

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, July 17, 2012 at 6:00 P.M. with Mayor Chip Johnson presiding. Aldermen present were: Sam Lauderdale, Sonny Bryant, Gary Higdon, Alderman Tipton, Marcus Manning, and Jeff Hobbs. Alderman Miller was absent.

Also present for the meeting were: City Attorney Kenny Stockton, Fire Chief Hubert Jones, Edwin Stewart, Felicia Wicker, Kay Stewart, Jewell D Miller, Don Loosier, Jane Henderson, Vickey McLendon, Henry Bailey, Rebecca Dyer, Michael McLendon, Kay Templeton, Donna Sularin, Daniel Fuchs, Holly Fuchs, Charles and Becky Young, John H Brewer, Steve Pittman, Patricia H Whitley, Brian Couch, Ed and Jere Gale, Jacob Threadgill, Werner Zefferer, Larry and Mary Joyce Sandridge, Todd and Hollie Steele, Matt and Amanda Fuchs, and Prentiss and Pam Turman.

INVOCATION

Alderman Higdon gave the invocation.

APPROVAL OF AGENDA

Motion was duly made by Alderman Higdon, and seconded by Alderman Hobbs to approve the agenda as presented, after removing item 6-10 to be consolidated into one item as number 6. A vote was taken with the following results:

Those voting "Aye": Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Higdon and Alderman Tipton.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July 2012.

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

July 17, 2012

6:00pm

- 1) Meeting called to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s – 94604-94767 LESS 94610, 94615, 94616, 94618, 94620, 94631, 94633, 94635, 94701-94702,
- 5) Approve Docket of Claims No.'s (Lauderdale) – 94618, 94631, 94633, 94701-94702

- 6) Approve Docket of Claims No.'s (Miller) – 94610, 94631
- 7) Approve Docket of Claims No.'s (Higdon) - 94615
- 8) Approve Docket of Claims No.'s (Hobbs) – 94616
- 9) Approve Docket of Claims No.'s (Manning) – 94620
- 10) Approve Docket of Claims No.'s (Tipton) - 94635
- 11) Approve Minutes from Board Meeting for June 19, 2012
- 12) Approve Minutes from Board Meeting for July 3, 2012
- 13) Consent Agenda
 - A) Authorize Parks Director, DeWayne Williams and Assistant Parks Director, Melissa Zizmann, to attend the MRPA state conference in Jackson MS, September 18 – 20, 2012. Also authorize to pay for registration and travel expenses.
 - B) Authorize Parks Director, DeWayne Williams, and Assistant Parks Director, Melissa Zizmann, to attend NRPA annual conference in Anaheim, CA, October 16 – 18, 2012. Also authorize to pay for registration and travel expenses. (They will be speaking at conference and one day will be comped).
 - C) Authorize Julie Harris to attend the 2011-2012 Summer Session of the Certification Program for Municipal Clerks, Tax Collectors and Deputies in Hattiesburg, MS, August 15 – 17, 2012. Also authorize to pay for registration and travel expenses.
 - D) Authorize Griff Gatlin to attend Mississippi Rural Water Association Certification Review course in Raymond, Mississippi, August 20-22, 2012. Also authorize to pay for registration and travel expenses.
- 14) Planning Commission Items:
 - A) **6-12-RZ2-Wadsworth House**
Application is to allow for rezoning of one lot located at 2220 Hwy. 51 N. from Office to C-2 Highway Commercial. (Table at last meeting at developer's request and developer requests to table the matter again until the August 21, 2012 Board Meeting)
 - B) **5-12-SD2 – Nesbit Industrial Park Phase 1–**
Application is for final subdivision approval of one lot located south of Nesbit Road and west of Highway 51. The property is zoned M-1

- 15) Request from Donna Sularin to close streets for 5k race to benefit Through the Roof Pediatric Therapy, on Saturday, December 8, 2012, beginning at 9:00 a.m.
- 16) Authorize to hire Edwin Stewart as full time paramedic
- 17) Authorize to give Gary Carter in the Public Works Department a \$0.25 per hour pay raise
- 18) Authorize to give James Wright in the Public Works Department a \$.50 per hour pay raise
- 19) Authorize to give Jeremy Huntley in the Public Works Department a \$.50 per hour pay raise
- 20) Authorize Mayor to sign contract with Unifirst Uniforms
- 21) Approval to solicit written Statements of Qualifications (SOQ) from professional environmental consulting firms interested in contracting with the City to perform grant management activities, environmental assessments, and related activities associated with the recently EPA-awarded Brownfields Community-Wide Assessment Grant
- 22) Authorize Mayor to sign Right of Way instrument with Entergy for Lift Station power.
- 23) Public Hearing on Hazard Mitigation Plan
- 24) Adoption of Hazard Mitigation Plan with Desoto County (Large Document – If you would like a copy please contact Kenny)
- 25) Executive Session - Litigation
- 26) Adjourn

APPROVE DOCKET OF CLAIMS NO.'S 94604 – 94767 LESS 94610, 94615, 94616, 94618, 94620, 94629, 94631, 94633, 94635, 94701-94702

The Board of Aldermen were presented with a docket of claims No. 94604 – 94767 less 94610, 94615, 94616, 94618, 94620, 94631, 94633, 94635, 94701 – 94702 in the amount of \$909,677.32 for approval.

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Manning to approve the docket of claims for payment as presented. A vote was taken with the following results:

Those voting “Aye”: Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Higdon, Alderman Tipton, and Alderman Manning.

Those voting “Nay”: None.

ORDERED AND DONE this the 17th day of July, 2012.

**APPROVE DOCKET OF CLAIMS NO.'S 94618, 94629, 94631, 94633, 94701 - 94702
(LAUDERDALE)**

Alderman Lauderdale recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No.'s 94618, 94629, 94633, 94701 - 94702 in the amount of \$234,688.02 for approval.

Motion was duly made by Alderman Higdon, and seconded by Alderman Hobbs to approve the docket of claims for payment as presented. A vote was taken with the following results:

Those voting "Aye": Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

APPROVE DOCKET OF CLAIMS NO.'S 94610, 94631, 94615, 94616, 94620, AND 94635

The Board of Aldermen were presented with a docket of claims No.'s 94610, 94631, 94615, 94616, 94620, and 94635 in the amount of \$41,228.31 for approval.

Motion was duly made by Alderman Hobbs, and seconded by Alderman Manning to approve the docket of claims for payment as presented. A vote was taken with the following results:

Those voting "Aye": Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

APPROVE MINUTES FROM BOARD MEETING FOR JUNE 19, 2012

Motion was duly made by Alderman Higdon and seconded by Alderman Tipton to approve the Minutes from Board Meeting for June 19, 2012. A vote was taken with the following results:

Those voting "Aye": Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Higdon, and Alderman Tipton.

Those voting "Nay": Alderman Bryant abstained.

ORDERED AND DONE this the 17th day of July, 2012.

APPROVE MINUTES FROM BOARD MEETING FOR JULY 3, 2012

Motion was duly made by Alderman Hobbs and seconded by Alderman Manning to approve the Minutes from Board Meeting for July 3, 2012. A vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Higdon, and Alderman Manning.

Those voting "Nay": Alderman Tipton abstained.

ORDERED AND DONE this the 17th day of July, 2012

CONSENT AGENDA

- A) Authorize Parks Director, DeWayne Williams and Assistant Parks Director, Melissa Zizmann, to attend the MRPA state conference in Jackson MS, September 18 – 20, 2012. Also authorize to pay for registration and travel expenses.
- B) Authorize Parks Director, DeWayne Williams, and Assistant Parks Director, Melissa Zizmann, to attend NRPA annual conference in Anaheim, CA, October 16 – 18, 2012. Also authorize to pay for registration and travel expenses. (They will be speaking at conference and one day will be comped).
- C) Authorize Julie Harris to attend the 2011-2012 Summer Session of the Certification Program for Municipal Clerks, Tax Collectors and Deputies in Hattiesburg, MS, August 15 – 17, 2012. Also authorize to pay for registration and travel expenses.
- D) Authorize Griff Gatlin to attend Mississippi Rural Water Association Certification Review course in Raymond, Mississippi, August 20-22, 2012. Also authorize to pay for registration and travel expenses.

Motion was duly made by Alderman Lauderdale and seconded by Alderman Higdon to approve the Consent Agenda. A vote was taken with the following results:

Those voting "Aye": Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

PLANNING COMMISSION

E) 6-12-RZ2-Wadsworth House

Application is to allow for rezoning of one lot located at 2220 Hwy. 51 N. from Office to C-2 Highway Commercial. (Table at last meeting at developer's request and developer requests to table the matter again until the August 21, 2012 Board Meeting)

F) 5-12-SD2 – Nesbit Industrial Park Phase 1–

Application is for final subdivision approval of one lot located south of Nesbit Road and west of Highway 51. The property is zoned M-1

6-12-RZ2- WADSWORTH HOUSE

Alderman Tipton recused himself and left the room.

The application is to allow for rezoning of one lot located at 2220 Hwy. 51 N. from Office to C-2 Highway Commercial. (Table at last meeting at developer's request and developer request to table the matter again until the August 21, 2012 Board Meeting)

Mayor Johnson advised that there had been a request by the Applicant to table.

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Higdon to table this until the August 21, 2012 Board Meeting. A vote was taken with the following results:

Those voting "Aye": Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Higdon.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

5-12-SD2- NESBIT INDUSTRIAL PARK PHASE 1

Alderman Tipton recused himself and left the room.

Application is for final subdivision approval of one lot located south of Nesbit Road and west of Highway 51. The property is zoned M-1.

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Hobbs to accept the Planning Commission's recommendation with conditions and stipulations, and also that a copy of the Planning Commission report be made a part of these minutes. A vote was taken with the following results:

Those voting "Aye": Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Higdon.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

**REQUEST FROM DONNA SULARIN TO CLOSE STREETS FOR 5K RACE TO
BENEFIT ROOF PEDIATRIC THERAPY**

The Mayor recognized Ms. Sularin who advised that they are trying to raise funds for non-profit, therapy services for special needs children, free of charge. They are requesting to use the A Fair route and to start at 8am, on December 8, 2012.

Alderman Manning requested that the route residents be notified in advance of road closure.

Motion was duly made by Alderman Manning, seconded by Alderman Tipton to approve the request from Donna Sularin to close streets for the 5K race to benefit Roof Pediatric Therapy, on December 8, 2012 at 8am. A roll call vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Higdon, Alderman Tipton, and Alderman Manning.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

AUTHORIZE TO HIRE EDWIN STEWART AS FULL TIME PARAMEDIC

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Higdon to authorize to hire Edwin Stewart as a full time Paramedic, based on the Personnel Committee's recommendation, following the Fire Chief's recommendation. A vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Higdon, Alderman Tipton, Alderman Manning, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

**AUTHORIZE TO GIVE GARY CARTER IN THE PUBLIC WORKS DEPARTMENT A
\$0.25 PER HOUR RAISE**

Motion was duly made by Alderman Higdon, and seconded by Alderman Bryant to authorize to give Gary Carter a \$0.25 per hour raise, based on the Personnel Committee's recommendation, following the Public Works Director's recommendation. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, and Alderman Lauderdale.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

**AUTHORIZE TO GIVE JAMES WRIGHT IN THE PUBLIC WORKS DEPARTMENT
A \$0.50 PER HOUR RAISE**

Motion was duly made by Alderman Higdon, and seconded by Alderman Bryant to authorize to give James Wright a \$0.50 per hour raise, based on the Personnel Committee's recommendation, following the Public Works Director's recommendation. A vote was taken with the following results:

Those voting "Aye": Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

**AUTHORIZE TO GIVE JEREMY HUNLEY IN THE PUBLIC WORKS DEPARTMENT
A \$0.50 PER HOUR RAISE**

Motion was duly made by Alderman Higdon, and seconded by Alderman Bryant to authorize to give Jeremy Hunley a \$0.50 per hour raise, based on the Personnel Committee's recommendation, following the Public Works Director's recommendation. A vote was taken with the following results:

Those voting "Aye": Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Higdon.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

AUTHORIZE THE MAYOR TO SIGN A CONTRACT WITH UNIFIRST UNIFORMS

Motion was duly made by Alderman Hobbs, and seconded by Alderman Tipton to authorize the Mayor to sign a contract with Unifirst Uniforms. A vote was taken with the following results:

Those voting "Aye": Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Higdon, and Alderman Tipton.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

**APPROVAL TO SOLICIT WRITTEN STATEMENTS OF QUALIFICATIONS (SOQ)
FROM PROFESSIONAL ENVIRONMENTAL CONSULTING FIRMS INTERESTED IN
CONTRACTING WITH THE CITY TO PERFORM GRANT MANAGEMENT
ACTIVITIES, ENVIRONMENTAL ASSESSMENTS, AND RELATED ACTIVITIES
ASSOCIATED WITH THE RECENTLY EPA – AWARDED BROWNFIELDS
COMMUNITY – WIDE ASSESSMENT GRANT**

Alderman Lauderdale wanted to know who will review the proposals received.

Mayor Johnson advised he would have several reviewing them.

Motion was duly made by Alderman Manning, and seconded by Alderman Hobbs to approve to solicit Written Statements of Qualifications (SOQ) from professional environmental consulting firms interested in contracting with the City to perform grant management activities, environmental assessments, and related activities associated with the recently EPA – Awarded Brownfields Community – wide assessment grant. A vote was taken with the following results:

Those voting “Aye”: Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Higdon, Alderman Tipton, and Alderman Manning.

Those voting “Nay”: None.

ORDERED AND DONE this the 17th day of July, 2012.

**AUTHORIZE THE MAYOR TO SIGN THE RIGHT OF WAY INSTRUMENT WITH
ENTERGY FOR LIFT STATION POWER**

Motion was duly made by Alderman Higdon, and seconded by Alderman Lauderdale to authorize the Mayor to sign the Right of Way instrument with Entergy for lift station power. A vote was taken with the following results:

Those voting “Aye”: Alderman Lauderdale, Alderman Bryant, Alderman Higdon, Alderman Tipton, Alderman Manning, and Alderman Hobbs.

Those voting “Nay”: None.

ORDERED AND DONE this the 17th day of July, 2012.

PUBLIC HEARING ON HAZARD MITIGATION PLAN

Kenny Stockton, the City Attorney, explained the purpose and read the definition for the plan.

Mayor Johnson asked if anyone wished to speak and no one stepped forward.

ADOPTION OF RESOLUTION OF HAZARD MITIGATION PLAN WITH DESOTO COUNTY

**CITY OF HERNANDO, MISSISSIPPI
A RESOLUTION TO ADOPT
THE DESOTO COUNTY HAZARD
MITIGATION PLAN**

WHEREAS, the City of Hernando has engaged in extensive studies of the natural hazards facing the City; and

WHEREAS, the City of Hernando, with the assistance of the North Delta Planning and Development District, has reviewed and agreed to adopt the DeSoto County Hazard Mitigation Plan; and

WHEREAS, the goals of this plan are to reduce the loss of life, decrease repetitive losses due to natural disaster, and provide leadership and coordination to encourage all levels of government and public and private organizations in the City of Hernando to undertake hazard mitigation planning activities, which will minimize potential losses resulting from natural disasters; and,

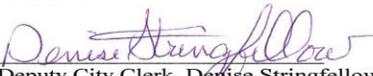
WHEREAS, the strategies of this plan are to identify and characterize hazards, assess risk, prioritize and implement mitigation measures; and,

WHEREAS, the adoption of the DeSoto County Hazard Mitigation Plan would be in the best interest and protection of the citizens of the City of Hernando.

NOW THEREFORE BE IT RESOLVED BY THE CITY OF HERNANDO MISSISSIPPI, THAT THE DOCUMENT ENTITLED DESOTO COUNTY HAZARD MITIGATION PLAN AND ALL OFFICIAL MAPS PERTAINING THERETO, ARE HEREBY ADOPTED THIS, THE SEVENTEENTH DAY OF JULY, AT A REGULAR MEETING OF THE BOARD OF ALDERMAN OF THE CITY OF HERNANDO, MISSISSIPPI.


MAYOR, CHIP JOHNSON

ATTESTED TO:


Deputy City Clerk, Denise Stringfellow

Dated: July 18, 2012

Motion was duly made by Alderman Higdon, and seconded by Alderman Manning to adopt the Resolution for the Hazard Mitigation Plan with Desoto County. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, and Alderman Lauderdale.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

CLOSED SESSION

Motion was duly made by Alderman Manning, and seconded by Alderman Higdon to go into closed session to discuss going into executive session for litigation. A vote was taken with the following results:

Those voting "Aye": Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

GO INTO EXECUTIVE SESSION – LITIGATION

Motion was duly made by Alderman Tipton, and seconded by Alderman Higdon to go into executive session for litigation. A vote was taken with the following results:

Those voting "Aye": Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Higdon.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

COME OUT OF EXECUTIVE SESSION

Motion was duly made by Alderman Higdon, and seconded by Alderman Hobbs to come out of executive session for litigation. A vote was taken with the following results:

Those voting "Aye": Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Higdon, and Alderman Tipton.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

LITIGATION

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Higdon to hire Danny Griffith of Griffith and Griffith Attorneys to represent the City in a Federal Suit and Authorize the Mayor and City Attorney to sign the Agreement. A vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Higdon, Alderman Manning, and Alderman Tipton.

Those voting "Nay": None.

ORDERED AND DONE this the 17th day of July, 2012.

ADJOURN

There being no further business at this time a motion was duly made by Alderman Bryant, seconded by Alderman Lauderdale to adjourn.

Motion passed with a unanimous vote of "Aye".

MAYOR CHIP JOHNSON

ATTEST:

KATIE SUBIA, CITY CLERK