

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, July 21, 2020 at 6:00 P.M. with Mayor Tom Ferguson presiding. Aldermen present were: Alderman Harris, Alderman Miller, Alderman Higdon, Alderman McLendon (via phone) Alderwoman Brooks, and Alderman Hobbs. Also present for the meeting were: City Clerk Katie Harbin, City Attorney Kenneth Stockton, City Engineer Joe Frank Lauderdale, Community and Economic Development Director Gia Matheny, Planning Director Keith Briley, Sibonie Swatzyna, Jarmon Peregoy, Mike Mullis, Mike Foster, Carter Eifeiet, Vance Daly, Diane Franczyk, Johnny McBride, Jim Flanagan, and Andrew Vachon.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance

INVOCATION

Alderman Miller gave the invocation.

AGENDA

	Agenda City of Hernando Mayor and Board of Alderman Regular Meeting	
July 21, 2020		6:00pm
1)	Call the meeting to order	
2)	Pledge of Allegiance	
3)	Invocation	
4)	Approve Agenda	
5)	Approve Docket of Claims No.'s 37536 – 37759	
6)	Approve Minutes	
7)	Consent Agenda	
	A) Authorize to accept a donation from David Willingham in the amount of \$50.00 for vetting expenses.	
	B) Authorize Gia Matheny to attend the MS Main Street Destination Downtown Annual Conference in Starkville, MS on September 9 – 11, 2020, also authorize to pay registration and travel expenses	
	C) Authorize to give Alec Chatham a step increase from P2 to P3	
	D) Authorize to move Charlie Barnette from Driver to Driver Paramedic in the Fire/EMS Department	
	E) Authorize to give Shane Todd in the Public Works Department a 90 day probation period raise of \$0.50 per hour	
	F) Authorize to give Annette Stotler in the Public Works Department a 90 day probation period raise of \$0.50 per hour	
	G) Authorize to declare the following surplus and dispose of: (Fire Dept)	
	FIRE HOSE SIZE 1.75" 2.5" 5"	

Hose Number	157	108	251
	164	114	46
	241	119	51
	371	121	52
	285	324	47
	302	180	39
	368	238	41
	159	106	49
	168	115	225
	193	225	

Item	City Number
Television	2375
Television	2373
Chair	1912
PPV Fan	2404
PPV Fan	2405

- 8) Request from the Hernando Chamber of Commerce for funding
- 9) Authorize to hire Dana Lowrey as a full time Certified dispatcher
- 10) Authorize to hire Pickering for Code Review and Construction Inspection Services for the AWG Project on an as needed basis and authorize Mayor Ferguson to sign the agreement
- 11) PL-1452 – Request Approval to Rezone from R-10 Single Family Residential to C-2 Highway Commercial – 140 East Commerce Street – Vance Daly
- 12) PL-1457 – Request for Final Plat Approval for Arbor Pointe Subdivision Phase 2 a 46 Lot Single Family Residential Development – Southwest Corner of Memphis Street and Ferguson Road – Nick Kreunen with Civil Link
- 13) PL-1453 – Appeal of the Planning Commission Denial of a Variance from the Required Installation of Sidewalks for a Development Site – West Side of Highway 51 and North of I-69 – Andrew Vachon with Tippmann Construction LLC
- 14) Approve Utility Bill Adjustment Docket
- 15) Authorize to advertise to bid for Fire Suppression System for AWG Project
- 16) Adjourn

AMENDED

Agenda
 City of Hernando
 Mayor and Board of Alderman
 Regular Meeting

July 21, 2020

6:00pm

- 17) Call the meeting to order
- 18) Pledge of Allegiance
- 19) Invocation

20) Approve Agenda

21) Approve Docket of Claims No.'s 37536 – 37759

22) Approve Minutes

23) Consent Agenda

- A) Authorize to accept a donation from David Willingham in the amount of \$50.00 for vetting expenses.
- B) Authorize Gia Matheny to attend the MS Main Street Destination Downtown Annual Conference in Starkville, MS on September 9 – 11, 2020, also authorize to pay registration and travel expenses
- C) Authorize to give Alec Chatham a step increase from P2 to P3
- D) Authorize to move Charlie Barnette from Driver to Driver Paramedic in the Fire/EMS Department
- E) Authorize to give Shane Todd in the Public Works Department a 90 day probation period raise of \$0.50 per hour
- F) Authorize to give Annette Stotler in the Public Works Department a 90 day probation period raise of \$0.50 per hour
- G) Authorize to declare the following surplus and dispose of: (Fire Dept)

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24) Request from the Hernando Chamber of Commerce for funding

25) Authorize to hire Dana Lowrey as a full time Certified dispatcher

26) Authorize to hire Pickering for Code Review and Construction Inspection Services for the AWG Project on an as needed basis and authorize Mayor Ferguson to sign the agreement

27) PL-1452 – Request Approval to Rezone from R-10 Single Family Residential to C-2 Highway Commercial – 140 East Commerce Street – Vance Daly

28) PL-1457 – Request for Final Plat Approval for Arbor Pointe Subdivision Phase 2 a 46 Lot Single Family Residential Development – Southwest Corner of Memphis Street and Ferguson Road – Nick Kreunen with Civil Link

- 29) PL-1453 – Appeal of the Planning Commission Denial of a Variance from the Required Installation of Sidewalks for a Development Site – West Side of Highway 51 and North of I-69 – Andrew Vachon with Tippmann Construction LLC
- 30) Approve Utility Bill Adjustment Docket
- 31) Authorize to advertise to bid for Fire Suppression System for AWG Project
- 32) Police
- 33) Adjourn

Motion was duly made by Alderman Miller and seconded by Alderman Higdon to approve the agenda as presented, after adding an item for Police. A vote was taken with the following results:

Those voting “Aye”: Alderman Harris, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting “Nay”: None.

ORDERED AND DONE this the 21st day of July, 2020.

APPROVE DOCKET OF CLAIMS NO.’S 37536 - 37759

The Board of Aldermen were presented with a docket of claims No. 37536 - 37759 less in the amount of \$647,847.29 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 Miller, Alderman Higdon, Alderwoman Brooks, Alderman McLendon, Alderman Hobbs, and Alderman Harris.

Those voting “Nay”: None.

ORDERED AND DONE this the 21st day of July, 2020.

APPROVE THE MINUTES FROM THE REGULAR MAYOR AND BOARD OF ALDERMEN MEETING ON JULY 7, 2020

Motion was duly made by Alderman Miller and seconded by Alderman Higdon to approve the minutes from the regular Mayor and Board of Aldermen Meeting on July 7, 2020. A vote was taken with the following results:

Those voting “Aye”: Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Harris.

Those voting “Nay”: None.

ORDERED AND DONE this the 21st day of July, 2020.

CONSENT AGENDA

- H) Authorize to accept a donation from David Willingham in the amount of \$50.00 for vetting expenses.
- I) Authorize Gia Matheny to attend the MS Main Street Destination Downtown Annual Conference in Starkville, MS on September 9 – 11, 2020, also authorize to pay registration and travel expenses
- J) Authorize to give Alec Chatham a step increase from P2 to P3
- K) Authorize to move Charlie Barnette from Driver to Driver Paramedic in the Fire/EMS Department
- L) Authorize to give Shane Todd in the Public Works Department a 90 day probation period raise of \$0.50 per hour

- M) Authorize to give Annette Stotler in the Public Works Department a 90 day probation period raise of \$0.50 per hour
- N) Authorize to declare the following surplus and dispose of: (Fire Dept)

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Item	City Number
Television	2375
Television	2373
Chair	1912
PPV Fan	2404
PPV Fan	2405

Motion was duly made by Alderman Hobbs and seconded by Alderwoman Brooks to approve the consent agenda as presented. A vote was taken with the following results:

Those voting "Aye": Alderman Harris, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 21st day of July, 2020.

REQUEST FROM THE HERNANDO CHAMBER OF COMMERCE FOR FUNDING

Sibonie Swatzyna presented the request on behalf of the Chamber. The Chamber is requesting the same amount as the past year, \$20,000.00. Mrs. Swatzyna thanked the City for all of the help and support that they have given.

Alderman McLendon asked if the Chamber applied for COVID money.

Sibonie Swatzyna responded no, since they are a 501C6, they do not qualify.

Mayor Ferguson stated that we will take this request into consideration during budget planning.

AUTHORIZE TO HIRE DANA LOWREY AS A FULL TIME CERTIFIED DISPATCHER

Motion was duly made by Alderman Miller and seconded by Alderman Higdon to authorize to hire Dana Lowrey as a full time Certified Dispatcher, following the recommendation of the Personnel Committee, based on the recommendation of the Police Chief. A vote was taken with the following results:

Those voting "Aye": Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Harris.

Those voting "Nay": None.

ORDERED AND DONE this the 21st day of July, 2020.

Alderman McLendon asked if this was from the Personnel Committee.

Alderman Higdon stated that they all go through Alderman Miller and myself.

**AUTHORIZE TO HIRE PICKERING FOR CODE REVIEW AND CONSTRUCTION
INSPECTION SERVICES FOR THE AWG PROJECT ON AN AS NEEDED BASIS AND
AUTHORIZE MAYOR FERGUSON TO SIGN THE AGREEMENT**

Mayor Ferguson stated that Kenny and Keith have reviewed this.

Motion was duly made by Alderman Higdon and seconded by Alderman Miller to authorize to hire Pickering for Code Review and Construction Inspection Services for the AWG Project on an as needed basis and authorize Mayor Ferguson to sign the agreement. A vote was taken with the following results:

Those voting "Aye": Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Harris and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 21st day of July, 2020.

**PL – 1452 – REQUEST APPROVAL TO REZONE FROM R-10 SINGLE FAMILY
RESIDENTIAL TO C-2 HIGHWAY COMMERCIAL – 140 EAST COMMERCE
STREET – VANCE DALY**

Planning Director Keith Briley presented the information. The Planning Commission and the Planning Staff recommend approval.



**City of
Hernando**
MISSISSIPPI

**BOARD OF ALDERMEN
STAFF REPORT**

Project No.:	PL-1452	Item No.:	__
Request:	Approval to Rezone from R-10 Single Family Residential to C-2 Highway Commercial		
Location:	140 East Commerce Street		
Applicant:	Vance Daly		
Date:	July 21, 2020		

INTRODUCTION:

Mr. Vance Daly is requesting Approval to Rezone from R-10 Single Family Residential to C-2 Highway Commercial the property located at 140 East Commerce Street.

BACKGROUND:

The subject property is 1.59 acres in size and is located at 140 East Commerce. The subject property is Parcel No. 307418002 0005600 and is Tract 1 of the Town of Hernando Lot 49 in the Northwest Quarter of Section 18 Township 3 South Range 7 West. The subject property is currently zoned R-10 Single Family Residential and is being used as a Bed and Breakfast business.

DISCUSSION:

The applicant is requesting approval to rezone the property from R-10 Single Family Residential to C-2 Highway Commercial.

Article XVIII Amendments of the City of Hernando Zoning Ordinance allows for the amendment of the text or map of the Zoning Ordinance provided the applicant demonstrates the appropriateness of the change and address the following criteria for the zoning amendment.

1. How the proposed amendment would conform to the General Development Plan.

Applicant: Yes. All properties in the vicinity of the subject property are being used for commercial purposes now and are zoned either C-2, C-3, O or RM-6. The subject property is the only residentially zoned property in this area of Commerce Street, and rezoning this property to C-2 would bring it into conformity with the City's General Development Plan, as well as the other properties in this area.

Planning Staff: The Future Land Use of the City's Comprehensive Plan designates the area as Mixed Use. The proposed use of the property as a multi-tenant office is within the uses described in the Mixed-Use designation.

2. Why the existing zoning district classification of the property in question is inappropriate or improper.

Applicant: No, original zoning was not a mistake.

Planning Staff: Staff believes the existing zoning is not inappropriate as it reflects the residential use of the land since its construction prior to the City's current zoning ordinance. However, the existing zoning does not allow the proposed use of the property.

3. That major economic, physical, or social changes, if any, have occurred in the vicinity of the property in question that were not anticipated by the General Development Plan and have substantially altered the basic character of the area, which make the proposed amendment to the Zoning District Map appropriate;

Applicant: Yes. The growth of Hernando has created a need for more commercial and business opportunities, and changing this property from residential to C-2 will afford the opportunity for another business (or businesses) to gain a prime location for their business in the middle of town. There is very limited space for businesses in Hernando to operate, and rezoning this residential property for commercial purposes on Commerce Street will provide more opportunities for small business to operate.

Planning Staff: The surrounding uses on the north and south sides of East Commerce Street have changed to a mix of commercial and office uses.

STAFF COMMENTS:

1. The request before you is for the rezoning of the property from R-10 Single Family Residential to C-2 Highway Commercial.
2. The use of the property as a multi-tenant office is an allowable use in the C-2 Highway Commercial.
3. If approved, the applicant shall submit for Certificate of Development approval prior to any modification to the property.
4. Following Certificate of Development approval, the applicant shall submit construction plans for building permit approval prior to any construction activity.

PLANNING COMMISSION ACTION:

The Planning Commission met on Tuesday, July 14, 2020, and voted to recommend approval to the Board of Aldermen the rezoning of a 1.59-acres tract of land which is located at 140 East Commerce Street from R-10 Single Family Residential to C-2 Highway Commercial, subject to Staff Comments.

STAFF RECOMMENDATION:

Because the requested zoning is in harmony with the City's Future Land Use plan and is reflective of the change in character of the adjacent property to the west and east, Staff recommends approval subject to staff comments.

PROPOSED MOTION:

Motion to Approve

I move to APPROVE the rezoning of a 1.59-acres tract of land which is located at 140 East Commerce Street from R-10 Single Family Residential to C-2 Highway Commercial, subject to Staff Comments.

Motion to Deny

Because _____ INSERT REASON HERE _____ I move to DENY the rezoning of a 1.59-acres tract of land which is located at 140 East Commerce Street from R-10 Single Family Residential to C-2 Highway Commercial.

Alderwoman Brooks asked how does this fall in line with the Historic District.

Keith Briley answered although the building is historic, it isn't in the historic zone or on the historic registry.

Alderman McLendon asked how was this missed in being in the historic district.

Keith Briley answered I wasn't here in the 90s when the study was done, but it's well outside of the survey area.

Vance Daly stated he was told by the owner that because of the roof and siding used.

Kenny Stockton stated I think because of the area it is in.

Vance Daly stated we moved to Hernando 10 years ago. We recently bought the City Hall Cheesecake. I want to use the building for my law office. I don't want to change the building. I plan to keep it as is. I love the building as it is.

Alderman McLendon stated since we know offices are going in why don't we zone it office.

Keith Briley stated some of the future proposed uses Mr. Daly might want to do wouldn't be allowed if zoned office.

Vance Daly stated right now office are what will work. If it doesn't work out down the road I wouldn't want to limit myself.

Alderman McLendon stated shouldn't we zone office and if he decides to do something else later, then go through the process again.

Alderman Miller stated we wouldn't want him to have to go through the process again.

Alderman Higdon stated we are approving or not, a rezoning to C2, not what it is he is using it for.

Alderman McLendon asked what can be build in C2 zone, from line to line.

Keith Briley stated it is a certain distance, I will have to look.

Alderman Miller stated it doesn't matter the line distance.

Alderman McLendon stated a lot can go into C2.

Keith Briley stated there is no side yard setback required.

Alderman Higdon stated we are approving them all if we approve C2.

Motion was duly made by Alderman Miller and seconded by Alderman Higdon to approve the rezoning of a 1.59 acres tract of land which is located at 140 East Commerce Street from R-10 Single Family Residential to C-2 Highway Commercial, subject to Staff Comments. A vote was taken with the following results:

Those voting "Aye": Alderwoman Brooks, Alderman Hobbs, Alderman Harris, Alderman Miller, and Alderman Higdon.

Those voting "Nay": Alderman McLendon.

ORDERED AND DONE this the 21st day of July, 2020.

**PL – 1457 – REQUEST FOR FINAL PLAT APPROVAL FOR ARBOR POINTE
SUBDIVISION PHASE 2 A 46 LOT SINGLE FAMILY RESIDENTIAL
DEVELOPMENT – SOUTHWEST CORNER OF MEMPHIS STREET AND
FERGUSON ROAD – NICK KREUNEN WITH CIVIL LINK**

Planning Director Keith Briley presented the information. The Planning Commission and Staff recommended approval.



**City of
Hernando**
MISSISSIPPI

**BOARD OF ALDERMEN
STAFF REPORT**

Project No.:	PL-1457	Item No.:	__
Request:	Final Plat Approval of Arbor Pointe Subdivision Phase 2		
Location:	Southwest Corner of Memphis Street and Ferguson Road		
Applicant:	Nick Kreunen with Civil Link		
Date:	July 21, 2020		

INTRODUCTION:

Mr. Nick Kreunen with Civil Link is requesting Final Plat approval for Arbor Pointe Subdivision Phase 2 located at the Southwest Corner of Memphis Street and Ferguson Road.

BACKGROUND:

The property to the north is Laurelwood Subdivision Section C and the property to the south is vacant.

On December 12, 2017, the Planning Commission voted to recommend denial to the Board of Aldermen the rezoning of the property from the M-1 Light Industrial Zoning District to the R-10 Residential Single-Family Medium Density. On February 20, 2018, the Board of Aldermen voted to approve the rezoning from the M-1 Light Industrial Zoning District to the R-10 Residential Single-Family Medium Density. The Planning Commission granted Final Plat approval for Arbor Pointe Subdivision Phase 1 on April 9, 2019. The Board of Aldermen granted Final Plat approval on April 16, 2019. The final plat was recorded in the office of the Chancer Clerk on June 13, 2019, in Plat Book 128 Pages 11 – 12.

DISCUSSION:

Arbor Pointe Subdivision Phase 2 is to be a 46-Lot single family residential subdivision and is the next phase of the Arbor Pointe Subdivision.

Each lot will have the required setbacks listed below which conform to the zoning district requirements.

Front.....	25 feet	Side	5 feet min, total of 15 feet
Rear.....	20	Street Side.....	25 feet

The following is an excerpt from the City of Hernando Subdivision Regulations Ordinance and is applicable to the request for Preliminary Plat approval.

Article IV Land Subdivision Procedure

B. Subdivision Design Standards

h. Residential Development Pattern Book Required

- i. Any proposed subdivision containing more than 19 lots shall provide a pattern book illustrating in detail the character of proposed architecture, fences, accessory buildings, and any other graphic element including, but not limited to, street signs, light facilities, identification signs, etc.*

Article V. Subdivision Design Standards

a. Streets

- vi. The minimum right-of-way width for minor streets shall be 50 feet, except that in cases where the topography or special conditions make right-of-way of less width more suitable, the Planning Commission may waive the above requirement.*

Article VI. Required Minimum Improvements

G. Sidewalks

- 1. Concrete sidewalks not less than five (5) feet wide and four (4) inches in depth shall be constructed along both sides of all major and collector streets with curbs and gutters in accordance with applicable standard specifications of the City. Sidewalks shall be constructed along at least one side of every at least one side of every minor street shown on the plat with the exception of cul-de-sac where sidewalks are not required.*

STAFF COMMENTS:

Standard Subdivision Comments

1. All landscaping in all common open space areas, natural areas, buffer areas, streetscape areas, medians, islands, and the entrance signage areas and such other associated improvements shall be installed/constructed prior to the issuance of any building permit within that respective phase of the development. Street trees may be bonded insuring their installation prior to the final inspection and occupancy of the residence upon each lot.
2. Improvements are to be the responsibility of the developer and not the responsibility of the City of Hernando.
3. The developer shall install drainage pipe, erosion control material, sewer mains and service, water mains, fire hydrants, and service, gas mains and service, curb and gutter for all streets, and gravel or soil cement base for the streets and one (1) layer of blacktop, 1½" thick, before the plat of the subdivision, or any phase of the subdivision, is recorded. A performance guarantee must be filed for the remainder of the improvements in an amount set by the City Engineer. This includes another 1½" of blacktop making a total of three (3") of blacktop surface and sidewalks.
4. Sidewalks shall be installed on the both sides of all streets.
5. Finished floor elevations shall be listed for each lot.

6. Prior to Construction Plan approval, Streetlight plans shall be submitted to the Office of Planning for City Engineer and Planning Director approval.
7. All utilities and services (electric, telephone, cable, etc.) are to be installed underground.
8. The water service lines shall be installed with tracing wire at the top.
9. No relocated buildings will be allowed.
10. Surrounding properties that are within 100 ft. shall be outlined with ownership records given.
11. Federal Emergency Management Agency (FEMA) designated floodplain and flood elevations shall be illustrated on the plat.
12. Following Plat Approval, the Developer shall submit two (2) complete sets of construction plans for review and approval to the Office of Planning.
13. Prior to recoding the final plat, all Public Improvements shall be installed, completed, and accepted by the City of Hernando.
14. Prior to recording the final plat, the Developer shall include all required certificates and execute those that are applicable to him and his assigns.
15. Prior to recording the final plat, the Developer shall submit for approval a schedule of Lot Numbers and associated street addresses to the Office of Planning. Corner lots shall include potential addresses for both streets.
16. Prior to submitting the plat for recording, the applicant shall coordinate with the Post Office the centralized delivery location of the mail boxes.
17. Prior to Construction Plan approval, the Developer shall obtain a Large Area Grading Permit from the Mississippi Department of Environmental Quality (MDEQ) and submit a copy to the Office of Planning.

Project Specific Comments

1. The Pattern Book required by Article IV B. h. of the City of Hernando Subdivision Regulations Ordinance has been supplied and approved as part of the Phase 1 Final Plat.
2. Prior to recording the Final Plat, all streets shall be labeled.
3. Prior to recording the Final Plat and prior to the beginning of construction, the Developer shall enter into a Development Agreement with the City of Hernando for the installation of all required Public Improvements. This is in accordance with Article VI Required Minimum Improvements, §B. Procedures for Posting or Release of Bonds of the City of Hernando's Land Subdivision Ordinance.

PLANNING COMMISSION ACTION:

The Planning Commission met on Tuesday, July 14, 2020, and voted to approve the Final Plat for Arbor Pointe Subdivision Phase 2 Subdivision totaling 46 lots located at the Southwest Corner of Memphis Street and Ferguson Road, subject to Staff Comments and the following conditions.

1. The Developer shall address and fix the erosion control issues,
2. Upon completion, the City Engineer is to visit and approve the work performed fix the erosion control issues, and
3. The Project Engineer, Civil-Link, shall write a letter to the Office of Planning outlining the Developer's plan to fix the erosion control problems.

STAFF RECOMMENDATION:

Staff recommends approval subject to staff comments and Planning Commission conditions.

PROPOSED MOTION:

I move to grant Final Plat approval for Arbor Pointe Subdivision Phase 2 Subdivision totaling 46 lots located at the Southwest Corner of Memphis Street and Ferguson Road, subject to Staff Comments and Planning Commission conditions.

Alderman Hobbs asked if the final overlay has been put down.

Keith Briley answered no. They will have to be 75% built out to put down.
Alderman Hobbs asked about how far are they.

Keith Briley answered about 30%.

Alderman Hobbs asked if we should get the roads bonded.

Keith Briley stated the entrance road will need to be, that will be in the agreement that will come to the Board next month.

Mayor Ferguson asked when do we talk about sewer / drainage.

Keith Briley answered now or at the next step.

Alderman McLendon asked what size was the smallest lot.

Nick Kreunen answered 10,200 sq feet.

Alderman McLendon asked if there has been any erosion problems in Laurel Wood, Phase 1.

Keith Briley answered he hasn't heard of any.

Joe Frank Lauderdale stated not in Phase 1.

Alderman McLendon asked where will the storm water connect to, by the railroad tracks.

Joe Frank Lauderdale answered yes.

Alderman McLendon asked if it was an open ditch pipe.

Joe Frank Lauderdale answered yes.

Mayor Ferguson asked if that was considered open space.

Alderman McLendon asked if that was a part of the greenway, that Neel Schaffer did.

Mayor Ferguson stated he would have to check.

Joe Frank Lauderdale stated I think it turns before that.

Gia Matheny stated it stops before Arbor Pointe, I think at the rail road track.

Alderman McLendon stated I'm fine with it if it doesn't go into a greenway trail.

Alderman Miller stated it has no bearing on this time.

Kenny Stockton stated it doesn't, If they cause damage to other property, then they will be responsible to fix it.

Nick Kreunen stated all of the storm drains goes to the open space, the ditch, where it always has. We didn't change where the water flows.

Alderman McLendon asked who owns the common open space.

Nick Kreunen answered the HOA.

Mayor Ferguson asked what is the definition of common open space.

Nick Kreunen stated the ditch is down there, a walking path, and the natural pond.

Motion was duly made by Alderman Harris and seconded by Alderman Higdon to grant Final Plat approval for Arbor Pointe Subdivision Phase 2 Subdivision totaling 46 lots located at the Southwest Corner of Memphis Street and Ferguson Road, subject to Staff Comments and Planning Commission conditions. A vote was taken with the following results:

Those voting "Aye": Alderwoman Brooks, Alderman Hobbs, Alderman Harris, Alderman Miller, and Alderman Higdon.

Those voting "Nay": Alderman McLendon.

ORDERED AND DONE this the 21st day of July, 2020.

PL – 1453 – APPEAL OF THE PLANNING COMMISSION DENIAL OF A VARIANCE FROM THE REQUIRED INSTALLATION OF SIDEWALKS FOR A DEVELOPMENT SITE – WEST SIDE OF HIGHWAY 51 AND NORTH OF I-69 – ANDREW VACHON WITH TIPPMANN CONSTRUCTION LLC

Keith Briley presented the information. The Planning Commission and Staff recommended denial of the variance.



**City of
Hernando**
MISSISSIPPI

**BOARD OF ALDERMEN
STAFF REPORT**

Project No.:	PL-1453	Item No.:	__
Request:	Appeal of the Planning Commission Denial of a Variance from the Required Installation of Sidewalks for a Development Site		
Location:	425 Highway 51 North		
Applicant:	Andrew Vachon with Tippmann Construction LLC		
Date:	July 21, 2020		

INTRODUCTION:

Mr. Andrew Vachon with Tippmann Construction LLC is appealing the Planning Commission's denial of a variance from the required installation of sidewalks for a development site.

BACKGROUND:

The subject property is located at 425 Highway 51 North on the west side of Highway 51 and north of I-69. The subject property was rezoned from A Agricultural to PBP Planned Business Park with Planning Commission recommendation on March 8, 2005, and Board of Aldermen approval on April 19, 2005. This resulted in the Hernando Commerce Center Planned Business Park Master Plan. The property was rezoned from PBP Planned Business Park to M-1 Light Industrial with Planning Commission recommendation on January 14, 2020, and Board of Aldermen approval on January 21, 2020.

DISCUSSION:

The applicant desires to develop the subject property as a distribution center for the grocery industry. The development will have frontage on Highway 51. There will an access road from Highway 51 that will run west into the property and the proposed building.

The following is an excerpt from Chapter 7 Minimum Standards of Design of the City of Hernando's Design Standards Ordinance where the requirement for sidewalk installation for all new construction is required.

§F. Pedestrian Circulation

1. *Where the subject property does not already provide a public sidewalk, a five (5) foot wide sidewalk shall be constructed along the entire street frontage of the property. The sidewalk shall be constructed to align with existing sidewalks on adjacent properties. Where sidewalks are not yet present on adjacent properties, the sidewalk shall be constructed at least five (5) feet back from the curb to allow for green space. In the instance of a corner lot, the sidewalk will be constructed along both street frontages, and handicapped access ramps will be constructed at the street corner.*
2. *Where a property or development borders more than one street, sidewalks will be constructed along the entire frontage of all streets which the property or development borders. Where the sidewalk intersects a driveway access point to the property or development, the sidewalk will not be required to cross the driveway, provided that appropriate handicapped access ramps are provided on either side of the driveway access.*

A variance from the terms of the Design Guidelines Ordinance shall not be granted unless and until a written application for a variance is submitted demonstrating all of the following:

1. That the special conditions and circumstances that exist are peculiar to the land, structures, or buildings involved, and are not generally applicable to other lands, structures or buildings in the same district.

Applicant: See attached letter from the applicant.

Staff: Special conditions and circumstances do not exist which are peculiar to the land. The entire east side of the property has frontage along Highway 51.

2. That the literal enforcement of the provisions of these standards would deprive the applicant of rights commonly enjoyed by other properties within the same district, and would not confer on the applicant any special privilege that is otherwise denied to other properties in the same district.

Applicant: See attached letter from the applicant.

Staff: A literal enforcement of the provisions of this ordinance would not deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this ordinance as sidewalks are required along all street frontages of all development projects as seen in Chapter 7 Section 7 of the City Design Standards Ordinance. If approved, the variance would convey a special privilege to the applicant of not having to construct the required sidewalks that all other developments under this ordinance required to install.

3. That the special conditions and circumstances do not result from the actions of the applicant, and are not based upon economic considerations.

Applicant: See attached letter from the applicant.

Staff: Special conditions and circumstances will result from the actions of the applicant in that they will not be required to develop the site according to the Design Standards Ordinance.

4. That the proposed modification upholds the intent and spirit of the Ordinance by providing an equal or better standard of protection and aesthetic value than the strict requirement of the Ordinance from which the variance is sought.

Applicant: See attached letter from the applicant.

Staff: The proposed variance does not uphold the intent and spirit of the Design Guidelines Ordinance. The Design Guidelines Ordinance, Chapter 1 Purpose, first paragraph states the following:

The overall design of any development has a direct bearing on the economic value of the property. When public areas, business establishments, and residential communities exhibit good design, shoppers, businessmen, homeowners, and industrial developers tend to have strong confidence in the community. Poor design, congestion, and a lack of proper maintenance bring about blight, decay, decreased property values, and the loss of both private and public revenues. Good community design is the product of orderly and harmonious relationships established between man-made objects and nature. Good design results from the skillful combination and interrelation of these elements through both contrast and similarity.

STAFF COMMENTS:

5. As a reminder, financial reasons are not a valid reason for a variance from the requirements of the Design Standards Ordinance.
6. The applicant has provided drawings of the proposed layout of the site and roads.
7. If the variance is approved, the sidewalk omission shall be part of the Certificate of Development approval.
8. If the variance is Denied, the sidewalks shall be included as part of the Certificate of Development approval and with the construction documents submitted for construction permit approval.
9. In accordance with Chapter 10. § E. of the Design Guidelines Ordinance, any person or persons aggrieved by any decision of the Planning Commission may appeal such decision to the Board of Aldermen by filing a "Notice of Appeal," in writing, with the City Clerk within ten (10) days from the date of the regularly scheduled meeting of the Planning Commission at which the action was taken. The Board of Aldermen may affirm, reverse, remand, or modify the decision of the Commission as may be appropriate.
10. Staff searched the zoning ordinances for Southaven and Olive Branch and spoken with the respective Planning Directors to verify their requirement of the installation of sidewalks in their ongoing developments.
 - a. Southaven
 - i. Southaven Zoning Regulations Sec. 13-18(f). – Sidewalks
 - A 5-foot sidewalk along constructed along both sides of all urban arterial and collector streets with a minimum of one (1) foot grassed or landscaped median area between the sidewalk and the curb and with curbs and gutters.
 - ii. Southaven Planning Director
 - Stated that sidewalks are not required in industrial areas.
 - Southaven does require a payment in lieu of sidewalk installation for future sidewalk construction in accordance with their citywide sidewalk plan.
 - Staff could not find a written ordinance verifying these requirements.
 - b. Olive Branch
 - i. Olive Branch Zoning Ordinance Chapter 18 - Development Design Criteria
 - Where the subject property does not already provide a public sidewalk, a five-foot wide sidewalk shall be constructed along the entire street frontage of the property.

- Where a property or development borders more than one street, sidewalks will be constructed along the entire frontage of all streets which the property or development borders.
- Sidewalks shall be a minimum of five feet in width, except along arterial streets, which may require additional width, as determined by the City Engineer.
- ii. City of Olive Branch Design Standards Mandatory Requirements Checklist
 - Minor and Collector Streets: 5' wide sidewalks provided along the street frontage of all streets.
 - Arterial Streets – Sidewalks provided along all street frontages at a width approved by the City Engineer
- iii. Olive Branch's Planning Director
 - Code requires sidewalks except in the case of AR rural subdivisions, which have one-acre + lots and open swales.
 - The Board of Aldermen, on a case-by-case basis, has waived the requirement over the years in some industrial subdivisions.
 - Most recently, the Board of Aldermen approved a plan for IDI to install sidewalks on one side of the road where Ross Road is being extended from Nail Road to Church Road.

11. Staff has included aerial photographs of warehouse developments in both Southaven and Olive Branch. The photography indicates that the older warehouse projects do not include sidewalks while the newer developments have provided sidewalks.

12. Staff reminds the Planning Commission that all developments, commercial or industrial, are required to install sidewalk along the street frontage according to the City's Ordinances. By granting a variance, a gap in future connectivity will be allowed. As the surrounding properties develop, the sidewalks will begin to fill in and connect a pedestrian network within the City.

PLANNING COMMISSION ACTION:

The Planning Commission met on Tuesday, July 14, 2020, and voted to DENY the variance to waive the required sidewalk installation for the AWG project located at 425 Highway 51 North, subject to staff comments because there are no special conditions and circumstances that are peculiar to the land, structures, or buildings involved, because special conditions and circumstances will result from the actions of the applicant, and because the proposed modification does not uphold the intent and spirit of the Ordinance to provide an equal or better standard of protection and aesthetic value.

STAFF RECOMMENDATION:

Staff recommendation is for denial of the requested variance.

PROPOSED MOTION:

Motion to Overturn Planning Commission Denial

Because there are special conditions and circumstances that exist which are peculiar to the land _____ INSERT THE SPECIAL CONDITION OR CIRCUMSTANCE HERE _____, I move to Overturn the Planning Commissions denial and grant a variance to waive the required sidewalk installation for the AWG project located at 425 Highway 51 North, subject to staff comments.

Motion to Uphold Planning Commission Denial

Because there are no special conditions and circumstances that are peculiar to the land, structures, or buildings involved, because special conditions and circumstances will result from the actions of the applicant, and because the proposed modification does not uphold the intent and spirit of the Ordinance to provide an equal or better standard of protection and aesthetic value, I move to uphold the Planning Commissions denial and DENY the variance to waive the required sidewalk installation for the AWG project located at 425 Highway 51 North, subject to staff comments.

Alderman McLendon stated, Keith, you weren't around when Forked Creek, Deer Creek and Cross Creek came, they don't have sidewalks between the fence and Highway 51. The subdivision north, you were here, but there is no sidewalk between the fence and Highway 51. Parkway to Green T, subdivisions with no sidewalk. But we will require sidewalks in industrial.

Keith Briley stated if I remember correctly, the developer of the subdivision I was here for, stated that MDOT stopped them from putting sidewalks, curb and gutter in.

Alderman McLendon asked did we allow them to be build too close to Highway 51?

Keith Briley answered I don't believe so.

Alderman McLendon asked why isn't there a side walk from the houses on Highway 51, but we want the industrial to put in sidewalks.

Andrew Vachon, Tippmann Construction, stated we don't see a purpose of doing the sidewalks here. There is a lack of connectivity and safety concerns. The Food Safety Modernization Act will require us to fully fence in the site, we don't want people going back there where the food is stored. If we did have to do the sidewalks, they are just under a mile, we are concerned people will come down there and just hang out. Also, we don't want to mix pedestrians and semi-trucks.

Jarmon Peregoy stated the existing issues on Highway 51 is it is a rural cross section, has narrow shoulders, a steep road side ditches, the speed limit is 55. MDOT does not want sidewalks on their right of way. The sidewalks would then have to be on the frontage. That would be about 50 feet away from the road, you'd have to come down the road to access it or go through the ditch. I think it's a dangerous intersection for pedestrians walking through there. We spoke to Alderman McLendon earlier today about an alternate. In lieu of sidewalks, AWG will commit to help support and participate in the Coldwater River Greenline Project.

Alderman Miller asked if that was the only proposal, the one you spoke to Alderman McLendon about, the only proposal.

Jarmon Peregoy answered yes sir.

Alderman Harris stated if we were to consider, could it be a fee in lieu of, we could use for another infrastructure in the City.

Jarmon Peregoy stated the Greenway is more attractive to AWG, it goes by their property.

Alderman Harris stated I'm asking would you consider instead of the greenway, give money to the City for the other infrastructure.

Mayor Ferguson stated you said money isn't a factor correct.

Jarmon Peregoy answered correct.

Mike Mullis stated we've just looked at and spoke about the Greenway with the Mayor today. Alderman Miller we have imposed our idea to two people today, Mayor and McLendon. It falls right at our property. We have flood land that might work for the Greenway. We are just suggesting we'd like to help with that, for an amount to be discussed.

Alderwoman Brooks asked if we did consider the Coldwater Greenway, where does it tie in at.

Jarmon Peregoy stated it starts at Nesbit Road, goes down the creek by the property line.

Alderwoman Brooks asked where would people access it.

Jarmon Peregoy answered there would be trailheads, we just saw it today. I think access from Nesbit Road and south of I69.

Mike Mullis stated our property would still be fenced. The Greenway would be between us and the creek.

Alderwoman Brooks stated if we require sidewalks and MDOT expands up there, who would put the sidewalks back if they are torn out when expanding.

Alderman Higdon stated MDOT won't allow you to do that.

Mayor Ferguson stated you never know if the money will be there.

Alderman Miller answered MDOT would be required to replace the sidewalks, as long as it's not in their right of way. Mr. Miller stated, about accessibility, your for the Greenway but there is lack of accessibility. You're not being constant. The same argument you used about not doing sidewalks can be used against the Greenway.

Jarmon Peregoy stated it will start at Nesbit, go over Hurricane Creek, to I69, that is the first phase.

Mike Mullis stated we just saw the plans for the Greenway today. I'm open to anything viable.

Andrew Vachon stated AWG is willing to do other things, they want to be a part of something.

Alderman Higdon stated the Greenway is way out there, no close to being on the radar.

Alderman McLendon stated why can't the Greenway become a reality. Where do grants come from.

Mayor Ferguson answered Cindy Hyde Smith gave \$100,000.00 grant.

Alderman McLendon stated that is money from taxes. They are willing to start this project, but yet you want to spend it somewhere else.

Alderman Hobbs asked if you have an estimated cost of the sidewalks.

Mike Mullis stated a very high preliminary estimate.

Alderman Hobbs stated you stated one reason for not doing the sidewalks was the bridge, the bridge will have to be replaced soon anyway. The Connectivity reason you stated, you say why should we do sidewalks, others didn't, but that is exactly why you need to do them.

Keith Briley stated Reliable Equipment was approved with no sidewalks and on Hwy 51, Crossroads. I cam into the middle of that project. The gas station is on me.

Alderman Hobbs stated if these mistakes wouldn't have happened, there would be connectivity. In the future they will be connecting. Alderman Hobbs asked Gia how do we get grants.

Gia Matheny answered by healthy living options. Sidewalks for walking, biking, running, etc. It's good for the community. They won't always be to no-where, the sidewalks will go somewhere.

Alderman Hobbs stated would you be willing to use it.

Jarmon Peregoy stated the Nesbit piece of the Greenway is about \$2.1 million. The Greenway to us seems like a great alternate. We'd have to take the sidewalks back out when we build at the two front lots.

Alderman Hobbs stated to me, the whole objective, people can walk, bike, through the town. If you will spend that money and put it behind you to the Greenway, there would be connectivity that way.

Alderman Higdon stated you've got 80 acres up front, and you don't know what's going there. It could be that it will have to have sidewalks.

Jarmon Peregoy stated we are not trying to avoid the costs, we just feel like sidewalks would not be the best thing.

Alderman McLendon stated does this Board foresee more traffic on a Greenway or a sidewalk off of Highway 51.

Alderman Harris stated the safety issue is the number of cars on Highway 51 and the narrow road, the cross walk.

Alderman Hobbs stated I think McLendon is saying move the sidewalks to the back.

Alderman Harris stated I agree.

Kenny Stockton stated there will be a traffic light at the entrance road, so I'm sure there will be a cross walk of some sort.

Mayor Ferguson stated it appears that we are all willing to work together, we want what's best for the community. I would like the sidewalk ordinance to be looked at and things like that.

Mike Mullis stated what if we sat down and negotiate numbers that can be contributed to additional sidewalks elsewhere, and when the out parcels are done, they will deal with the sidewalks.

Kenny Stockton stated we can't do that and negotiate later. I've heard \$400,000 and \$500,000. You can do an order. The number is what it should be tonight.

Mayor Ferguson stated how about a motion to require sidewalks, that we can negotiate.

Kenny Stockton stated you can't do that, it's not legal.

Jarmon Peregoy asked can we request a variance on the new road and we will do Highway 51 sidewalks.

Keith Briley stated that application was the site as a whole, that's what was presented to the Planning Commission.

Kenny Stockton stated agreed. That is not what was presented.

Jarmon Peregoy stated I don't think sidewalks were included when the City did the entrance road.

Alderman Hobbs asked how many entrances are on that side road.

Jarmon Peregoy answered two right now, we expect two more.

Mike Mullis stated we've offered money for sidewalks and to have sidewalks on the future parcels when they are developed.

Kenny Stockton stated the proposed, approximate cost, from Nesbit to I69, is \$2,117,000 for the Greenway.

Mayor Ferguson asked Kenny Stockton to give us a suggestion on how we can get them the COD.

Kenny Stockton answered that is up to the Board.

Alderman Harris asked Joe Frank what will the cost be.

Mayor Ferguson asked why can't we just approve and negotiate later.

Jarmon Peregoy asked why don't we go with the no sidewalk on the access road and sidewalk on Highway 51.

Alderman Hobbs stated he's ok with that, and the money that it would cost for the sidewalk on the access road to the "in lieu of".

Mike Mullis stated I think that amount is \$200,000.00

Keith Briley stated because it was submitted as a one site submittal, the sidewalk on Highway 51, they have to be done for the COD.

Kenny Stockton stated they can put up a letter of credit.

Mayor Ferguson stated somehow or another we have to get a motion to get this passed.

Alderman Hobbs stated could we not postpone.

Kenn stated that is what I said we could do a letter of credit.

Alderman Miller stated we approve sidewalks, take a letter of credit for the sidewalks for lot 2 & 3.

Keith Briley stated the problem is, it is a single lot.

Kenny Stockton stated yes, but it would be the total amount of all sidewalks.

Alderman Miller stated up hold the recommendation, letter of credit and sidewalks will be done at the end.

Kenny Stockton stated you need the cost of the whole thing.

Alderman McLendon stated they offered to pay a set sum in lieu of and we are turning it down.

Mayor Ferguson stated no, they don't have a number for that.

Motion was duly made by Alderman Miller and seconded by Alderwoman Brooks because there are no special conditions and circumstances that are peculiar to the land, structures, or buildings involved, because special conditions and circumstances will result from the actions of the applicant, and because the proposed modification does not uphold the intent and spirit of the Ordinance to provide an equal or better standard of protection and aesthetic value, we authorize to uphold the Planning Commissions denial and deny the variance to waive the required sidewalk installation for the AWG project located at 425 Highway 51 North subject to staff comments. As an additional condition of the motion, AWG may defer the construction of the sidewalks on the project site as required by the City until such time as the construction of the main AWG building is completed, provided that AWG posts a Letter of Credit to the City of Hernando for the costs of the sidewalks on the site. The Engineer for AWG and the City Engineer shall both confer and agree on the cost to determine the amount of the Letter of Credit. The Letter of Credit shall remain in place until such time as the sidewalks are completed and the sidewalk construction shall begin upon completion of the main AWG building. The Certificate of Development shall not require sidewalk completion before a certificate of occupancy may be granted by the City. A vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Harris, Alderman Miller, Alderman Higdon, Alderman McLendon, and Alderwoman Brooks.

Those voting "Nay": None.

ORDERED AND DONE this the 21st day of July, 2020.

APPROVE UTILITY BILL ADJUSTMENT DOCKET

Utility Bill Adjustment Docket
7/21/2020

The addresses listed below experienced a leak and did not receive the benefit of receiving water service.

House #	Street	Adjusted Amount	Reason for Leak Adjustment
1 4580	Chamberlin Rd	316.08	repair/replace broken water pipe outside of home

WATER LEAK REPAIR VERIFICATION
City of Hernando Water and Sewer Department
475 West Commerce Street Hernando, MS 38632
662-429-9092

TO Mikey
7-1-20

Customer Information (please print)

Name as it appears on bill Clara Laan
Service address 4580 Chamberlin Rd
Daytime phone number () 662-812-8167
Do you rent the property at this address? N If yes, the property owner or manager must complete the remainder of this form.

REPAIR INFORMATION (please print)

Property owner or managers name Wenona Pinsky Date of repair June
Daytime phone number () 662-812-8167
Type of repair and location of property Waterline outside left of house and inside house
Documentation and property owner's or manager's signature _____

Attach plumbing bill or receipts for repair parts. Sorry, no adjustments will be considered without this/these document(s).

By signing below, I certify that the information providing regarding this repair is correct. I understand that providing fraudulent information with the intent of lowering a utility bill may be punishable by applicable law.

I hereby grant permission to the City of Hernando Water and Sewer Department personnel to come onto my property to verify the repair of an outdoor leak.

I certify that I am the owner or rental property manager of the property located at this service address

Signature [Signature] For Office use only _____

Account Number 04-1753300 Billing period ending 4-30-20

High month usage 289 minus 6 month average 29 amount of Adjustment 280

\$ 316.08 Credit

OK Per
Mikey Dyer
7-13-20

Account Maintenance [04-1753300] Name: LAAR, CLARA L

General Services Deposits Back Flow Notes Work Orders History Attachments

Holding Address 1: 4580 CHAMBERLAIN RD
 Holding Address 2: HERNAANDO HS 38632-3650
 Bar Code Zip: 38632-3650 8006 R006

Service Address: 4580 CHAMBERLAIN RD
 Apt No: [] City, St, Zip: []

Type: RESIDENTIAL Status: Active Beat: 0 Credit Code: 0
 Date Opened: 01/12/2019 Date Terminated: []
 Bank: 0 HOME Acc't: []

Notes: []

Email Address 1: [] Last Payment: [] Date: 07/13/2020 Amount: -50.00
 Email Address 2: [] House Latitude: [] House Longitude: [] House Acct: 0

Account Age: Current 133.93, 30 Day 182.51, 60 Day 244.62, 90 Day 305.18
 Balance Due: 921.24
 Unapplied Receipts: 0.00
 Account Balance: 921.24

Account Maintenance [04-1753300] Name: LAAR, CLARA L

General Services Deposits Back Flow Notes Work Orders History Attachments

Billing History Payment History

Period	Code	Previous Reading	Present Reading	Consumption	Amount Due
07/31/2020	30				0.00
06/30/2020	30	1791	1820	29	133.93
05/31/2020	30	1751	1791	40	182.51
04/30/2020	30	1698	1751	53	244.62
03/31/2020	30	1609	1698	89	356.40
02/28/2020	30	1607	1609	2	26.20
01/31/2020	30	1582	1607	25	104.70
12/31/2019	30	1576	1582	6	26.95
11/30/2019	30	1570	1576	6	29.65
10/31/2019	30	1564	1570	6	29.65
09/30/2019	30	1558	1564	6	31.92
08/31/2019	30	1546	1558	12	56.11
07/31/2019	30	1533	1546	13	67.83

Print for the Period: 07/13/2020 - 07/13/2020

Last Update: 07/10/2020 09:18:44 User: [CHSVR3]Hawks

Print Old History Report

89
 - 9

 80 x 3.95 = 316.00

50652

A Services 109 Spring Run Coldwater, MS 38618 Customer:		Invoice Jeff Wages 901-598-3808 Email:wagesjeff@gmail.com For:	
---	--	--	--

TO Wenon P. Nixon
4580 Chamberlain
Hainns MS 38632

RETURN THIS UPPER PORTION WITH YOUR REMITTANCE \$ _____

DATE	DESCRIPTION	AMOUNT
	PREVIOUS BALANCE	2800 00
	Replaced water line outside, Replaced two tub faucets that were leaking + toilet replaced tub + hired site around tub paid cash	
PREVIOUS BAL.	CHARGES	PAYMENTS
		0
		NEW BALANCE
		0

Make All Checks Payable to A. Sevices. Thank you for your business!

Length of extension/date payment can be made: 7-20-20

Have you been allowed a payment extension in the past 12 months? YES NO

Reason for request:

The water leak was in the water line. The contractor started but
contractor is behind because of COVID. He
said he would be finish by July 15-2020
"Jeff" ATT 911 Remaining Contractor (901-463-6200) ^{contracts} _{number}

Signature: [Signature] Date: 6-30-20

Failure to maintain this payment arrangement will result in a \$40 delinquent fee being assessed to your account, your water services will be disconnected without notice, and you will no longer be eligible for payment arrangements/extensions.

FOR OFFICE USE ONLY

APPROVED _____ DENIED _____

Explanation:

Signature: _____ Date: _____

Please attach transaction history to each request.

662-429-9092p

www.cityofhernando.org

662-429-9099f

NO: POOR LINE CONDITION

DATE, TIME	06/30 13:26
FAX NO./NAME	916624299099
DURATION	00:00:37
PAGE(S)	00
RESULT	NG
MODE	STANDARD

TIME : 06/30/2020 13:26
 NAME : THE HOME DEPOT 8469
 FAX : 6628921416
 TEL : 66289909470
 SER.# : BROM6J633276

TRANSMISSION VERIFICATION REPORT



7740 Craft-Goodman Frontage Rd. • Olive Branch, MS 38654
(662)890-9470 • Fax: (662)892-1413

To whom it may concern,

Pro service had Jeff Wages a contractor work on the waterline for Wenona Piniy on May 7, 2020. Contractor still working on the bathrooms and has open case.

Thank you

1



7/1/2020

Pro was paid but never finished job Case#19627879 - Yahoo Mail

Pro was paid but never finished job Case#19627879

bungug1983@yaho.../Inbox

Loso, Jens <jens_los@homedepot.com>
To: bungug1983@yahoo.com <bungug1983@yahoo.com>

Jul 1 at 10:50 AM

Hello Wenona,

We have opened a case for you about the poor work done by the pro. A case worker will reach out to you in the next few days to figure out a resolution with the issue you are experiencing.

Thanks,
Jens

Jens Loso
Pro Referral Contact Center Associate
THD | Home Services | Pro Referral
2580 Cumberland Parkway SE
Atlanta, GA 30339
☎: 1.855.723.2266
✉: Jens_Loso@homedepot.com
🌐: support@homedepot.com

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1/1

7/1/2020

Pro was paid but never finished job Case#19627879 - Yahoo Mail

Pro was paid but never finished job Case#19627879

bungug1983@yahoo.../inbox

Loso, Jens <jens_loso@homedepot.com>
 To: bungug1983@yahoo.com <bungug1983@yahoo.com>

Jul 1 at 10:50 AM

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Thanks,
 Jens

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 THD | Home Services | Pro Referral
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 support@homedepot.com

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<https://mail.yahoo.com/b/folders/1/messages/AJfOCCRlxraXvwxOHYnK-KCQI?src=ym&reason=ymv&folderType=INBOX&about=...>

7/1/2020

service-connect | Jobs

Reset filters

Apply

Date	Assoc ID	Customer	Service	Job ID
5/2/20	rer3638	Sir Charles Miller Job ID: 11277651 Assoc ID: rer3638 Service: Interior Trim Repair	Interior Trim Repair	
	11277651			Submitted
4/29/20	san474		jacqueline glass Job ID: 11272670 Assoc ID: san474 Service: Sunroom/Patio Enclosure Installation	
		Sunroom/Patio Enclosure Installation		11272670 Submitted
4/24/20	vlf898		Pierre Nelson Job ID: 11265436 Assoc ID: vlf898 Service: Carpentry Frame Repair	
		Carpentry Frame Repair		11265436 Submitted
4/21/20		Wenona Piniy Job ID: 11261200 Service: Foundation Repair	Foundation Repair	
	11261200			Submitted
4/21/20	rer3638	Wenona Piniy Job ID: 11261192 Assoc ID: rer3638 Service: Faucet Repair	Faucet Repair	
	11261192			Connected
4/17/20	vlf898		Laura padilla Job ID: 11255581 Assoc ID: vlf898	

<https://serviceconnect.homedepot.com/8469/38632/WBP6947/or-jobs>



Motion was duly made by Alderman Harris and seconded by Alderman Miller to approve the Utility Bill Adjustment Docket, finding that the customers had a leak and did not receive the benefit of receiving the water services, also request that the water leak repair verification form and attached documents are put in the minutes. A vote was taken with the following results:

Those voting "Aye": Alderman Harris, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 21st day of July, 2020.

AUTHORIZE TO ADVERTISE TO BID FOR FIRE SUPPRESSION SYSTEM FOR AWG PROJECT

Motion was duly made by Alderman Hobbs and seconded by Alderwoman Brooks to authorize to advertise to bid for Fire Suppression system for the AWG project. A vote was taken with the following results:

Those voting "Aye": Alderman Harris, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 21st day of July, 2020.

POLICE

Alderman Miller stated he would like to take a moment and thank the Police Department and Dispatch. Alderman Miller stated on July 19, at 5:30 pm, he went to pick up his father in law. He wasn't home. My father in law is 80 and suffers from dementia. I searched the area and couldn't find him. Officer Cunningham and Officer Algee arrived to help. The dispatcher pinged my father in law's cell phone and it pinged off the tower by the old tattoo shop. It is a heavily wooded area. We had already searched there but the officers went back behind us and found him. My father in law was in the thicket. We had to break trees down to get him out. They saved his life that night. They went above and beyond.

ADJOURN

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

Motion passed with a unanimous vote of "Aye".

MAYOR TOM FERGUSON

ATTEST:

KATIE HARBIN, CITY CLERK