bellewood Drive and Brentwood Street property owners, which are appended hereto, and authorize the filing of the same with the Rankin County Chancery Clerk, seconded by Alderman Vinson and upon unanimous vote the motion carried.

CITY CLERK

Alderman Womack made the motion to approve pricing/packages for Brandon Amphitheater preferred seating, sky box, box seats, center party box and east and west party boxes (as these facilities exist) for the 2023 concert season as recommended by Red Mountain Entertainment in accordance with the memo from the City Clerk, which is appended hereto, seconded by Alderman Williams and upon unanimous vote the motion carried.

ADJOURN

Alderman Williams made the motion to adjourn the Regular Board Meeting, seconded by Alderman Craine and upon unanimous vote the motion carried. (Next Regular Board Meeting November 7, 2022).

Minutes approved this the 7th day of November 2022.



Hon. Butch Lee, Mayor

Attest:



Hon. Angela Bean, City Clerk

