

**MINUTES OF THE FIRST REGULAR MONTHLY MEETING OF THE
MAYOR AND BOARD OF ALDERMEN OF THE
CITY OF MADISON, MISSISSIPPI**

June 4, 2019

**STATE OF MISSISSIPPI
COUNTY OF MADISON**

INTRODUCTION AND ATTENDANCE

The first regular monthly meeting of the Mayor and Board of Aldermen of the City of Madison, Mississippi was held on Tuesday, June 4, 2019 at 6:00 p.m. in the Municipal Courtroom at the Madison Justice Complex. Those present were Mayor Mary Hawkins Butler, Aldermen Tawanna Tatum, Patricia Peeler, Ken Jacobs, Steve Hickok, Mike Hudgins, Guy Bowering, and Warren Strain, City Attorney Dale Danks, City Clerk/Director of Finance and Administration Susan Crandall and Chief Deputy City Clerk Lisa Winstead.

Mayor Hawkins Butler called the meeting to order. After a prayer led by Alderman Jacobs and the Pledge of Allegiance led by Alderman Bowering, the meeting proceeded as follows:

Mayor Hawkins Butler introduced Attorney Alan Purdie who will be providing legal assistance to the City.

ADMINISTRATION – CONSENT AGENDA – APPROVED

Concerning the Consent Agenda, the Mayor asked if there were any items which needed to be removed for discussion. There were no items removed and Alderman Hickok made the motion to approve the Consent Agenda as follows:

CONSENT AGENDA

- A. Accept Meeting Minutes:**
 - 1. Special Called Board Meeting – May 20, 2019
 - 2. Mayor and Board Second Regular Meeting – May 21, 2019
- B. Approve Claims Docket – **Exhibit A****
 - 1. Computer Checks – 06/04/2019
 - 123069-123219
 - 2. Manual Checks
 - 123064-123068
 - 3. Payroll Checks
 - Checks: 33710-33747; EFT 3328-3520 (05/24/19)
 - Disbursement Checks: 33748-33754 (05/24/19)
 - Checks: 33755-33758; EFT 3521-3529 (05/31/19)
- C. Accept the following proofs of publication: - **Exhibit B****
 - 1. Public Notice – Cleaning of Private Property, 301 Mockingbird Lane (*Journal*)
- D. Accept the following departmental changes per terms of the Status/Payroll Change Report on file in the Office of the City Clerk: - **Exhibit C****
 - 1. Authorization to transfer Kelvin Burns, Sr., Laborer from Parks Department to Water Department effective June 6, 2019
 - 2. Accept termination of Deavio Ware, Street Department Laborer effective May 28, 2019
 - 3. Accept termination of Demarcus Williams, Street Department Laborer effective May 28, 2019
 - 4. Authorization to hire Preston Lee Thomas as full-time Police Officer effective June 10, 2019
 - 5. Authorization to hire Kenneth Glyn Dorsey as Water Department Operations Manager effective June 6, 2019

6. Authorization to hire Corey David Nicolai as Webster Animal Shelter kennel employee effective June 7, 2019
7. Authorization to transfer Quincy Williams from Street Department to Parks and Recreation Department effective June 6, 2019
8. Approval of re-evaluation of job requirements for Water Department employees, Jason Crocker and Carl Hartzog effective June 6, 2019
- E. Authorization for the following travel-related requests: - **Exhibit D**
 1. Steve Deford and Josh Nelson to attend Auto Plus clinic, "Diagnosing Steering and Suspension Systems from A to Z" on Thursday, June 13, 2019 in Flowood, Mississippi
 2. Police Department travel calendar for June, July, August 2019
 3. Authorize payment for accommodations at Madison Hilton Garden Inn for representatives of America in Bloom
 4. Appoint Alderman Guy Bowering as Voting Delegate and Ken Jacobs as Alternate Voting Delegate for the 2019 MS Municipal League Conference
- F. Authorization for Police Department to purchase two (2) unmarked vehicles and appropriate equipment from state contract as outlined in the attached memorandum – **Exhibit E**
- G. Authorization for Police Department to sell or dispose of surplus equipment as outlined in the attached memorandum – **Exhibit F**
- H. Approval to dispose of one unserviceable FA530 water cooler, #BLF1AK previously owned and donated to the City by the Swedish American Chamber of Commerce; and authorize City Clerk to execute Equipment Lease Agreement with Exell Companies – **Exhibit G**
- I. Authorization for Fire Department to remove unserviceable items from inventory as outlined in the attached memorandum – **Exhibit H**
- J. Accept quotes for remodeling project at Fire Station #2 and award project to Mark Hunt Construction, Inc. as lowest and best bidder – **Exhibit I**
- K. Accept quotes for relocation of heating and air conditioning unit at Fire Station #2 and award project to House Works, LLC as lowest and best bidder – **Exhibit J**
- L. Approval of street names for Fountains of Madison, Part 1B – **Exhibit K**
- M. Accept Monthly Departmental Reports: - **Exhibit L**
 1. Fire Department – April 2019
 2. Police Department – April 2019
- N. Acknowledge receipt of Regions Bank Assessment of Intangibles of Branch Banks – **Exhibit M**
- O. Approval of and authorization for Mayor to execute the Letter of No Objection with Texas Eastern Transmission, LP for Sanitary Sewer Force Main Crossing Texas Eastern Right-of-Way and Pipeline (Quail Run Sewer) – **Exhibit N**
- P. Adopt the following Resolution Adjudicating Cost of Certain Real Property for Galleria Parkway Parcels: - **Exhibit O**
 1. Galleria Parkway, LLC, Parcel 072C-06A-003/01.00
 2. Cedarcrest, Parcel 072C-06A-005/03.00
 3. State of MS (Galleria Parkway, LLC) Parcel 072C-06A-003/02.00
 4. State of MS , Parcel 072C-06A-005/08.01
 5. State of MS (Amelia), Parcel 072C-06A-005/08.00
 6. State of MS, Parcel 072C-06A-005/09.0 (2 parcels)
 7. State of MS (Santino), Parcel 072C-06A-003/09.00
 8. State of MS, Parcel 072C-06A-003/05.00
 9. State of MS, Parcel 072C-06A-003/06.00
 10. Pride Brothers, Parcel 072C-06A-005/04.00
 11. Claude Short, Parcel 072C-06A-005/00.00 (3 parcels)
- Q. Accept quotes and award to Hemphill Construction for repair of Tisdale Road 12" water main – **Exhibit P**
- R. Accept quote for the purchase of pole mount Christmas decorations and award purchase to Evangeline Specialties, Inc. as lowest and best quote – **Exhibit Q**
- S. Approval of and authorization for Mayor to execute Addendum to Contract for A-1 Concrete Services, Inc., AdCamp, Inc., and Bulldog Construction Company, Inc. – **Exhibit R**
- T. Adopt Resolution Pertaining to the Rescinding of a Previous Services Contract Regarding the Amended Retention Letter of Danks, Miller & Cory Attorneys – **Exhibit S**

- U. Adopt Resolution and Order Authorizing the Mayor to execute a Quitclaim Deed Related to Real Property from the City of Madison, Mississippi (*commonly known as the Persnickety Property*) – **Exhibit T**
- V. Accept Quit Claim Deed for Naser Jaber property at Lot 14, North Place Subdivisions, Part 1A, Parcel #072C-05D-003/002.15 – **Exhibit U**
- W. Approval of and authorization for Mayor to execute Proposal from Belinda Stewart Architects, P. A. for Preservation Architect Services – **Exhibit V**

Alderman Bowering seconded the motion to approve the Consent Agenda and the vote was unanimous in favor of approval. Mayor Hawkins Butler declared the motion carried.

DEPARTMENT OF ENVIRONMENT AND DESIGN

On behalf of Developer Alex Ross and Architect Daniel Wooldridge, Director of Environment and Design Alan Hoops presented the architectural rendering for an office building to be located on Lot 17, Waterford Square. After brief review, a motion was made by Alderman Strain to grant approval of the architectural rendering and authorize permission to issue the building permit. Alderman Jacobs seconded the motion which was unanimously approved. Mayor Hawkins Butler declared the motion carried.

PUBLIC HEARING FOR CLEANING OF PRIVATE PROPERTY, 301 MOCKINGBIRD LANE – Resolution Adopted

Mayor Hawkins Butler opened the Public Hearing for discussion regarding the condition of private property located at 301 Mockingbird Lane. There was no one present from the public to address the matter. Code Enforcement Officer Miriam Ethridge stated that attempts, including the mailing of two certified letters, had been made to contact the property owner, but to no avail. The letters were returned. She explained that the property appears to be vacant and although the grass has been mowed, the structure and grounds are deteriorating. She recommended that the Board adopt a Resolution to have the property cleaned. The City's environmental attorney Dale Long did not comment other than to concur with Ms. Ethridge's recommendation regarding adoption of the Resolution. The Public Hearing was closed and Alderman Hickok made a motion to adopt a Resolution to have the property cleaned. Alderman Hudgins seconded the motion, the vote was unanimous in favor of approval and Mayor Hawkins Butler declared the motion carried. This Resolution is attached hereto and incorporated herein as **Exhibit W**.

PUBLIC WORKS DEPARTMENT – SMOKE TESTING

In other business, Mayor Hawkins Butler addressed the issue of smoke testing the City's water and sewer lines to check for infiltration/leakage. It was determined that City Attorney Dale Danks had checked with the State Auditor's office and would also secure an Attorney General's opinion with regard to the matter as a provision of service. Once this opinion is received, the decision will be made to how to proceed.

PROPERTY CLEANING – 715 HIGHLEADON PLACE

Mayor Hawkins Butler presented quotes received for the demolition and cleaning of the property and structure located at 715 Highleadon Place pursuant to the adoption of a cleaning resolution. After brief discussion, the motion was made by Alderman Peeler to authorize the City counsel to evaluate and make a determination as to the lowest and best bidder for the project. The motion was seconded by Alderman Tatum and unanimously approved. Mayor Hawkins Butler declared the motion carried.

EXECUTIVE SESSION

Mayor Mary Hawkins Butler requested to enter into a Closed Session to determine if an Executive Session would be appropriate regarding discussion of matters of ongoing litigation, possible litigation and the purchase of property. Alderman Strain made the motion, seconded by Alderman Bowering and unanimously approved by all Board members. The Mayor declared the motion carried and requested that the public vacate the room.

After brief discussion, it was determined that an Executive Session would be appropriate for discussion of matters of ongoing litigation, possible litigation and the

purchase of property. The public was invited to return to the room to hear the motion as follows: Alderman Bowering made the motion to go into Executive Session for the purpose of discussion of matters of ongoing litigation, possible litigation and the purchase of property. Alderman Jacobs seconded the motion. The vote was unanimous in favor of approval. Mayor Hawkins Butler declared the motion carried and once again asked that the room be vacated.

General discussion was held concerning matters of ongoing litigation, possible litigation and the purchase of property. As part of this discussion, the motion was made by Alderman Bowering to authorize the City of Madison to pay the sum of \$10,000.00 as full and final settlement of claims in the matters: United States District Court, Mississippi Southern District, Cause Number 3:18-cv-00018-LG-RHW, and the suit filed in the Circuit Court of Madison County, Cause Number CI 2019-0062, and authorizing the Mayor to sign any settlement documents in furtherance of the dismissal of these claims. Alderman Hickok seconded the motion and the vote was unanimous in favor of approval. Mayor Hawkins Butler declared the motion carried.

With no further business for discussion, Mayor Hawkins Butler asked for a motion to end the Executive Session. Alderman Strain made the motion, seconded by Alderman Bowering and unanimously approved by all Board members. Mayor Hawkins Butler declared the motion carried.

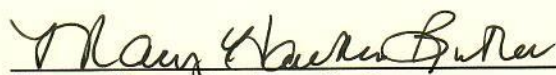
HOY ROAD IMPROVEMENT PROJECT – CE&I Bids Rejected

After brief discussion, a motion was made by Alderman Hickok to reject all CE&I bids received for the Hoy Road improvements project. Alderman Strain seconded the motion and the vote was unanimous in favor of approval. A copy of the bid tabulation sheet is attached hereto and incorporated herein as **Exhibit X**.

QUOTES FOR PROPERTY CLEANING – 715 HIGHLEADON PLACE


After brief discussion, the motion was made by Alderman Strain to accept all quotes received for the cleaning and demolition of the property and structure located at 715 Highleadon Place and to award the project to M&M Services, Inc. based on requirements as set forth in the Cleaning Resolution adopted on May 21, 2019. Alderman Peeler seconded the motion. The vote was unanimous in favor of approval and the Mayor declared the motion carried. Copies of these quotes are attached hereto and incorporated herein as **Exhibit Y**.

With no further business for discussion, the motion was duly made by Alderman Bowering, seconded by Alderman Hudgins and unanimously carried to adjourn the meeting. Mayor Hawkins Butler declared the meeting adjourned.



Mayor Mary Hawkins Butler

Attest:



Susan B. Crandall, City Clerk