

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, November 17, 2020 at 6:00 P.M. with Mayor Tom Ferguson presiding. Aldermen present were: Alderman Harris, Alderman Miller, Alderman Higdon, Alderman McLendon, 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, Human Resource Manager Julie Harris, City Planner Keith Briley, Assistant Police Chief Shane Ellis, Fire Chief Marshal Berry, Deputy Fire/EMS Chief Sam Witt, Public Works Director Mikey Dyer, Assistant Public Works Director Lee Germany, Park and Recreation Director Dewayne Williams, Carolyn Richards, Brian Couch, Billy Byrd, Chris Tong, Bruce Robinson, Shannon Wells, Dan Lehman, Leslie Bierman, Mary Lee Brown, Bill Brown, Tim Hill, Wesley Callahan, Vickey McLendon, Aimee C Holder, Andy Richardson, Charlie Reese, Robert Tipton, and Ray Barton.

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### PLEDGE OF ALLEGIANCE

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Pledge of Allegiance

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### INVOCATION

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Alderman Harris gave the invocation.

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### AGENDA

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Agenda  
City of Hernando  
Mayor and Board of Alderman  
Regular Meeting

November 17, 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 39548 – 39749
- 6) Approve Minutes

## 7) Consent Agenda

- A) Authorization for the City of Hernando to declare Friday November 27, 2020 in further observance of the Thanksgiving holiday and Thursday December 24, 2020 in further observance of the Christmas Holiday, and Thursday December 31, 2020 in further observance of the New Year holiday in accordance with the Governor's Proclamation dated October 16, 2020
  - B) Authorize to accept a donation from Trustmark in the amount of \$600.00 for a Sponsorship of Dickens of a Christmas
  - C) Authorize to accept a donation from Daniel Benette, Farm Bureau, in the amount of \$600.00 for a Sponsorship of Dickens of a Christmas
  - D) Authorize to accept a donation from Hollie Moore, Alfa, in the amount of \$1,200.00 for Sponsorship of Dickens of a Christmas
  - E) Authorize to promote Christopher Hale to the rank of Firefighter II (Certified Firefighter)
  - F) Authorize to promote Drake Anthony to the rank of Firefighter II (Certified Firefighter)
  - G) Authorize to promote Josh Ward to the rank of Driver of the Hernando Fire & EMS Department
  - H) Authorize to promote Austin Crawford to the rank of Driver of the Hernando Fire & EMS Department
  - I) Authorize to promote Jason Rice to the rank of Driver of the Hernando Fire & EMS Department
  - J) Authorize to give William Cole in the Parks Department a 90 day performance raise of \$0.50 per hour
  - K) Authorize to promote Shane Todd to a Meter Service Tech with a raise of \$1.00 per hour
  - L) Authorize to promote Freddy Vick to the Billing Supervisor with a step increase of \$2.00 per hour and a 90 day performance raise to follow
  - M) Authorize Planning Director Keith Briley to attend the 2020 State Planning Conference Virtually December 7-11, 2020, also authorize to pay registration
  - N) Authorize Fire & EMS Chief Marshel Berry and Deputy Fire & EMS Chief Sam Witt to attend the MS Fire Chief's Mid-Winter Conference in Starkville, MS on January 11-13, 2021, also authorize to pay registration and travel expenses
  - O) Authorize Joshua Herrera to attend the Firefighter 1001-II Fire Certification Course at the Fire Academy in Pearl, MS (date to be determined), also authorize to pay registration and travel expenses
- 8) Authorize to hire Aimee Clair Holden as a full time Bookkeeper, pending drug and background screening results
- 9) Authorize to hire Terry Sims as a seasonal employee in the Parks Department for Grounds Maintenance, pending drug and background screening results

- 10) Authorize to hire Thomas Anderson as a full time Certified Police Officer
- 11) Authorize to hire Zachary Zee as a Firefighter for Hernando Fire &EMS (open position)
- 12) PL-1479 – Request Preliminary Plat Approval for Carlisle Development Subdivision a 3-Lot Commercial Subdivision – 593 East Commerce Street – Michael Wells with Clearpoint Engineers
- 13) PL-1480 – Request Final Plat Approval for Charleston Rowe Section H a 2-Lot Single Family Residential Subdivision – Andy Richardson with R&H Engineering and Surveying
- 14) PL-1461 – Request for an Amendment to the Madison Lakes PUD – Located on the Southeast corner of Green T Road and McIngvale Road – Bob Dalhoff with DT Design Studio
- 15) Public Hearing on the CAP Loan for Sewer Infrastructure Development for the Hernando West Development
- 16) Authorize CAP Loan Application for Sewer Infrastructure Development for the Hernando West Development
- 17) Authorize to accept the best interest rate quote bid from Trustmark Bank on the purchase of the new knuckleboom
- 18) Approve the lowest and best quote from Cleveland Construction for the Holly Springs Road Water Line Relocation project
- 19) Adopt Resolution to borrow funds from the Utility Fund for the GO Bond Debt Service fund in Anticipation of taxes
- 20) Adopt Resolution to borrow funds from the Utility Fund for the General Fund in Anticipation of taxes
- 21) Authorize to advertise to receive interest rate quotes for a Tax Anticipation Loan
- 22) Authorize the Mayor to sign the Temporary Construction Easement for Lot's 16 and 17 in Ivy Manor Subdivision, Phase II
- 23) Adopt Redistricting Ordinance
- 24) Approve Water Leak Adjustment Docket
- 25) Appeal Water Leak Adjustment Denial Tiffany Hill (tabled from November 3<sup>rd</sup> meeting)

26) Appeal Water Leak Adjustment Denial Spencer Rennier (tabled from October 20<sup>th</sup> meeting)

27) Appeal Water Leak Adjustment Denial Raymond Gordan (tabled from October 20<sup>th</sup> meeting)

28) Appeal Water Leak Adjustment Denial Mary Wall

29) Adjourn

Motion was duly made by Alderwoman Brooks and seconded by Alderman Hobbs to approve the 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 17<sup>th</sup> day of November, 2020.

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#### **APPROVE DOCKET OF CLAIMS NO.'S 39548 - 39749**

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The Board of Aldermen were presented with a docket of claims No. 39548 - 39749, in the amount of \$482,792.02 for approval.

Motion was duly made by Alderman Miller and seconded by Alderman Higdon 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, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Harris.

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

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#### **APPROVE THE MINUTES FROM THE RECESSED MAYOR AND BOARD OF ALDERMEN MEETING ON NOVEMBER 3, 2020**

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Motion was duly made by Alderman Hobbs and seconded by Alderman Higdon to approve the minutes from the recessed Mayor and Board of Aldermen Meeting on November 3, 2020, as presented. A vote was taken with the following results:

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

Those voting "Nay": None.

Alderwoman Brooks abstained from voting.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

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**CONSENT AGENDA**

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- A) Authorization for the City of Hernando to declare Friday November 27, 2020 in further observance of the Thanksgiving holiday and Thursday December 24, 2020 in further observance of the Christmas Holiday, and Thursday December 31, 2020 in further observance of the New Year holiday in accordance with the Governor's Proclamation dated October 16, 2020
- B) Authorize to accept a donation from Trustmark in the amount of \$600.00 for a Sponsorship of Dickens of a Christmas
- C) Authorize to accept a donation from Daniel Benette, Farm Bureau, in the amount of \$600.00 for a Sponsorship of Dickens of a Christmas
- D) Authorize to accept a donation from Hollie Moore, Alfa, in the amount of \$1,200.00 for Sponsorship of Dickens of a Christmas
- E) Authorize to promote Christopher Hale to the rank of Firefighter II (Certified Firefighter)
- F) Authorize to promote Drake Anthony to the rank of Firefighter II (Certified Firefighter)
- G) Authorize to promote Josh Ward to the rank of Driver of the Hernando Fire & EMS Department
- H) Authorize to promote Austin Crawford to the rank of Driver of the Hernando Fire & EMS Department
- I) Authorize to promote Jason Rice to the rank of Driver of the Hernando Fire & EMS Department
- J) Authorize to give William Cole in the Parks Department a 90 day performance raise of \$0.50 per hour
- K) Authorize to promote Shane Todd to a Meter Service Tech with a raise of \$1.00 per hour
- L) Authorize to promote Freddy Vick to the Billing Supervisor with a step increase of \$2.00 per hour and a 90 day performance raise to follow
- M) Authorize Planning Director Keith Briley to attend the 2020 State Planning Conference Virtually December 7-11, 2020, also authorize to pay registration
- N) Authorize Fire & EMS Chief Marshel Berry and Deputy Fire & EMS Chief Sam Witt to attend the MS Fire Chief's Mid-Winter Conference in Starkville, MS on January 11-13, 2021, also authorize to pay registration and travel expenses
- O) Authorize Joshua Herrera to attend the Firefighter 1001-II Fire Certification Course at the Fire Academy in Pearl, MS (date to be determined), also authorize to pay registration and travel expenses

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

**AUTHORIZE TO HIRE AIMEE CLAIRE HOLDER, PENDING DRUG AND  
BACKGROUND SCREENING RESULTS**

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Motion was duly made by Alderman Miller and seconded by Alderman Higdon to authorize to hire Aimee Claire Holder as a fulltime Bookkeeper, following the recommendation of the Personnel Committee, based on the recommendation of the City Clerk. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

**AUTHORIZE TO HIRE TERRY SIMS AS A SEASONAL EMPLOYEE IN THE PARKS  
DEPARTMENT FOR GROUNDS MAINTENANCE, PENDING DRUG AND  
BACKGROUND SCREENING RESULTS**

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Motion was duly made by Alderman Higdon and seconded by Alderman Hobbs to authorize to hire Terry Sims as Grounds Maintenance in the Parks Department, following the recommendation of the Personnel Committee, based on the recommendation of the Parks Director. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

**AUTHORIZE TO HIRE THOMAS ANDERSON AS A FULL TIME CERTIFIED  
POLICE OFFICER, PENDING DRUG AND BACKGROUND SCREENING RESULTS**

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Motion was duly made by Alderman Miller and seconded by Alderman Higdon to authorize to hire Thomas Anderson as a fulltime Certified Police Officer, 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": Alderwoman Brooks, Alderman Hobbs, Alderman Harris, Alderman Miller, Alderman Higdon, and Alderman McLendon.

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

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**AUTHORIZE TO HIRE ZACHARY ZEE AS A FULLTIME FIREFIGHTER FOR THE  
HERNANDO FIRE & EMS, PENDING DRUG AND BACKGROUND SCREENING  
RESULTS**

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Motion was duly made by Alderman Higdon and seconded by Alderman Hobbs to authorize to hire Zachary Zee as a fulltime Firefighter for the Hernando Fire & EMS Department, following the recommendation of the Personnel Committee, based on the recommendation of the Fire & EMS Chief. 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 17<sup>th</sup> day of November, 2020.

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**PL – 1479 REQUEST PRELIMINARY PLAT APPROVAL FOR CARLISLE  
DEVELOPMENT SUBDIVISION A 3 – LOT COMMERCIAL SUBDIVISION – 593  
EAST COMMERCE STREET – MICHAEL WELLS WITH CLEARPOINT  
ENGINEERS**

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Planning Director Keith Briley presented the information.



**City of  
Hernando**  
MISSISSIPPI

**BOARD OF ALDERMEN  
STAFF REPORT**

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Project No.:	PL-1479	Item No.:	__
Request:	Request Preliminary Plat Approval for Carlisle Development Subdivision a 3-Lot Commercial Subdivision		
Location:	593 East Commerce Street		
Applicant:	Michael Wells with Clearpoint Engineers		
Date:	November 17, 2020		

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**INTRODUCTION:**

Mr. Michael Wells with Clearpoint Engineers is requesting Preliminary Plat approval for Carlisle Development Subdivision a 3-Lot Commercial Subdivision.

**BACKGROUND:**

The subject property is located on the south side of East Commerce Street, west of McCracken Road. The north side of the subject property is zoned C-2 Highway Commercial and the south side is zoned M-1 Light Industrial. The parcels along East Commerce Street are Lots 1 and 2 of the Fidelity Commercial Subdivision.

### **DISCUSSION:**

The proposed plat will combine the two commercial lots along East Commerce Street with the 9.4-acre undeveloped parcel to the south in the creation of Carlisle Development Subdivision a 3-Lot Commercial Subdivision.

1. .... Current Uses in the proposed subdivision.

<u>Lot #</u>	<u>Parcel I.D. No.</u>	<u>Location</u>	<u>Current Use</u>
Lot 1	307418024 0000100	593 E Commerce Street	Wendy's
Lot 2	307418024 0000200	Vacant Lot	Vacant
Lot 3	307418004 0000500	595 E Commerce Street	Vacant

2. .... The proposed plat includes the dedication of a 50-feet of right of way for a public road between Lots 1 and 2.
3. .... The public road will stop at Lot 3 as Lot 3 is to remain undeveloped at the current time.
4. .... Lots 1 and 2 will meet the development regulations for the C-2 Zoning District and Lot 3 will meet the development regulations of the M-1 Zoning District.

### **PLANNING COMMISSION ACTION:**

The Planning Commission met on Tuesday, November 10, 2020, and voted to grant Preliminary Plat Approval for Carlisle Development Subdivision a 3-Lot Commercial Subdivision, subject to Staff Comments.

### **STAFF COMMENTS:**

1. Prior to Final Plat Approval, the public road shall be constructed and all public utilities extended the length of the road.
2. Prior to development of Lot 2 or Lot 3, the Final Plat shall be approved and recorded.
3. The develop of Lot 2 and Lot 3 shall require Certificate of Development for any proposed building on site.



**STAFF RECOMMENDATION:**

Staff recommends approval subject to staff comments.

**PROPOSED MOTION:**

I move to grant Preliminary Plat Approval for Carlisle Development Subdivision a 3-Lot Commercial Subdivision, subject to Staff Comments.

Alderwoman Brooks asked if the road was public or private.

Keith Briley answered as listed, public.

Alderman Miller asked why is that.

Keith Briley stated that the owner of the property wished to dedicate it to the City for a future road to go into the back side of the property. They are willing to build to the City standards and extend all utilities and then turn the road over to the City.

Alderman Miller asked that will be commercial correct.

Keith Briley answered yes.

Alderman Miller stated just like other commercial being built, we let that be private and let the developer and tenants maintain it. Just like over there at the bank and zaxby's. So basically, we'd be accepting a road that normal citizens have access to, just for a business, I don't think we should accept that. They talking about dedicating, we'd have to accept it. We'd be putting a payer's money into someone else's pocket. Did y'all even look at that, or just accept what they said

Keith Briley stated there is no access to that property, currently. The existing subdivision has an egress ingress easement of 30 feet. With 50 foot right of way you'll allow a full width road. Right now you just have a small drive way that runs next to Wendy's.

Alderman Miller asked if it was mandated that we should have that as a public road,

Keith Briley answered not.

Alderman Miller stated I think the Board should look at that when we look at these rezoning's.

Alderwoman Brooks asked if it is approved for the City to accept it, will sidewalks be required.

Keith Briley answered if it is a public road, then yes.

Alderman Brooks stated to Alderman Miller's points, we have denied recently other companies

Keith Briley slightly different, they are asking on the front end.

Alderman Miller stated we understand one is asking before and one didn't, there is still nothing mandated that we have to accept it as a public road. It will only serve those three pieces of property. I don't think we should have roads that the public won't have access to.

Shannon Wells stated to add to it, we would be keeping up with the construction of the road to make sure it is built correctly.

Mayor Ferguson asked how would this benefit the public.

Shannon Wells stated the construction of the street does open the land up for marketability. There could be a number of different things put in there. That would increase tax revenue. It is 300 Linear feet in length, is what we are asking

Mayor Ferguson stated there are no easements on that back property for extension of a road.

Shannon Wells answered not at this time, we don't have a development plan, it's totally unknown.

Mayor Ferguson asked you don't own the property on the east to McCracken.

Shannon Wells answered no sir, not at this time.

Alderman Brooks asked am I correct that the proposed road is going in between the two lots.

Shannon Wells answered yes ma'am.

Alderman Miller so Wendy's will be using that same road.

Shannon Wells answered yes so.

Mayor Ferguson stated we don't have any connectivity to any other road.

Alderman Harris stated we had the same situation over by the bank and Waffle House.

Shannon Wells asked so hypothetically if there was a connection to McCracken, would that change things.

Mayor I think if you could prove a benefit to the citizens.

Alderman Harris asked is that something you would consider doing.

Shannon Wells answered that is something that would have to be looked at, spoken to with the other property owners.

Don Nicoles, with Carlisle, we do have some interest in the front parcel. We know with a quality road built; we'd have the opportunity to develop other opportunities in the back. We met with Keith and understood that we didn't necessarily have to build a road available to the City, nor would the City have to accept it. We thought if we design and develop to the standards, the business it might bring, whether it is hotel or grocery, that those tax dollars it earns would be advantageous to the City. We understand if the City doesn't feel the same.

Mayor Ferguson stated we don't know that anything will come.

Don Nicols stated that we know that something will come. I've not been able to market it in 20 years with a private drive.

Alderwoman Brooks stated my understanding there is nothing stating that if you build it to the City standards, and the property is more developed, businesses come, that you couldn't reapproach the City with this proposal. But to put it on the front end, I don't think now is the right time.

Motion was duly made by Alderman Miller and seconded by Alderwoman Brooks to grant Preliminary Plat Approval for Carlisle Development Subdivision a 3 – lot Commercial Subdivision, subject to Staff Comments, with the road remaining private. 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 17<sup>th</sup> day of November, 2020.

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**PL – 1480 REQUEST FINAL PLAT APPROVAL FOR CHARLESTON ROWE  
SECTION H A 2- LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION – ANDY  
RICHARDSON WITH R&H ENGINEERING AND SURVEYING**

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Planning Director Keith Briley presented the information.



City of  
**Hernando**  
MISSISSIPPI

BOARD OF ALDERMEN  
STAFF REPORT

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Project No.: PL-1480 Item No.: \_\_  
 Request: Request Final Plat Approval for Charleston Rowe Section H a 2-Lot Single Family Residential Subdivision  
 Location: East of Memphis Street, West of Highway 51, and North of Ferguson Road  
 Applicant: Andy Richardson with R&H Engineering and Surveying  
 Date: November 17, 2020

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**INTRODUCTION:**

Mr. Andy Richardson with R&H Engineering and Surveying is requesting request final plat approval for Charleston Rowe Section H, a 2-Lot Single Family Residential Subdivision.

**BACKGROUND:**

The subject property is located east of Memphis Street, west of Highway 51, and north of Ferguson Road. The property is zoned PUD Planned Unit Development.

**Charleston Rowe Subdivision**

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<u>Section</u>	<u>Planning Commission</u>	<u>Board of Aldermen</u>	<u>DeSoto County Chancery Clerk</u>
A	April 8, 2003	April 15, 2003	June 1, 2004
A 1st Revision	November 10, 2014	November 14, 2014	March 3, 2015
B	June 10, 2008	June 17, 2008	June 18, 2008
C	January 10, 2012	January 17, 2012	March 2, 2012
D	June 12, 2012	June 19, 2012	September 17, 2012
E	December 11, 2012	December 18, 2012	January 31, 2013
F	May 14, 2013	May 21, 2013	August 21, 2013
G	February 11, 2014	February 18, 2014	May 16, 2014

**DISCUSSION:**

The applicant is requesting final plat approval for the remaining two lots of Charleston Rowe PUD Subdivision. Lot 1 is on the north side of Bedford Lane and Lot 2 is on the south side of Bedford Lane.

Lot Sizes for Section H

Lot 1 .....10,422.43 s.f.

Lot 2 .....41,075.99 s.f.

The lots will have the same setback requirements as the other lots in the other sections of the subdivision.

Required Setbacks

Front.....30 feet

Side ..... 5 feet

Rear.....20 feet

**PLANNING COMMISSION ACTION:**

The Planning Commission met on Tuesday, November 10, 2020, and voted to grant Final Plat Approval for Charleston Rowe Section H a 2-Lot Single Family Residential Subdivision, subject to Staff Comments.

**STAFF COMMENTS:**

4. Upon approval, the applicant shall submit the final plat for recording.

**STAFF RECOMMENDATION:**

Staff recommends approval subject to staff comments.

**PROPOSED MOTION:**

I move to grant Final Plat Approval for Charleston Rowe Section H a 2-Lot Single Family Residential Subdivision, subject to Staff Comments.

Alderman McLendon asked how do you have a subdivision within a subdivision.

Keith Briley answered its one subdivision, just different sections. They are just doing 1 to 2 lots at a time.

Alderman McLendon stated this is a PUD correct,

Keith Briley answered yes.

Alderman McLendon stated so each one of these lots are drawn when the PUD is completed.

Keith Briley answered yes, apparently, it's been amended several times. I can't find copies of the original plans of it prior to our current filing system.

Alderman McLendon state so when we approve subdivisions, we require the developer to have a bond on the roads, correct,

Keith Briley answered correct

Alderman McLendon stated is there a bond on the roads each time this is done.

Keith Briley answered not to my knowledge.

Alderman McLendon asked should we require one.

Keith Briley answered you're just building a house not, not parts of a subdivision.

Mayor Ferguson asked Joe Frank Lauderdale if he can answer that question.

Joe Frank Lauderdale answered we'd have to look at the roads. The roads, water and sewer are already there. We'll have to look at the roads to see if there needs to be a bond. It could be that we've accepted the roads in a different section, I'd have to look to see.

Alderman McLendon asked what's the advantage of doing it this way.

Kenny Stockton answered taxes.

Alderman McLendon stated so it's not advantageous to the city, it's for the developer.

Mayor Ferguson asked is this something that Maison Lakes might present to us, do things like this.

Keith Briley stated I would recommend to not do it this way to anyone that comes to my office.

Mayor Ferguson asked did we set a precedence, that someone could debate.

Keith Briley stated you could adopt a policy that we don't do one lot subdivisions of this type measure in the future. To answer your question about Madison Lakes, you're probably going to have a 15 to 30 lot subdivision based on there conception plan and different sections. I doubt they will be doing one lot subdivisions.

Alderman McLendon asked Joe Frank how long does a subdivision go in before we usually accept the roads where we don't make them have a bond, 90%, 80%?

Alderman Higdon stated I thought we did away with all of that,

Joe Frank Lauderdale answered we do a one year bond review after 11 months, if they have not substantially completed the subdivision, you can ask for an extension of the bond. The

one you're questioning about paving, it was done a couple of years ago. We like for them to pave after about 60% of the homes are in there.

Alderman McLendon stated these streets are concrete correct.

Joe Frank Lauderdale answered yes

Alderman McLendon asked so when these have to be repaired, is the City obligated to put concrete back in.

Joe Frank Lauderdale answered I would think so.

McLendon stated I'm just looking at construction traffic.

Keith Briley stated concreted is less likely to be damaged versus asphalt.

McLendon stated at the present time we don't let Sky Lake Builders go down Ferguson.

Keith Briley stated that was infrastructure traffic. Home builders use public streets like the rest of us.

Alderman McLendon stated I don't think there is construction traffic going down Ferguson. I was just curious. We have a PUD with 12 lots, and we are on H.

Mayor Ferguson asked are there more lots to be done.

Keith Briley answered these are the last two.

Alderman McLendon asked if sidewalks are required.

Keith Briley answered this was approved prior to me getting here, so I'm not sure if there are sidewalks out there or not.

Joe Frank Lauderdale answered there are sections

Kenny Stockton answered there are sidewalks out there.

Alderman McLendon asked so when the PUD was presented to the City, we don't have a copy of that.

Keith Briley answered I haven't been able to find that.

Alderman McLendon stated so the lots that we are looking at today, we don't know if that was the shape of the lots when the PUD was approved.

Alderman McLendon stated one lot is 10,000 square feet and one is 4,100 square feet.

Keith Briley stated and that's the benefit of the PUD, you have mixed sized lots.

Mayor Ferguson asked Joe Frank if he has any idea where a copy of the plat is.

Joe Frank Lauderdale stated he'd have to look to see if he has a copy.

Mayor Ferguson stated and everything has been filed.

Keith Briley answered yes and recorded.

Alderman Higdon stated I think we should go with sidewalks.

Mayor Ferguson stated I think there are sidewalks out there, except for one lot, which was a big discussion in this room years ago.

Keith Briley stated you have to wait until you know where the drive way will be before putting the sidewalk in.

Mayor Ferguson stated I think it was a different builder, and there was a tree out there next to the street. The homeowner didn't want to remove the tree, so they didn't get a sidewalk.

Kenny Stockton stated that was what he has been told.

Motion was duly made by Alderman Higdon and seconded by Alderman McLendon to grant Final Plat Approval for Charleston Rowe Section H a 2-Lot Single Family Residential Subdivision, subject to Staff Comments, also requiring sidewalks. 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 17<sup>th</sup> day of November, 2020.

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**PL-1461 – REQUEST FOR AN AMENDMENT TO THE MADISON LAKES PUD –  
LOCATED ON THE SOUTHEAST CORNER OF GREEN T ROAD AND MCINGVALE  
ROAD – BOB DALHOFF WITH DT DESIGN STUDIO**

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Mayor Ferguson stated that applicant asked for us to table this until December 15, 2020, we are working with them on the water infrastructure.

Motion was duly made by Alderman Higdon and seconded by Alderman Hobbs to table this item to the December 15, 2020 Mayor and Board of Aldermen Meeting. 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 17<sup>th</sup> day of November, 2020.



**PUBLIC HEARING ON THE CAP LOAN FOR SEWER INFRASTRUCTURE  
DEVELOPMENT FOR THE HERNANDO WEST DEVELOPMENT**

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Mayor Ferguson opened up the Public Hearing.

Alderman Hobbs asked what the amount was.

Joe Frank Lauderdale answered the CAP loan is a max of \$750,000.

Kenny Stockton stated that the City's commitment is less.

Joe Frank Lauderdale stated \$600,000 I think.

**AUTHORIZE CAP LOAN APPLICATION FOR SEWER INFRASTRUCTURE  
DEVELOPMENT FOR THE HERNANDO WEST DEVELOPMENT**

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Motion was duly made by Alderman Harris and seconded by Alderman Hobbs to authorize the CAP Loan Application for Sewer Infrastructure Development for the Hernando West Development. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

**AUTHORIZE TO ACCEPT THE BEST INTEREST RATE QUOTE BID FROM  
TRUSTMARK BANK ON THE PURCHASE OF THE NEW KNUCKLEBOOM**

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Motion was duly made by Alderman Higdon and seconded by Alderwoman Brooks to authorize to accept the best interest rate quote bid from Trustmark Bank at a rate of 1.60% for the purchase of the new Knuckleboom. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

**APPROVE THE LOWEST AND BEST QUOTE FROM CLEVELAND  
CONSTRUCTION FOR THE HOLLY SPRINGS ROAD WATER LINE RELOCATION  
PROJECT**

---

Motion was duly made by Alderman Harris and seconded by Alderman Miller to approve the lowest and best quote from Cleveland Construction for the Holly Springs Road Water Line Relocation Project. 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 17<sup>th</sup> day of November, 2020.

**ADOPT RESOLUTION TO BORROW FUNDS FROM THE UTILITY FUND FOR THE  
GO BOND DEBT SERVICE FUND IN ANTICIPATION OF TAXES**

---

**RESOLUTION TO BORROW FUNDS FROM THE UTILITY FUND FOR THE  
GO BOND DEBT SERVICE FUND IN ANTICIPATION OF TAXES**

WHEREAS, the City of Hernando, a lawful municipality of the State of Mississippi, is acting pursuant to the power and authority vested to the governing authorities to borrow money for the current expenses of such municipality in anticipation of the ad valorem taxes to be collected for the current fiscal year pursuant to Section 21-33-325 of the Mississippi Code of 1972, Annotated, as Amended; and

WHEREAS, the City of Hernando has a need to borrow funds from the municipal Utility Fund Treasury account to pay current expenses in the GO Bond Debt Service Fund; and

WHEREAS, the amount to be borrowed shall not exceed fifty percent (50%) of the anticipated, but uncollected, revenue to be produced by the current tax levy, against which such money is borrowed; and

WHEREAS, the City of Hernando has the authority to set the interest rate.

*BE IT RESOLVED, that the City of Hernando, acting through its Mayor and Board of Aldermen, has determined the need to borrow for the GO Bond Debt Service Fund, Two Hundred Thousand Dollars (\$200,000.00), at zero interest, for a period not to exceed repayment by March 15, 2021. Said funds shall be transferred from the General Fund to the GO Bond Debt Service Fund as needed.*

Motion was duly made by Alderman Miller and seconded by Alderman Higdon to adopt the foregoing "Resolution to Borrow Funds from the Utility Fund in Anticipation of Taxes". A roll call 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.

WITNESS our signatures on this the 17<sup>th</sup> day of November, 2020.

ATTEST:

\_\_\_\_\_  
Tom Ferguson, Mayor

\_\_\_\_\_  
Katie Harbin, City Clerk

**ADOPT RESOLUTION TO BORROW FUNDS FROM THE UTILITY FUND FOR THE  
GENERAL FUND IN ANTICIPATION OF TAXES**

---

**RESOLUTION TO BORROW FUNDS FROM THE UTILITY FUND TO THE  
GENERAL FUND IN ANTICIPATION OF TAXES**

WHEREAS, the City of Hernando, a lawful municipality of the State of Mississippi, is acting pursuant to the power and authority vested to the governing authorities to borrow money for the current expenses of such municipality in anticipation of the ad valorem taxes to be collected for the current fiscal year pursuant to Section 21-33-325 of the Mississippi Code of 1972, Annotated, as Amended; and

WHEREAS, the City of Hernando has a need to borrow funds from the municipal Utility Fund Treasury account to pay current expenses in the General Fund; and

WHEREAS, the amount to be borrowed shall not exceed fifty percent (50%) of the anticipated, but uncollected, revenue to be produced by the current tax levy, against which such money is borrowed; and

WHEREAS, the City of Hernando has the authority to set the interest rate.

*BE IT RESOLVED, that the City of Hernando, acting through its Mayor and Board of Aldermen, has determined the need to borrow for the General Fund, Four-Hundred Thousand Dollars (\$400,000.00), at zero interest, for a period not to exceed repayment by March 15, 2021. Said funds shall be transferred from the Utility Fund to the General Fund as needed.*

Motion was duly made by Alderman Harris seconded by Alderman Higdon to adopt the foregoing "Resolution to Borrow Funds from the Utility Fund to the General Fund in Anticipation of Taxes". A roll call vote was taken with the following results:

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

Those voting "Nay": None.

WITNESS our signatures on this the 17<sup>th</sup> day of November, 2020.

ATTEST:

\_\_\_\_\_  
Tom Ferguson, Mayor

\_\_\_\_\_  
Katie Harbin, City Clerk

---

**AUTHORIZE TO ADVERTISE TO RECEIVE INTEREST RATE QUOTES FOR A TAX  
ANTICIPATION LOAN**

---

Motion was duly made by Alderwoman Brooks and seconded by Alderman Hobbs to authorize to advertise to receive interest rate quotes for a Tax Anticipation Loan. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

**AUTHORIZE THE MAYOR TO SIGN THE TEMPORARY CONSTRUCTION  
EASEMENT FOR LOT'S 16 AND 17 IN IVY MANOR SUBDIVISION, PHASE II**

---

Mayor Ferguson stated that the total cost is \$7,250, the lot owner will pay \$4,000 and the City will pay \$3,250.

Motion was duly made by Alderman McLendon and seconded by Alderman Higdon to authorize the Mayor to sign the Temporary Construction Easement for Lot's 16 and 28 in Ivy Manor Subdivision, Phase II. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

**ADOPT REDISTRICTING ORDINANCE**

---

**ORDINANCE ADOPTING REAPPORTIONMENT OF CITY WARDS OF THE  
CITY OF HERNANDO, MISSISSIPPI**

WHEREAS, pursuant to Sections 21-3-7, 21-3-15 and 21-8-7 of the Mississippi Code of 1972, Annotated as Amended, the Board of Aldermen of the City of Hernando, Mississippi, is authorized to fix and alter the ward boundaries of the City of Hernando, Mississippi;

WHEREAS, the data from the 2010 Census as provided to the City of Hernando, Mississippi, has indicated that the variances among the wards of the City of Hernando, Mississippi, were outside of the approved tolerances of the one-man, one-vote doctrine of as found in the Equal Protection Clause of the Fourteenth (14<sup>th</sup>) Amendment to the United States Constitution;

WHEREAS, the Board of Aldermen of the City of Hernando, Mississippi, has utilized the services of several consultants to assist in the redistricting process;

WHEREAS, the Board of Aldermen of the City of Hernando, Mississippi, has worked with the consultants to develop a plan for the redistricting of the city wards using the following criteria: (1) the difference in population between the least populous and most populous wards shall not exceed ten percent (10%) of the ideal population for all wards (one person one vote); (2) the ward plan shall be established in a manner that ensures fair and effective representation of all minority groups residing in the municipality including compliance with Section 2 of the Voting Rights Act of 1965, as amended; (3) ward lines shall keep intact communities with established ties of common interest and association, whether historical, racial, economic, ethnic, religious or other; (4) each ward shall be contiguous; (5) each ward shall be as compact as possible; (6) each ward shall follow natural geographic boundaries, where possible; (7) and incumbents

shall be separated into individual wards to the extent practicable, but only if such action does not affect adherence to the primary criteria stated herein;

WHEREAS, on October 19<sup>th</sup>, 2020, the Board of Alderman of the City of Hernando, Mississippi, considered the proposed draft plans, which consisted of a total of six (6) plans;

WHEREAS, the Board of Aldermen of the City of Hernando, Mississippi, has determined that the redistricting plan titled as "City of Hernando 2020 Ward Plan 1 " as developed by the consultant, Central Mississippi Planning & Development District satisfies the redistricting criteria and should be adopted.

IT IS, THEREFORE, ORDERED by the Board of Aldermen of the City of Hernando, Mississippi, as follows:

1. That, subject to the provisions stated below, the Board of Aldermen of the City of Hernando Mississippi, is hereby divided into six wards with the boundaries of the wards set forth in a map which accurately depicts the wards boundaries, attached hereto and incorporated herein by reference as Exhibit "A".

2. That the pertinent 2010 Census population variance and population of the wards described in the above-referenced map are contained in the tables as found on the map attached hereto as Exhibit "A" and the same are incorporated herein by reference as if fully copied in words and figures herein;

3. That in the event of a conflict between the ward legal descriptions which are attached hereto as Collective Exhibit "B", the same consisting of four pages, to this ordinance and the map which is an exhibit to this ordinance and to which reference is hereby made as if fully copied in words and figures herein, the map shall be considered controlling;

4. That this ordinance shall take effect and be in force upon satisfaction of the condition subsequent specified below subject to the following provision: All incumbent Aldermen/Alderwomen shall continue to serve until their present terms of office have expired and their successors have been duly qualified, elected, and take office;

5. That in the event this ordinance shall take effect and be in force upon the satisfaction of the condition subsequent specified below, the authorized officials shall proceed to revise the registration books and poll books of the City of Hernando, Mississippi, in such a manner as is necessary to change the registration books of the voting precincts affected thereby to be so changed as to conform to the change of wards and precincts and to contain only the names of qualified electors in the voting precincts as made by the change of boundaries and to reassign those registered voters whose wards are changed by this ordinance and to notify such persons by United States Mail, postage pre-paid, of their reassignment as soon as practicable when accomplished;

6. That in the event this ordinance shall take effect and be in force upon the satisfaction of the condition subsequent specified below, this ordinance shall supersede any prior orders of the Board of Aldermen of the City of Hernando, Mississippi, regulating the boundaries of wards;

7. That, pursuant to Miss. Code Ann. §21-13-11, as amended, the city clerk is hereby authorized and directed to publish this ordinance with all attachments hereto and all its exhibits after adoption for one week in *The Desoto Times-Tribune*, a newspaper having a general circulation in Hernando, DeSoto County, Mississippi.



SO ORDERED, this the 17th day of November, 2020, upon motion of \_\_\_\_\_, seconded by \_\_\_\_\_, and the following roll call vote:

	YES	NO
ALDERMAN BRYANT	_____	_____
ALDERWOMAN BROOKS	_____	_____
ALDERMAN HARRIS	_____	_____
ALDERMAN HIGDON	_____	_____
ALDERMAN HOBBS	_____	_____
ALDERMAN MCLENDON	_____	_____
ALDERMAN MILLER	_____	_____

Having received a majority of affirmative votes, the Mayor declared that the ordinance was carried and adopted as set forth above on this the 17<sup>th</sup> day of November, 2020.

**CITY OF HERNANDO, MISSISSIPPI**

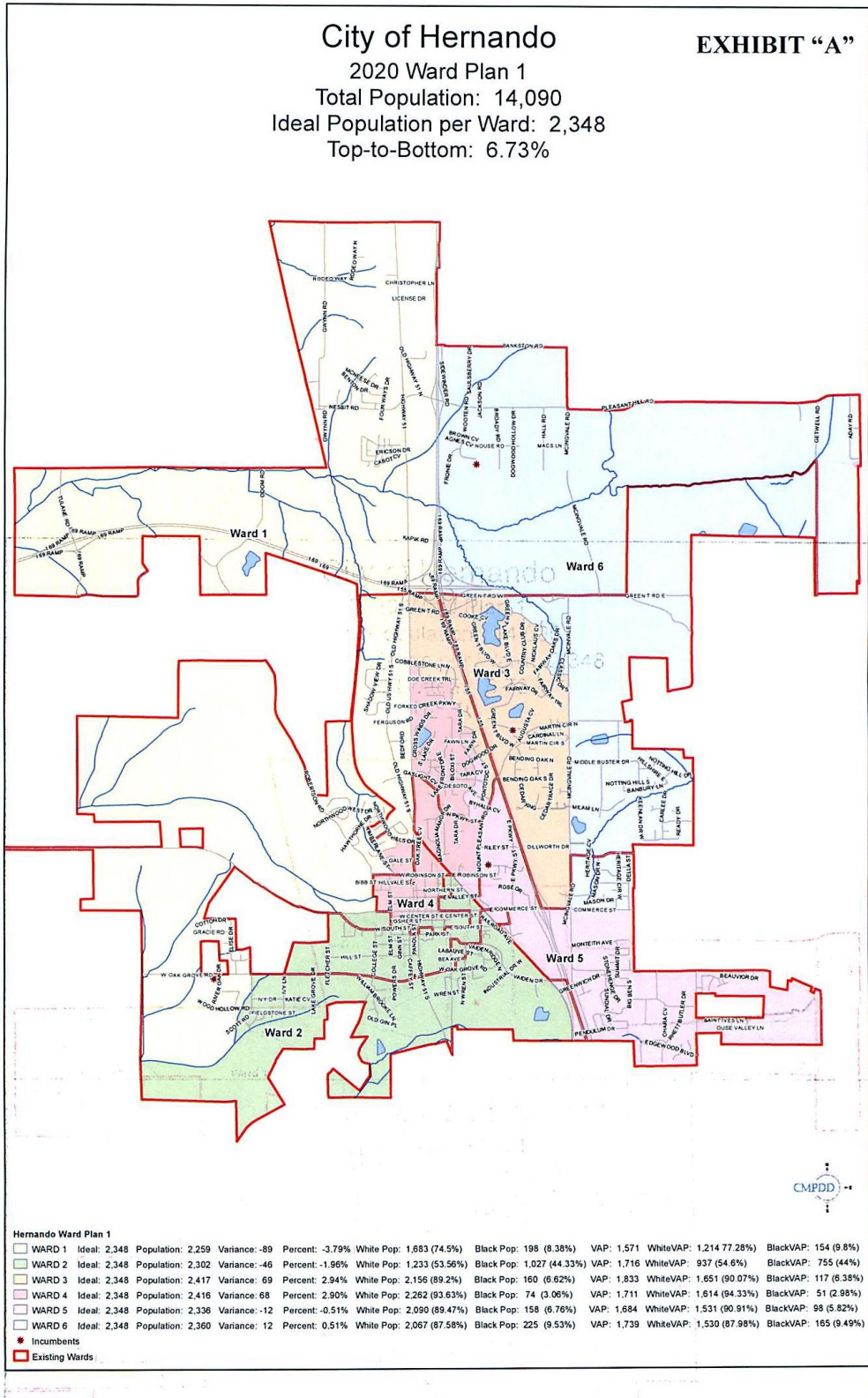
**BY:** \_\_\_\_\_  
**TOM FERGUSON**  
**MAYOR**

**ATTEST:**

\_\_\_\_\_  
**KATIE HARBIN**  
**CITY CLERK**

**(S E A L)**

20-112



**COLLECTIVE EXHIBIT "B"**

## DESCRIPTION OF HERNANDO WARD 1 CITY OF HERNANDO

Beginning at the intersection of Green T Road and the centerline of Interstate Highway 55; thence north along Interstate 55 to a point in the north Hernando City Limits line to a point in the south right of way of Star Landing Road; thence west along the Hernando City Limits line the following calls: thence west 7460 feet more or less along the south right of way of Star landing Road to the west right of way of the Grenada Rail Road; Thence southward 10,560 feet more or less along said west right of way to a point on said City Limits line; thence east 13,300 feet along said City Limits line to a point; thence south 5280 feet to a point; thence east 2600 feet to a point; thence north 60 feet to a point; east 2600 feet to a point in the west right of way of Tulane Road; thence northward 910 feet more or less to a point; thence north 1850 feet to a point; thence east 2640 feet along the south right of way of I-269 to a point; thence south 2720 feet along the west line of Section 35 to a point; thence east 2640 feet to a point; thence north 2070 feet more or less to in the south right of way of I-269; thence east 4280 feet along said right of way to a point in the west right of way of the Grenada Rail Road; thence south along said west right of way 5800 feet more or less to a point; thence west along the north line of Section 12 to a point; thence south along the east line of Section 11 a distance of 2890 feet more or less to a point; thence west 650 feet to a point in the west right of way of Robertson Road; thence north 6190 feet more or less along said west right of way to a point in the south right of way of Pine Tree Road; thence west 4020 feet along said south right of way to a point ; thence south 2640 feet along the west line of the Banks property to a point; thence west 3907 feet to a point in the east right of way of Tulane Road; thence south 3630 feet more or less along said east right of way to a point; thence east 372 feet to a point; thence south 307 feet to a point; thence east 2821 feet along the north line of Lamar Place Subdivision to a point; thence south 1105 feet more or less to a point on the north right of way of Hwy 304 ( now called West Commerce; thence west 2790 feet more or less along said right of way to a point; thence south 2140 feet more or less along the west line of the Banks property to a point; thence west 550 feet more or less to a point; thence south 600 feet more or less to a point; thence east 2640 feet along the south line of the Banks property to a point in the half line of Section 15;

thence south 6500 feet more or less along the city limits line to the intersection with an existing ditch, said point being a corner of Ward 2; thence northeastward along a common line with Ward 2 and said ditch within Montclair Subdivision 4250 feet more or less to the intersection of said ditch with the centerline of Scott Road; thence north 465 feet more or less along Scott Road to the intersection with West Oak Grove Road; thence north 1200 feet along the centerline of Scott Road to a point; thence west 650 feet along a north line of Weatherby Subdivision to a corner; thence north 1423 feet along said subdivision line to a corner; thence west 1400 feet to the northwest corner of said subdivision; thence northeast 2500 feet along a property line to a point in the centerline of West Commerce; thence southeastward 5000 feet more or less to a point and being the northwest corner of Ward 2; thence east along West Commerce Street to a corner of ward 4; thence north 385 feet more or less along the west line of lot 4 of the Hernando West Region One Phase One Subdivision to the northwest corner of said lot 4; thence west 173 feet more or less to a point; thence north 1211 feet more or less along a line identified as the west line of the Fairview Heights Subdivision to a point in the centerline of West Robinson Street; thence east 900 feet along West Robinson Street to the intersection with the centerline of Timberlane Street; thence north 1085 feet along Timberlane to the intersection with the centerline of Ludlow Drive; thence northeastward 1070 along Ludlow Drive to the intersection with the centerline of Northwood Hills Drive; thence east 710 feet along Northwood Hills Drive with the intersection of the centerline of Highway 51; thence north 9900 feet more or less along Highway 51 to the intersection with the centerline of Green T Road ; thence east 1470 feet along Green T Road to the point of beginning of Ward 1

## DESCRIPTION OF HERNANDO WARD 2 CITY OF HERNANDO

Beginning at the intersection of the Hernando South City Limits line and the center of the Grenada Railroad; thence northwestward along the centerline of said Grenada Road to the intersection of said rail road with the centerline of Robinson Street; thence west along said street centerline to the intersection Northview Street; thence south along Northview Street to the intersection with the centerline of West Center Street; thence east along West Center Street to the intersection with the centerline of School Street; thence south along School Street to the intersection of the centerline the of Losher Street; thence west along the centerline of Losher Street to the intersection with the centerline of Elm Street; thence north along Elm Street to the intersection with the centerline of West Commerce Street; thence west along West Commerce Street to a point on West Commerce Street, said point being a projection of the west line of the Kelly tract and a current Hernando City Limits line; thence south along said City Limits line to the southwest corner of said Kelly tract; thence west along the City Limits line to the northwest corner of the Collins property; thence south along the City Limits line to a point in the center of West Oak Grove Road; thence west along Oak Grove Road to the intersection with the centerline of Scott Road; thence south along the centerline of Scott Road 465 feet more or less to the intersection of an existing drainage ditch with Scott Road; thence southwestward along said drainage ditch through Montclair Subdivision 4250 feet more or less to the intersection with the west line of the Hernando City limits; thence south 1680 feet more or less along the said City Limits line to the southwest corner of said Hernando City Limits Line; thence eastward along the south City Limits line the following calls: eastward 5372 feet along the south line of Section 22 to a point; thence south 548 feet along the Burton property to a point on the north right of way of Robertson Gin Road; thence northeastward 1080 feet along said right of way to a point; thence northwestward 1313 feet to a point; thence northeastward 776 feet to a point; thence northeastward 667.57 feet to a point in the south line of Montclair Subdivision; thence east 1359.97feet along said subdivision to a point; thence north 250 feet; thence east 1483 feet to a point in the west right of way of Robertson Gin Road; thence north 50 feet to a point on said right of way; thence west 800 feet to a point; thence north 900 feet to a point; thence east 50 feet to a point; thence north 576 feet to a point; thence east 1611 feet along the south line of the Hernando School lot to a point in the East right of way of Robertson Gin Road; thence south 1640 feet along said

right of way to a point; thence east 642 feet along the south line of Williams Brook Subdivision to a point; thence south 506.1 feet to a point; thence southeastward 989.7 feet to a point; thence northeastward 358.0 feet to a point; thence northeastward 678.0 feet to a point; thence south 117.3 feet to a point; thence southwest 2155.5 feet along a ditch to a point; thence northwest 1548.48 feet to a point; thence southwest 251.7 feet to a point; thence south 1053.58 feet to a point; thence east 2663.79 feet along the south line of Section 24 to a point; thence north 1963.18 feet to a point; thence eastward 2425 feet more or less along the original George Banks Estate line to a point in the west right of way of Hwy 51; thence south 100 feet to a point; thence east 100 feet to a point; thence south 196.6 feet to a point; thence northeastward 161.0 feet to a point; thence north 260.2 feet along the west right of way of Magnolia Drive to a point; thence north 800 feet along said west right of way to a point; thence east 268 feet to a lot corner; thence south 203.29 feet to a lot corner; thence east 1429.45 feet along the south line of Magnolia Gardens Subdivision to a point; thence east 958.28 feet along the south line of the Industrial Park property to a point; thence south 588.6 feet to a point; thence east 2640 feet more or less to the point of beginning and being the southeast corner of Ward 2 and a common corner with ward 5.

## DESCRIPTION OF HERNANDO WARD 3 CITY OF HERNANDO

Beginning at the intersection the centerline of East Commerce with the centerline of McIngvale Road; thence north 9975 feet along said McIngvale Road to the intersection with the centerline of Club House Drive; thence west along Club House Drive 1050 feet to the intersection with Fairway Oaks Drive; thence north along Fairway Oaks Drive 950 feet to the intersection of Palmer Drive; thence west ward along Palmer Drive 2500 feet to the intersection with the centerline of Green T Lake Blvd East; thence north 760 feet along Green T Lake Blvd. East to the intersection with the centerline of Green T Road; thence west 4375 feet along Green T Road to the intersection with the centerline of Highway 51; thence south 2360 feet along Highway 51 to the intersection with the centerline of Cobblestone Lane; thence east 420 feet along Cobblestone Lane to the intersection with the centerline of Doe Creek Trail North; thence south 500 feet along Doe Creek Trail North to the intersection with the centerline of Doe Creek Trail; thence east 1510 feet along Doe Creek Trail to the intersection with the centerline of Cobblestone Lane; thence south 963 feet along Cobblestone Lane to the intersection with Fork Creek Parkway; thence east and south along the centerline of Fork Creek Parkway and Tara Drive 1333 feet to the intersection with Fawn Drive North; thence southward 1300 feet along Fawn Drive North to the intersection with the centerline of Pontotoc Drive; thence south 2590 feet along Pontotoc Drive to the intersection DeSoto Ave; thence east 350 feet along DeSoto Ave to the intersection with Mt. Pleasant Road; thence north 973 feet along Mt. Pleasant Road to the intersection with the centerline of Interstate 55 Highway; thence south 5850 feet along Interstate 55 Highway to the intersection with the centerline of East Commerce Street; thence east along East Commerce to the point of beginning of Ward 3.

## DESCRIPTION OF HERNANDO WARD 4 CITY OF HERNANDO

Beginning at the intersection of the centerline of the Grenada Railroad with the centerline of East Robinson Street; thence west 570 feet along East Robinson Street to the intersection of Northview Street; thence south 1730 feet along Northview Street to the intersection with the centerline of West Center Street; thence east 220 feet along West Center Street to the intersection with the centerline of School Street; thence south 200 feet along School Street to the intersection with the centerline the of Losher Street; thence west 2300 feet along the centerline of Losher Street to the intersection with the centerline of Elm Street; thence north 390 feet along Elm Street to the intersection with the centerline of West Commerce Street; thence west along West Commerce Street a distance of 525 feet more or less to a point; thence north 385 feet more or less along the west line of lot 4 of the Hernando West Region One Phase One Subdivision to the northwest corner of said lot 4; thence west 173 feet more or less to a point; thence north 1211 feet more or less along a line identified as the west line of the Fairview Heights Subdivision to a point in the centerline of West Robinson Street; thence east 900 feet along West Robinson Street to the intersection with the centerline of Timberlane Street; thence north 1085 feet along Timberlane to the intersection with the centerline of Ludlow Drive; thence northeastward 1070 feet along Ludlow Drive to the intersection with the centerline of Northwood Hills Drive; thence east 710 feet along Northwood Hills Drive to the intersection with the centerline of Highway 51; thence north 7600 feet along Highway 51 to the intersection with the centerline of Cobblestone Lane; thence east 420 feet along Cobblestone Lane to the intersection with the centerline of Doe Creek Trail North; thence south 500 feet along Doe Creek Trail North to the intersection with the centerline of Doe Creek Trail; thence east 1510 feet along Doe Creek Trail to the intersection with the centerline of Cobblestone Lane; thence south 963 feet along Cobblestone Lane to the intersection with Fork Creek Parkway; thence east and south along the centerline of Fork Creek Parkway and Tara Drive 1333 feet to the intersection with Fawn Drive North; thence southeastward 1300 feet along Fawn Drive North to the intersection with the centerline of Pontotoc Drive; thence south 710 feet along Pontotoc Drive to the intersection Dogwood Drive; thence west 400 feet along Dogwood Drive to the intersection with the centerline of Tara Drive; thence south 3300 feet along Tara Drive to the intersection with the centerline of North Parkway;



thence east 560 feet along North Parkway to the intersection with the centerline of Mt. Pleasant Drive; thence south 2240 feet along the centerline of Mt. Pleasant Drive to the centerline of East Robinson Street; thence west along East Robinson Street to the Grenada Road and the point of beginning of Ward 4.

## DESCRIPTION OF HERNANDO WARD 5 CITY OF HERNANDO

Beginning at the intersection of the centerline of the Grenada Railroad with the centerline of East Robinson Street; thence southeast along the centerline of the Grenada Railroad to a point in the south Hernando City Limits Line; thence east along the said City limits line the following calls: thence east 2640 feet along the half section line of Section 20 to the northwest corner of Edgewood Subdivision; thence south 1332 feet to the southwest corner of said subdivision; thence east 2696 feet along the south line of Edgewood Subdivision to a point in the west right of way of Jaybird Road; thence north 1600 feet more or less along said right of way to a point; thence east 1300 feet more or less along the south line of St. Ives Subdivision to a point; thence south 331 feet to a corner of said subdivision; thence east 4066 feet more or less along the south line of said subdivision and the south line of the Gilbreath tract to a point in the west right of way of Getwell Road; thence north 1700 feet along said right of way to a point in the south right of way of Holly Springs Road; thence west 150 feet along said right of way to a point ; thence south 340 feet to a lot corner; thence west 300 feet to a lot corner; thence north 310 feet to a lot corner and a point in the south right of way of Holly Springs Road; thence west 810 feet along said right of way to a point; thence south 190 feet to a lot corner; thence west 210 feet to a lot corner; thence south 390 feet to a lot corner; thence west 780 feet to a lot corner and a point in the east line of Jefferson Subdivision; thence north 632.46 feet along said east subdivision line to a point in the south right of way of Holly Springs Road; thence west 3240 feet along said south right of way to a point in the east right of way of Jaybird Road; thence west 2680 feet along said south road right of way to a point in the half section line of Section 17; thence north 2640 feet more or less along said half section line to the intersection of the centerline of East Commerce; thence west 3900 feet along East Commerce to the intersection with the centerline of Interstate 55 Highway; thence northward 5850 feet along said interstate 55 to the intersection with the centerline of Byhalia Road; thence southwestward 973 feet along Byhalia Road to the intersection with the centerline of Desoto Road; thence west 350 feet along DeSoto Road to the intersection of the centerline of Pontotoc Street; thence northward 1920 feet along Pontotoc Street to the intersection with the centerline of Dogwood Drive; thence west 400 feet along Dogwood Drive to the intersection with the centerline of Tara Drive; thence south 3300 feet along Tara Drive to the intersection with North Parkway Street; thence east 560 feet along North Parkway Street to the intersection with the centerline of Mt Pleasant Road; thence south 2240

feet along Mt. Pleasant Road to the intersection with the centerline of East Robinson Street; thence west along East Robinson Street to the Grenada Rail Road and the point of beginning of Ward 5.

## DESCRIPTION OF HERNANDO WARD 6 CITY OF HERNANDO

Beginning at intersection of the Hernando City limits line with the centerline of East Commerce; thence west 2640 feet along East Commerce to the intersection with the centerline of McIngvale Road; thence north 9975 feet along said McIngvale Road to the intersection with the centerline of Club House Drive; thence west 1050 along Club House Drive to the intersection with Fairway Oaks Drive; thence north 950 feet along Fairway Oaks Drive to the intersection of Palmer Drive; thence west ward 2500 feet along Palmer Drive to the intersection with the centerline of Green T Lake Blvd East; thence north 760 feet along Green T Lake Blvd. East to the intersection of the centerline of Green T Road; thence west 2880 feet along Green T Road to the intersection with the centerline of Interstate Highway 55; thence north 11,400 feet along Interstate 55 to a point that is the projection of the Bankston Road Hernando City Limits line; thence east along the called Bankston Road Hernando City Limits line the following calls: thence east 1.1 miles, more or less, along the south right of way of Bankston Road to a point in the west right of way of Swinnea Road; thence south 2700 feet along the west right of way to a point on the south right of way of Pleasant Hill Road; thence east 2.0 miles, more or less, along the south right of way of Pleasant Hill Road to a point on the west right of way of Getwell Road; thence east 1850 feet, more or less, along the south right of way of Pleasant Hill Road to a corner of Aday Subdivision; thence south 3160 feet, more or less, along the east line of Aday Subdivision to a point in the south line of Section 27; thence west 100 feet, more or less, along said Section line to a point; thence south 5280 feet, more or less, along existing property lines to a point in the north right of way of Byhalia Road; thence west 1750 feet, more or less, along the north right of way of said Byhalia Road to a point in the east right of way of Getwell Road; thence north 2640 feet, more or less, along the east right of way of Getwell Road to a point on the half section line; thence west 1.0 miles, more or less, along the said half section line to a point on the west right of way of Tchulahoma Road; thence south 2640 feet, more or less, along the west right of way of said road to a point on the south right of way of Green T Road; thence south 1605.67 feet along said west right of way of Tchulahoma Road to a point; thence south 359.64 feet along the said west road right of way to a point; thence south 1614.0 feet along the west right of way of Byhalia Road (called 80 feet wide) to a point; thence south and westerly 403 feet along a curve in said west road right of way to a point; thence west 703.37 feet along the north right of way of Byhalia Road to a point; thence west 253 feet along said north road right of way to a point

in the east line of the Ready tract; thence north 1464 feet to the northeast corner of the Ready tract; thence west 1933.36 feet to the northwest corner of the Ready tract; thence south 858.21 feet along the west line of the Ready tract to a corner of the church lot; thence west 400 feet to the northwest corner of the church lot; hence south 980.95 feet along said west church property line to a point in the south right of way of Byhalia Road; thence east 575 feet along said south road right of way to a point in the half section line of Section 8; Township 3 South; Range 7 West; thence south along the half section line of Sections 8, a distance of 1200 feet, more or less, to the northwest corner of the Nottingham Subdivision; thence east 2178 feet along the north line of said subdivision to the northwest corner of the Roberson lot; thence south 439.4 feet to a corner of the Roberson lot; thence east 437 feet along the south line of said Roberson tract to a point in the west right of way of Jaybird Road; thence south 1000 feet along the west right of way to a point in the south line of the Nottingham tract; thence south along the west right of way of Jaybird Road and the east line of the Forest Meadows Subdivision 2640 feet, more or less, to the southeast corner of the Forest Meadows Subdivision; thence west 2640 feet, more or less, to the southeast corner of the Forest Meadows Subdivision; thence south 2686 along the City Limits line to the point of beginning of Ward 6.

Mayor Ferguson stated we've been over this quite some time, we've tabled it from the last meeting,

Alderman Miller stated I want to remind the history of this City with the Ward system. The Ward system was put into place in 1998 in time for the election in 1999. It was to ensure that adequate representation on this Board for all citizen for all of the City of Hernando when the Board went from 5 to 7 alderman. They did the same thing. They wanted to make sure all citizens of the City of Hernando were represented regardless of race. With that being said, they ensured that when the redistricting was done, the north area, Nesbit area, would have adequate representation. There again to ensure that every citizen of Hernando has equal representation.

"The plan that was approved by the Board by a vote 4 to 3 with Mayor Ferguson casting the tie breaking vote. The plan approved was not one of the plans (Alternate 2 & 5A) that was recommended by Tommie Cardin, that we are paying four hundred and something dollars an hour, the lawyer hired by the Board. He recommended those plans to the City to ensure that the citizens regardless of race, religion or color, are equally represented. The plan approved was plan 1, with a population of white 53.56% and black 44.33%. The voting population of white 54.6% and voting population of black 44%.

Existing plan population white 22.81% and black 76.81% voting white 25.88% and black 73.72%.

This plan had the greatest negative impact on the black voting strength which is a direct violation of section 2 of the voting rights act.

A lawsuit will be filed against this redistricting plan, you have an opportunity to do what is right and vote against what is before you tonight.

I am against any plan that will reduce/dilute black voting below 60% when it is 73.72% now.

This Board should be representing all citizens, regardless of race. But to take a minority district and dilute it from 73% and approving the worst plan that was before this Board, to 44% is unquestionable in violation of section 2 of the voting right act. Some was informed on this Board that because of the 10% deviation, you had to stay within 10% deviation. That's a false deviation. Even the lawyer that the Board hired told us so. I heard some on this Board say they want to stay constitutionally correct, so we are going to stay under 10%. One Alderman even made the statement that I'm going with the lowest percent I can find. This Board has an opportunity to not go down the same road that we were on prior to 1988. This board is attempting to go back. I think the reason they are attempting to go back, because it not a requirement to have pre clearance with the Justice Department and they think they can do whatever they want to do. It is not time to go back, it's time to move forward. It's not a violation to be outside the 10%.

I also request that my remarks and copies of plans being presented be made part of the minutes."

Alderman Harris stated which plan then would you recommend.

Alderman Miller stated I just made my statement for the record.

Alderman Harris stated my question to you is what plan do you recommend.

Alderman Miller stated if you look at all the plans, the Board approved the plan that's worse than any other plan. The plan that resembles the current plan the closest is Plan 5A. In plan 5A the voting population for whites is 49.74 %, blacks is 48.64%. Voting population for whites in plan 5 is 51.74%, blacks is 47.05%. In plan 2A that was recommended, white voting population 52.2%, blacks 45.6. In alternate plan 2 white voting population is 55.5%, black voting population is 43.4%. You have a 47% and a 44%.

Alderman Harris stated Plan 1 is the 44% that Alderman McLendon recommended.

Alderman Miller stated yes, and Alderman McLendon made the statement for the record that he was going with the lowest deviation that he could find.

Alderman McLendon stated to go along with the state guidelines. The state requires 5%.

Alderman Miller stated what.

Alderman McLendon answered in the senate and representative districts.

Alderman Miller stated we are in the City of Hernando dealing with a Ward system. Also dealing with the voting rights act, section 2. We were told by the attorney that we are paying \$450 per hour, but we didn't go with either of the plans he recommended.

Alderman McLendon asked did we ask the attorney if this plan was ok, that was presented.

Mayor Ferguson answered my relocation was the attorney said it was defensible.

Alderman McLendon stated does this not give more black voters than the other two, number wise.

Alderman Miller stated and it gave a greater number of white voters than the others did, that's why you have to look at the voter percentage.

Alderman Higdon stated isn't the deviation less than 4%.

Alderman McLendon answered 6%.

Alderman Miller stated that's if you do a straight redistricting, there again, when you're dealing with section two, y'all want to throw out section two. Section two is what requires that you can not dilute minority voting in a ward

Mayor Ferguson stated my understanding of that is that, Mr. Stockton you can help me with it, that's intentionally. Or is you can not intentionally dilute or you can dilute.

Kenny Stockton answered you cannot dilute.

Alderman Higdon stated the whole purpose is one man one vote, and that's what we are trying to do.

Mayor Ferguson stated the City of Hernando redistricted in 2008, for the 2009 election. With a population, that they did in house. The City did it themselves. The 2009 election went through. 2010 census was revealed. Only 390 residents was added from in house to population count to the census. In that when the census came out we were 96% out of balance. Does that make sense. We added 390 people. Added those 390 people brought us 96% out of balance. We went through 2013 election with no discussion of redistricting. A little bit of discussion, Mike G with the County sent the Mayor an email wanting all of the cities and the county to all get together and hire the same firm. To my knowledge, nothing done at the city level. 2016 comes around, discussions were there, we go through another election over 90% out of balance. When in 2020 right now with an election in 2021 coming up. Statue 21-8-7 says you'll do this within 6 months of the census.

Charlie Reese stated I sat where you sat, 31 years ago. I was part of that first group of the redistricting of the wards for Hernando MS, small town, North Ms. Everyone loved it because of the A'fair and all of the festivals we would have. A little black boy from the west side, of Hernando, was voted in and was one of the first African American's ever elected in the county of Desoto. For 31 years we have had representation in Hernando MS, for 31 years. You've heard of taxation without representation. We've had taxation with representation. My family, I've lived in Hernando for 64 years. All of my life. Went to school here. Went to school at Mississippi State. Went to school at Ole Miss. Got my doctorate degree. Love Mississippi. Could have left many times. I decided to raise my family here. My family went to Mississippi State. Graduated. And still live in Hernando, because we love this town. We believe that Hernando sets the example for all of the other municipalities in this county, that it can be done, and it can be done right. Because of all of the progressive minds of all of the Aldermen, from the past to the present. I believe you have it on the inside of you. This ordinance that you are about to present to the public is going to be an embarrassment to the City. It is not going to go unnoticed. This citizen, who pays taxes both where I live on the east side of town and I have property on the west side of town. I came down today to see where my taxes are going Joe. Pay a substantial amount of taxes here. Very proud of being a citizen of Hernando. No, you may not like what I say here tonight, but I am requesting you from the bottom of my heart, I speak for all of the African Americans that live in the county and the City of Hernando, don't fool with this. Don't mess this up. You're going to make yourself a mockery. When you can champion this and push yourself out front. Mr. Mayor there are African Americans in the City that voted for you, I know that for a fact. McLendon you meet me at Kroger "need your help Reese", I need your help. I'm here today, I need your help. Mr. Mayor I need your help. Let's not do this. You're my Aldermen, Higdon, right around the corner from me. We're neighbors. I'm requesting all of you. Harris your name is big like mine. The Reeses. The Harris' big here in Hernando. I'm asking all for you to re think this. This is wrong on all cause. Whatever back door meeting y'all have had, whatever decision you've already come up with. Re think it. And watch what happens. Watch how happy the people in this community will be. Re think it.



Leave it alone. You're about to vote on something that the company you hired didn't even recommend. Why not wait until the cense report comes out? You can wait. The statue says you can do it within 6 months, but you can wait if you choose to. Don't shake your head Mayor, you're the Mayor, you can. The Board of Alderman can vote on it if they want to. They can.

Mayor Ferguson asked what grounds are you basing that on

Charlie Reese stated I don't have to base it on any grounds. You're the Legislative body of this City and if you decide to wait until after the censes comes out, you can do that.

Mayor Ferguson stated that's up to the Board, I'm the Executive branch.

Charlie Reese stated Mr. Mayor, and I going to have my turn to speak.

Mayor Ferguson stated yes sir.

Charlie Reese all due respect. I respect all of you. I'm not yelling at you. I'm not a mad nigro coming and talking you. I'm not upset about anything. But I want you to know that this is wrong. 31 years taxation with repress now you're getting ready to take it away. We know how the votes roll in the City. We know how they are going to go in and vote. When I ran for Mayor, they told me out there on the street that they were going t o vote for me, went right inside and voted for someone else. I know how it goes. That's politics, and you all know. It doesn't matter, when you're unbalanced like that you're not going to get the results. What this sounds like is 'we got to get rid of these folks', I'm going to lay it out there to you. That's what it sounds like 'we got of get rid of these people'. I'm asking, requesting, look deep down in your heart. Like you fought for that cemetery, like you fought to get as Mayor here in Hernando, so that could take place. Fight for this. Come on Mayor, you can do it. You're the Mayor of Hernando MS. You're at the top of the stated. Everybody knows your name.

Alderman Higdon asked do you really feel like people sitting up here at this bench feel like you just got done saying we did. Or are you just condescending to us.

Charlie Reese stated I'm not condescending; I don't have time for that.

Alderman Higdon stated yes you are. You made a statement that we don't care

Charlie Reese stated you can not put words in my mouth.

Alderman Higdon stated I'm not going to put words in your mouth. But you're trying to put something in mine. I don't feel the way you said I feel.

Charlie Reese stated ok thank you. I appreciate that. Look down in your heart, change, do not vote for what you're about to vote for. If you feel that way do not vote for it.

Mayor Ferguson stated I have a statement to make. To my knowledge, the attorney's knowledge, Tommy Cardin, this must be done. Were wouldn't be where we are today if we weren't advised by our City attorney, is that correct Kenny.

Kenny Stockton stated I've said we've needed to redistrict for years.

Mayor Ferguson stated and the attorney in Jackson, Tommy Cardin, says this must be done. So I cant' wait sir. I've presented it to the board.

Alderman Harris asked what's at risk if we don't correct this.

Mayor Ferguson stated we spoke with Mr. Cardin, there is a good possibility, a lawsuit can cost the city somewhere around \$150,000. The election could be postponed. Or it could be thrown out if a lawsuit is filed.

Alderman Harris asked does it affect things like federal funds.

Mayor Ferguson answered I talked to Kenny about that, but we cannot confirm that, but it's a possibility.

Charlie Reese answered it does. When you redistrict, when you do this. For a long time many of your CDBG grants have been based on your minority population. Based on if you have a large population in one part of your town, you are more likely to get approval for grants for your infrastructure, for your street development. But when you dilute this ward the way you are diluting it, watch what happens. Watch what happens. As a member of the Board of Trustees for North Planning and Development, which I sit on. The City of Hernando is in place right now, with his ward being where it is, you could be in the running for more money to help the City. But don't do this. This is wrong. If you leave it the way it is, let the next administration deal with it. If it's yours then deal with it then.

Alderman Higdon asked what specific part do you totally disagree with.

Charlie Reese answered the big part is ward 2 has had a minority, majority in that ward.

Alderman Higdon stated but we are getting minority's all over the city now. I've got a lot in my ward that I didn't have 16 years ago when I started. But they're everywhere. And that's what were trying to do here. One man one vote

Charlie Reese stated this is history sir.

Alderman Higdon stated does the people out there know what one man one vote is. A vote on the west side of town means just as much as a vote on the east side of town.

Charlie Reese stated here is one thing, you are exactly right sir. Thad Cochran, last time he ran, there was a group of people that got him in office. That's all I have to say.

Alderman Harris stated Andrew, you made it real clear that if we go with plan 1 you'll be filing a lawsuit.

Alderman Miller stated I definitely will be filing a lawsuit.

Alderman Harris stated and that's fine. That's not a problem for me. But is there any one of these plans, that if any one of them were approved, would you not file a lawsuit regardless.

Alderman Miller stated what you have before you, you have to look at the total evidence, when this Board take and get the worse plan approved and there is a better plan out there then a lawsuit when filed you have a better chance of winning. But if there is another plan out there that is better and you totally bypass that plan, you're opening yourself up for a lawsuit, that I will be filing. I'm not telling no one what to do. I've made my statement before and again tonight. Since 1988 this Board made an concentrated effort to make sure everyone was represented in the city. When the Board went from 5 Aldermen to 7, made sure everyone was represented. This time it was because someone was white. They made sure someone outside of North Hernando was represented. With this plan here now, you're not only diluting ward 2, but you're taking half of that away from North Hernando, they may not have that representative they have now. You got two for one shot. I don't know which you wanted to get ride of most, but you got two for one.

Alderman Harris asked two for one meaning what.

Alderman Miller stated what we did in 1988 helped ward 2, when we went from 5 to 7 wards it helped North Hernando, Nesbit. The plan that was now approved it is splitting it in half and the plan approved 1988, it's taking ward 2 from 73% to 44%. I don't know what the intentions where, why it was done. But I do know those are the facts. Everyone is so scared tonight, but when we had the opportunity to redistrict before, some Aldermen here stated before they "didn't like plan 5a because no one can vote for me". Then that person isn't even running now. So I'm wondering why we have to stick to plan 1. My challenge would be miniscule if we went with the highest percentage we could get.

Mayor Ferguson stated I believe the highest percent was over the 10%, that was the debate.

Alderman Miller stated that is still legal. We're talking about one man one vote. I said that earlier. You can go outside the 10 % deviation, its allowable. In section 2 voting rights act, I know y'all don't like section 2, but it's the law and it still there. We don't have to have the pre-approved by the Justice Department, but section 2 is still law.

Alderwoman Brooks asked how many years have we not actually been under 10%.

Mayor Ferguson answered since 2010.

Alderman Miller stated two elections. It's not like the sky is falling in this election.

Alderwoman Brooks stated when we first started talking about redistricting my understanding was we were going to have good numbers. Then when we came in a looked at those first group of plans, that was the first I had heard that they weren't using current numbers, they were numbers from 2010. So the base of all of these options are still based on 2010 numbers. That's

10 years again. And that is the reason I said at that point, I did not understand why we are spending all of the money to try to redistrict now, when we know we will have 2020 numbers in 12 months or less. Then would be an opportune and appropriate time to look at redistricting.

Alderman Higdon asked Mr. Reese did you say we could delay the action on this tonight until we get the census numbers where we have accurate numbers to deal with and make a lot better decision.

Charlie Reese stated I don't know what the rush is.

Alderman Higdon stated I though you said we could do that without any ramification.

Charlie Reese stated you are going to have ramifications now, you're about to get a lawsuit

Alderman Higdon stated I don't know why we'd file a lawsuit if we are waiting to get better numbers. I don't think Andrew would file a lawsuit on that.

Charlie Reese stated why not wait until you have better numbers.

Alderman Higdon stated that's what I wanted from the beginning. I was told I couldn't do that.

Charlie Reese stated I appreciate you wanting to do that, and that's exactly what I'm asking you to do. Why the rush.

Alderman McLendon stated this will be the third election we've gone.

Charlie Reese stated why are we in a rush, we did it for three.

Mayor Ferguson stated why should be do it in 2021.

Charlie Reese stated exactly.

Mayor Ferguson stated why should we ever do it.

Alderman Hobbs stated because the census comes out in 2021

Mayor Ferguson stated what does that matter

Alderman Hobbs stated what does it matter now, you have over 7,000 people that you didn't have in the 2010 census. Those numbers mean nothing right now.

Mayor Ferguson stated so we want to follow the law in 2021 but we don't want to follow the law now.

Alderman Hobbs stated well you didn't want to follow it in 2016 when I told you to, or 2017 when you got elected. What's up with that, why is it so important now Mayor.

Mayor Ferguson stated it's been important.

Alderman Hobbs stated really, why'd you keep that other model from us.

Mayor Ferguson stated I didn't keep anything from you.

Alderman Hobbs stated yes you have you know damn well you have.

Alderman Harris stated here is exactly why we are here tonight. This started 5 years ago on the prior Board, nothing has been done. The city brought in an attorney that we hire, that is a legal expert. Why did we do that, we did it because we are out of compliance. We aren't out of compliance a little bit, we are out of compliance as a City 98%. Out of compliance.

Charlie Reese asked how long.

Alderman Harris stated he doesn't know the answer to that, but he'd say probably going back to.

Mayor Ferguson stated 2010 censuses.

Alderman Harris stated my point is that that's what led us to bring an attorney in here, to help us work through this, none of us are redistricting experts. The attorney was supposed to lead us through this he presented us option. We had plenty of meetings and conversations as a Board. And Andrew, with all due respect, I remember a statement that you stated you didn't care what option, you weren't going to be pleased with any of them. I understand why, if I'm over there walking in your shoes, I'd feel the same way. Jeff, I think I'm correct to say, correct me if I'm wrong, that you felt the same way. There is no plan that would come before us that y'all are going to be happy with. We took an oath to follow the laws of the Constitution of the United States and the Constitution of the State of MS to obey its laws. Today we are not obeying their laws, and haven't been since we've been out of compliance. So we bring in the attorney, we go through all of this for months. And here we are again tonight. We have plans of redistricting. If we don't do it we have the risk that I asked the Mayor about earlier, we are open to lawsuit, and my understanding it's going to come. We will have a couple of lawsuits coming to the City. That lawsuit I'm told could be anywhere from \$150,000 to \$175,000 of your and my tax dollars. Addition to that, as the mayor pointed out could be challenged and thrown out. What's that going to cost you in terms of tax money, another 7, 8, \$9,000. So the election is potin no good, we are looking at another lawsuit, we are 98.43 % out of compliance, we have to correct that. We took that oath. I'm not looking at color, I'm not looking at friendship, I'm not looking at family. I'm not looking at anything but compliance. We've been out of compliance for years. Jeff, we can wait two more years, but in that time, we could have a lawsuit, the election thrown out and we start all over. I personally don't think that's the right choice to make. All due respect to your comment's sir, Mr. Reese, I don't think that's the direction we need for us to go. So I'm prepared tonight to make a vote, I'm going to vote, right or wrong. We all have different opinions of what's right or wrong. I have mine. I love you Andrew, hate that we are in this position, but we are. I'm here tonight to try to correct it.

Alderman Miller stated don't direct that at me.

Alderman Miller stated one statement that you made we paid a lawyer money to direct us, but the plan being present tonight is not one he recommended.

Alderman Harris stated do you remember him saying any of those plans would work

Alderman Miller stated he gave us two options, 2 and 5A. We paid him the money to give us the options. He gave us plan 2 and plan 5A. What plan did you go with?

Alderman Harris stated Plan 1. It was presented to us by the prior company that we hired and spent money with.

Alderman Miller stated not for the one that we are paying \$450 an hour for.

Alderman Harris stated well the first company that this Board hired before I got here, was supposedly an expert in redistricting too. The attorney said any one of those plans are doable. The only plan that would possibly have to go to court to be challenged on was the one over the 10% in compliance.

Alderman Miller stated that's not what he said. He said any of the plans were defensible. He didn't say any others wouldn't go to court. He said any plan is defensible in court. He didn't say this plan must be done. He said he could defend. Didn't say he could win. And if you're paying \$450 an hour, they will defend it.

Alderman McLendon asked Mr. Stockton about paragraph 4, it is in the Ordinance that was done in 2010 or 2008.

Kenny Stockton stated I did not do that one.

Alderman McLendon read paragraph 4 out loud.

Alderman Higdon stated that's the whole matter right there.

Alderman McLendon stated so the challenge, it's not right for 3 of the wards to have 3500 population compared to 900 people population. That's the 2010 censuses. What's it going to be in the 2020 census. How do you draw it to be within 10%, there is no way. And Central MS was who did this for us. The number one plan that they did was the one that I made the motion on. They said this was the one that squares them up, it's easy to find.

Charlie Reese asked McLendon to read the first part of the paragraph again.

Alderman McLendon read the paragraph again.

Charlie Reese stated so you worked with a company to develop a plan, is the plan on the table now part of that plan.

Alderman McLendon answered yes sir. They gave us 6 plans and we had one left from the previous redistricting.

Charlie Reese stated and they recommended that one.

Alderman McLendon stated they recommended any of them. Plan 1 squares the wards up.

Charlie Reese stated the percentages of plan 1

Alderman McLendon stated 6 point something percent. Under the 10%

Alderman Hobbs stated the ten are irrelevant, you don't know what the population is.

Alderman McLendon stated it says not to exceed 10% of the number you're going by.

Alderman Hobbs stated but you're going by 2010, it doesn't make a difference.

Alderman McLendon stated why be out of whack for a third election.

Alderman Hobbs stated we have 7,000 people that came in. why didn't you say something for the last election, Mike, why. Why is it so important now Mike, why are you so concerned about getting a lawsuit today.

Alderman McLendon stated I'm not worried about a lawsuit, I'm worried about the citizens, it's not fair.

Alderman Hobbs stated no you're not.

Alderman McLendon stated now there are 5,000 in this ward.

Alderman Hobbs stated the way your dividing it, you don't have true numbers.

Alderman McLendon stated we are dividing it with the numbers we have.

Alderman Hobbs stated but they're not true. Where are you going to put the 7,000 people. Evenly throughout the wards.

Alderman McLendon stated 2400 people in each one.

Alderman Higdon stated I think everyone up here needs to take a look and say why am I doing this. Am I doing this because I'm making myself a lot easier re-election campaign. Or am I doing the right thing. I have sat up here and listened to it. It's not about the Aldermen, it's about the citizens and that's the way we should look at it.

Alderwoman Brooks stated If that's a true statement, then we would have gone there is a plan that takes the Aldermen out and squares it up.

Alderman Higdon stated are you telling me I'm not making a true statement.

Alderwoman Brooks stated listen, let me finish. There was a plan where they completely redrew everything and they took out where the Aldermen are currently living. If that is what you're looking for, to be totally fair, then that would be the one to go with.

Alderman Higdon stated I want to ask a question. Jeff how many votes did you get in the last election.

Alderman Hobbs answered I couldn't even tell you.

Alderman Higdon stated I can tell you, 17.

Alderman Hobbs stated I didn't have an opponent.

Alderman Higdon stated 17 people.

Alderman Hobbs stated is that what you're so mad about.

Alderman Higdon stated I had close to 4,000 in my ward.

Alderman Hobbs stated and you just about got beat didn't you.

Alderman Hobbs stated you're so worried about dividing the ones in my ward. Look I don't care, if we would have done this 3 years ago. But you are doing it 3 months before the election, but that's fine. Just the meeting we had before you were talking about "the people across the street can't even vote for me. I don't like this". You're not even going to run now.

Alderman Higdon stated that's exactly right. My whole ward, they took me out of the whole ward.

Alderman Hobbs stated you're not even going to run.

Alderman Higdon stated I made a decision not to run after some comments you made to Ben Piper and you're accusing me and the mayor of "getting together to get you an opponent you can beat". You made the statement. Ben Piper is right over there.

Alderman Hobbs stated and I'll stick to it.

Alderwoman Brooks stated I did feel blind sided when plan 1 was chosen, instead of the plan 2 or 5A that the attorney told us, that we narrowed it down to. I came to the meeting that those were the two we had to chose from. Out of the blue Mike decided he was going to make a motion for a different plan.

Alderman Higdon stated we can defend every one of them.



Alderman Hobbs stated to McLendon the night before we voted you told me you were voting for plan 2.

Alderman Harris asked Mike, why did you make that motion to go with Plan 1.

Alderman McLendon answered they square up the wards.

Alderman Hobbs stated you decided that in twenty-three hours. Because you told me the night before that was not what you were going to do. Then at the same time, as soon as you made that motion and it passed, someone made the comment that there's been some behind the door meetings and what did you say "I haven't meet no body" and that same night you told me that, you were at Windy City with that man down there, the Mayor.

Mayor Ferguson stated I haven't been to Windy City sir.

Alderman McLendon stated I haven't either.

Alderman Hobbs stated oh, good answer. Both of you meet the same night, had dinner together.

Alderman McLendon stated but the two people I did speak with were you.

Alderman Hobbs stated yeah, why did you lie to me Mike.

Alderman Harris stated that has nothing to do with why we are here tonight. The motion we're looking for is Plan 1. Mayor I'm ready to move forward.

Carolyn Richards stated you say you're working on old numbers; I don't see what the rush is either. You've waited this long. You know you have a census 2020 coming out, wait a little longer. You don't know that there will be a lawsuit, that is just something that may happen. But wait until you have good numbers, because in a few months from now, you know these numbers are no good. You're going to have to do all of this all over again. So just wait, cool it.

Mayor Ferguson stated that's not complying with the law.

Carolyn Richards stated no, but y'all don't know that there will be a lawsuit. Y'all are just thinking.

Mayor Ferguson stated there may not be one the other way either.

Alderman Higdon stated you don't know there's not going to be one either.

Mayor Ferguson stated there's going to be one on both sides.

Carolyn Richards stated y'all have been working with numbers that are not good, so whatever you pass tonight will be obsolete. I don't see what the rush is, you've waited this long. If you can't go with 2 or 5A, what you were first thinking about, then something got thrown in here, I just say wait.

Mayor Ferguson stated we are the only municipality that has not complied. The County complied in 2010.

Alderman McLendon asked Kenny if these wards would been, if this would have been adopted three years ago, would there had to been a special election.

Kenny Stockton answered no.

Alderman McLendon stated if one of the Aldermen had been drawn out of the ward. Redistricting.

Kenny Stockton answered no, it would apply for the next election.

Alderman McLendon asked what the different in taking those numbers three years ago and using them now.

Kenny Stockton answered this is y'all's decision.

Alderman McLendon stated there is no difference. If we would have taken these numbers three years ago, and did the exact same thing that we are doing tonight.

Alderman Hobbs stated three years ago we would have had a model. We could have tweaked it a little and maybe Alderman Miller would have been fine with that.

Mayor Ferguson asked Kenny to look at statue 21-8-7.

Alderman Hobbs stated but this behind closed door crap y'all been doing, I wouldn't

Alderman McLendon stated don't say that.

Alderman Hobbs stated I'm just stating what I think.

Alderman McLendon stated you're slandering.

Alderman Hobbs stated well that's what's been going on.

Kenny Stockton stated that he did want to say one thing, in all of the plans Mr. Cardin did say the only plan he wouldn't recommend is plan 4.

Mayor Ferguson asked Kenny to read the portion of 21-8-7 of when it must be done.

Kenny Stockton stated I think you're talking about 4C i, Kenny read the passage.

Mayor Ferguson stated so when the census came out in 2011, this should have been accomplished.

Kenny Stockton stated that would have been the time to redistrict.

Mayor Ferguson stated so it's not me, or you can say it's me. I believe in the laws of this nation and this state.

Alderman Miller asked is section 2 is the law too or not.

Mayor Ferguson answered it is.

Alderman Miller stated you said you wanted to comply with the law.

Mayor Ferguson stated but there was no intention of dilution.

Alderman Miller from 76% to 44% if it wasn't intentional, I wouldn't want to see what was intentional.

Mayor Ferguson stated I'm going by Tommy Cardin and Central Mississippi Planning and Development District.

Alderman Miller stated Plan 1 was not recommended by him Mayor. That's what you voted on to break the tie.

Alderman McLendon stated would we be saying the same thing from 76% to 49%. 5A.

Alderman Miller stated when you go from the minimum, the one you presented, what was the percentage.

Alderman McLendon answered 44%

Alderman Miller asked what is plan 5A

Alderman McLendon stated it's over the recommended 10%.

Alderman Miller stated no, what is the percentage of 5A.

Alderman McLendon answered 16, 17%.

Alderman Miller stated no, what is the percentage of minority vote in 5A.

Alderman McLendon stated 47, 48%.

Alderman Miller stated that is the question you just asked me.

Alderman McLendon stated so it's going from 77% to 47%.

Alderman Miller stated you got your plan from somewhere.

Alderman McLendon stated Central Mississippi.

Alderman Miller stated it wasn't from the attorney we are paying \$400 something an hour. He did not present that plan.

Alderman McLendon stated he said he could defend any of them.

Alderman Miller stated that's not what I said. Did he present that plan.

Aldermen McLendon stated he did not, but it draws the wards.

Alderman Harris stated he presented 2 and 5A. But he stated any of those plans will work.

Alderman Hobbs stated to correct you Alderman Harris in an earlier statement you said the majority of this Board voted for plan 1, the majority of this Board did not vote for Plan 1. We have a man that is sick and out and we'd already talked to him in one of these meetings, he would not go for that plan. So the majority did not go with this plan, it was half. The majority would have went with 5A at the time.

Mayor Ferguson stated McLendon did you want to make a motion.

Motion was duly made by Alderman McLendon and seconded by Alderman Harris to adopt the Ordinance Reapportionment of City Wards of the City of Hernando, Mississippi form, as drawn, waiving the reading. A vote was taken with the following results:

Those voting "Aye": Alderman Harris, Alderman Higdon, and Alderman McLendon.

Those voting "Nay": Alderman Miller, Alderwoman Brooks, and Alderman Hobbs.

Mayor Ferguson voted "Aye" to break the tie vote.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020

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**APPROVE UTILITY BILL ADJUSTMENT DOCKET**

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**Utility Bill Adjustment Docket**

11/17/2020

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

<u>House #</u>	<u>Street</u>	<u>Adjusted Amount</u>	<u>Reason for Leak Adjustment</u>
1	185 Getwell Rd S	86.90	broken lines under slab
2	800 Getwell Rd	625.45	busted pipe at the meter
3	1617 Keenlan Dr	97.77	busted line in yard

**WATER LEAK REPAIR VERIFICATION**

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

**Customer Information (please print)**

Name as it appears on bill Danny Carter  
Service address 185 Getwell Rd S  
Daytime phone number PO 277-0574

Do you rent the property at this address? NO If yes, the property owner or manager must complete the remainder of this form.

**REPAIR INFORMATION (please print)**

Property owner or managers name Danny Carter Date of repair 11/3/2020  
Daytime phone number PO 277-0574

Type of repair and location of property 2 lines leaking under slab  
in main bath, hot + cold. Reported leak  
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 Linda Carter  
For Office use only

Account Number 04-1710000 Billing period ending 10/31/20  
High month usage 33 minus 6 month average 11 = Amount of Adjustment 22  
\$ 86.40 Credit



Water Billing

WTR1111 Account Maintenance

Current Scan Order Account No: [ ] Chg 3 Count: [ ]

Account: 04-1710000 Name: CARTER, GAILLY

General Services Deposits Back Flow Rates Work Orders History Attachments

Billing History Payment History

Period	Code	Previous Reading	Present Reading	Consumption	Amount Due
11/30/2020	30				0.00
10/31/2020	30	1899	1932	33	133.60
09/30/2020	30	1874	1899	25	102.00
08/31/2020	30	1856	1874	18	74.35
07/31/2020	30	1846	1856	10	42.75
06/30/2020	30	1844	1846	2	16.00
05/31/2020	30	1840	1844	4	19.30
04/30/2020	30	1837	1840	3	16.50
03/31/2020	30	1839	1837	4	19.50
02/28/2020	30	1833	1839	6	25.95
01/31/2020	30	1830	1833	3	16.00
12/31/2019	30	1828	1830	2	17.60
11/30/2019	30	1826	1828	2	16.00

Print for the Period: From 11/05/2020 Thru 11/06/2020

Last Update Date: 01/21/2020@08:19:01 User: COHSVR3/JHavka

Print CM History Report

aug  
11

$$\begin{array}{r} 33 \\ - 11 \\ \hline 22 \end{array}$$

$$\begin{array}{r} 133.60 \\ 46.70 \\ \hline \$ 86.90 \text{ credit} \end{array}$$



**WATER LEAK REPAIR VERIFICATION**

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

**Customer Information (please print)**

Name as it appears on bill Highway Holiness Church  
Service address 800 Getwell Rd Nesbit MS  
Daytime phone number ( ) 901-937-9980

Do you rent the property at this address?  If yes, the property owner or manager must complete the remainder of this form.

**REPAIR INFORMATION (please print)**

Property owner or managers name \_\_\_\_\_ Date of repair \_\_\_\_\_  
Daytime phone number ( ) \_\_\_\_\_  
Type of repair and location of property \_\_\_\_\_

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

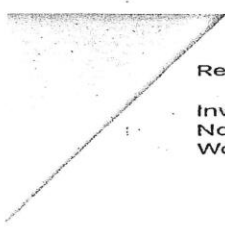
Signature Caulyn Wadley  
For Office use only

Account Number 041735800 Billing period ending 10-31-20

High month usage 181 minus 6 month average 1 = Amount of Adjustment 180

\$ 625.45 credit





Renfrow Heating Air & Plumbing, LLC

Invoice due from Renfrow Heating Air & Plumbing, LLC - \$1,605.00  
Nov 4, 2020 at 3:14:57 PM  
Worley.Carolyn@gmail.com



### Your Invoice from Renfrow Heating Air & Plumbing, LLC

Hi Highway Holiness Church,

Attached please find invoice #273328070 for your service.

Thank you.

**Invoice Number:** 273328070  
**Customer Name:** Highway Holiness Church  
**Service Address:** 800 Getwell Rd Nesbit, MS 38651

#### Services

##### Plumbing Services

\$1,500.00

Fixing a burst pipe at the meter  
Gate Valve from city is damaged and doesn't  
shut off completely  
2 inch service line had to be repaired live (with  
flowing water)  
7.5 hours labor for 2 Technicians (\$200.00 per  
hour)  
Price includes labor and equipment use (pumps  
to control water pooling)  
No charge for parts

*1116 11 CORRECT*



Renfrow Heating Air & Plumbing, LLC

\$1,605.00

Highway Heroes Church  
800 Gutwell Rd  
Nosee, MS 38651

8437 Industrial Dr. Ste C  
Olive Branch, MS 38954

walney.walsh@renfrow.com

901-306-2242  
jacob@renfrow.com

Service completed by:

PROJECT

Plumbing Service

\$1,500.00

Subtotal

\$1,500.00

Tax (Sales Tax 7%)

\$105.00

Total

**\$1,605.00**

PAYMENT DUE UPON COMPLETION - We Appreciate your Prompt Payment!  
"FINANCING OPTIONS NOW AVAILABLE" www.Renfrow-AP.com



CITY OF HERNANDO  
475 W. COMMERCE ST.  
HERNANDO, MS 38632-2197

**ACCOUNT INFORMATION**

Account Number 04-1735800  
Due Date 11/15/2020  
Cutoff Date 11/21/2020  
Amount Due 637.95

\*\*\*\*\*AUTO\*\*SCH 5-DIGIT 38637 Tray 1 : Piece 435  
Hwy Holiness Church  
2055 Highway 51 N  
Nesbit MS 38651-9431  
[Barcode]



**BUSINESS HOURS:**  
MONDAY - FRIDAY  
8:00 A.M. - 5:00 P.M.  
DAYTIME BUSINESS PHONE  
662-429-9092  
EMERGENCY NIGHT PHONE  
662-429-9096

SERVICE ADDRESS		BILLING PERIOD			
800 GETWELL RD		09/15/2020 THRU 10/15/2020			
SERVICE	CHARGE	PREVIOUS	PRESENT	USAGE	
WTR	637.95	2071	2252	181	
AMOUNT DUE	637.95				
LC (APPLIED AFTER 15 )	63.80				
AMOUNT DUE (AFTER 15 )	701.75				

Hernando Dickens of a Christmas & Open House 11/14 1pm-5pm, town square. Recreating a Victorian Era holiday atmosphere. Horse-drawn carriage rides, caroling, HHS choir & bell choir, selfies with Santa, wreath making & more!

YOUR CONSUMER CONFIDENCE REPORT IS AVAILABLE AT <http://cityofhernando.org/wp-content/uploads/2011/06/CCR-2017.pdf>.  
CCR REPORT IS AVAILABLE AT CITY HALL.  
TO AVOID DISCONNECTION AND A CHARGE OF \$40, PAYMENT MUST BE RECEIVED BEFORE 5PM ON THE 20TH OF THE MONTH. IF MAILING, PLEASE MAIL EARLY TO INSURE PAYMENT REACHES US ON TIME. FOR YOUR CONVENIENCE, BILLS MAY ALSO BE PAID ONLINE AT [WWW.CITYOFHERNANDO.ORG](http://WWW.CITYOFHERNANDO.ORG) OR BY BANK DRAFT.

PLEASE DETACH AND RETURN THIS PORTION IF PAYING BY MAIL

Account Number 04-1735800  
Service Address 800 GETWELL RD  
Amount Due 637.95  
Due Date 11/15/2020  
Amount Due After Due Date 701.75



CITY OF HERNANDO  
475 W. COMMERCE ST.  
HERNANDO, MS 38632-2197

HWY HOLINESS CHURCH  
2055 HIGHWAY 51 N  
NESBIT MS 38651-9431

Water Billing

WTR111 Account Maintenance

Account: 04-1738880

Current Scan Order Account No: Chg 3 Count

Name: [REDACTED]

General Services Deposits Back Flow Notes Work Orders History Attachments

Bill History Payment History

Period	Code	Previous Reading	Present Reading	Consumption	Amount Due
11/30/2020	10				0.00
10/31/2020	10	2071	2252	181	637.95
09/30/2020	10	2071	2071	000	12.50
08/31/2020	10	2071	2071	000	12.50
07/31/2020	10	2069	2071	2	12.50
06/30/2020	10	2069	2069	0	12.50
05/31/2020	10	2069	2069	0	12.50
04/30/2020	10	2069	2069	0	12.50
03/31/2020	10	2072	2074	2	12.50
02/29/2020	10	2071	2072	1	12.50
01/31/2020	10	2069	2071	2	12.50
12/31/2019	10	2066	2069	3	15.65
11/30/2019	10	2063	2066	3	15.65

Print for the Period: 11/06/2020 - 11/06/2020

Last Update: 04/21/2020 09:34:59 User: [REDACTED]

Print OM History Report

AVG  
1

637.95  
- 12.50  
-----  
625.45 Credit

**WATER LEAK REPAIR VERIFICATION**

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

**Customer Information (please print)**

Name as it appears on bill Charles Young

Service address 1617 Keenan Dr. Hernando, MS 38632

Daytime phone number ( ) 662-420-3833

Do you rent the property at this address? No If yes, the property owner or manager must complete the remainder of this form.

**REPAIR INFORMATION (please print)**

Property owner or managers name Charles Young Date of repair 9-22-20

Daytime phone number ( ) 662-420-3833

Type of repair and location of property replaced male fitting + 2 feet of 1 inch pipe

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 Charles B. Young II

For Office use only

Account Number 06-3304240 Billing period ending 10/31/20

High month usage 15 minus 6 month average 4 = Amount of Adjustment 11

\$ 97.77 credit





The leak was discovered on Friday, Sept-18, 2020.  
I called the city and left a voice mail and my  
call was returned that day. I was told a  
crew would come out on Monday. They did come  
out Monday and I was notified by phone of  
the problem. I contacted RW Heating, Air, Plumbing, Inc.  
and they came Tues morning (9/22) and repaired  
the leak.

Charles Young  
1617 Keenlan Dr.  
Hernando, MS 38632



Account: 06-3304240 History Detail

Reading Information: 03304240 YOUNG, CHARLES Billing Period: 10/01/2020

From: 09/15/2020 Date: 2020/10/01 Present: 335  
 To: 10/15/2020 Time: 11:00:00 Previous: 540  
 Used: 15

Billing Rates: Water Rate 10, Sewer Rate 10, Date 10/27/2020

Period	Code	Previous Reading	Pr
11/30/2020	10		
10/31/2020	10	540	
09/30/2020	10	535	
08/31/2020	10	531	
07/31/2020	10	523	
06/30/2020	10	521	
05/31/2020	10	518	
04/30/2020	10	516	
03/31/2020	10	509	
02/28/2020	10	512	
01/31/2020	10	505	
12/31/2019	10	501	
11/30/2019	10	498	

Prints for the Period: [ ]

Last Update: 02/10/2020

BBI Login: [ ]

Type	Billed
WTR	36.95
SVR	26.79
GRB	17.50
WAV	5.00
RECOPI	.00
RECYCLE	.00
RTCHRFEE	.00
DCRUA	37.60
HSC	.00
TAX	.00
I/C	.00
FEH	.00
LTX	.00
<b>Total Billed</b>	<b>163.84</b>

Date	Type	Amount
10/14/2020	PAYMENT	-74.64

Other Activity (Click on receipt to view)

Receipts: (Click on receipt to view)

Begin Balance >>> 74.64  
 Total Billed >>> 163.84  
 Balance >>> 163.84

Past 12 Months: High, Low, Avg, Delta

38.15  
 17.38  
 42.24  
 -----  
 \$ 97.77 credit

Account: 06-3304240

History Detail

05304240 [YOURIG, CHARLES] Billing Period: 08/31/2020

Reading Information: From 07/15/2020 To 08/15/2020 Date 20201008 Time 223100 Present 535 Previous 531 Meter 4

Billing: Water Rate 10 Sewer Rate 10 Date 08/26/2020

Period	Code	Previous Reading	Pr
11/30/2020	10		
10/31/2020	10	510	
09/30/2020	10	535	
08/31/2020	10	531	
07/31/2020	10	525	
06/30/2020	10	521	
05/31/2020	10	518	
04/30/2020	10	516	
03/31/2020	10	512	
02/28/2020	10	509	
01/31/2020	10	505	
12/31/2019	10	501	
11/30/2019	10	498	

Print for the Period

Last Update: 02/10/202

BB1 Login

Type	Billed
WTR	18.00
SVR	9.41
GR	17.50
VW	5.00
RECIII	.00
RECYCLE	.00
RECYFEE	.00
DCRJA	13.36
HSC	.00
TAX	.00
L/C	.00
PEI	.00
LTX	.00
Total Billed	66.07

Date	Type	Amount
08/14/2020	PAYMENT	-66.07

Other Activity (dbl click on receipt to view)

Receipt: (dbl click on receipt to view)

Balance >>> 66.07

Past 12 Months: High 15, Low 2, Avg 4, Delta 0

Account Maintenance

Account: 06-3204240

General Services Deposits Back Flow Notes Work Orders History Attachments

Home FOUND, CHARGES

Billg History Payment History

Period	Code	Previous Reading	Present Reading	Consumption	Amount Due
11/30/2020	10				0.00
10/31/2020	10	540	535	5	103.84
09/30/2020	10	535	540	5	74.64
08/31/2020	10	531	535	4	66.07
07/31/2020	10	525	531	6	83.56
06/30/2020	10	521	525	4	66.07
05/31/2020	10	518	521	3	57.50
04/30/2020	10	516	518	2	48.03
03/31/2020	10	512	516	4	66.07
02/28/2020	10	509	512	3	57.50
01/31/2020	10	505	509	4	66.07
12/31/2019	10	501	505	4	66.07
11/30/2019	10	498	501	3	57.50

Print for the Period: 11/01/2020 - 11/30/2020

Last Update: 10/27/2020 09:42:30

User: ECHSVWG/Edward

Print Old History Report

4 Avg

15  
 4  
 ---  
 11

Motion was duly made by Alderman Miller and seconded by Alderman Higdon 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 Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Harris.

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

APPEAL WATER LEAK ADJUSTMENT DENIAL FOR TIFFANY HILL

Tiffany Hill

Period	Code	Previous Reading	Present Reading	Consumption	Amount Due
11/30/2020	30	80	85	5	0.00
10/31/2020	30	76	80	4	121.31
09/30/2020	30	2	76	74	716.96
08/31/2020					0.00

5,000 usage = 58.70  
 716.96  
 58.70  
 \$ 658.26 credit

normal adjustment procedure

18,000 usage = 182.72  
 716.96  
 182.72  
 \$ 534.24 - credit

adjustment if the bill usage was 18,000

The screenshot shows a software application window titled "Water Billing" with a menu bar including "Utilities" and "Exit". Below the menu bar is a toolbar with icons for "File Maintenance", "Billing", "Collections", "Past Due Processing", "Inquiry/Reports", "Work Orders", "Deposit Refunds", "Monthly Processing", and "Bad Debt". A list of functions is visible on the left side of the window, including "Build HH Reading File (Sensus)", "Build HH Reading File (AMR)", "Print HH Reading Rpt (Sensus)", "Print HH Reading Rpt (AMR)", "Reading Correction", "Reading Date Correction", "Manual Readings Entry", "Readings Error Reports", "Minimum Usage Report", "High BB Report", "Final Readings Report", "Calculate Bils", "Recalculate a BB", "Print Billing Register", "Zip Code Report", "Print Alpha Billing Register", "Print BBS", "Print Bank Drafts", "Build ACH Bank File", "Close Billing Cycle", and "Calculate/No Update".

The main window displays a "Bill Calculation - No Update" dialog box for account number "041762701" under the name "HILL, TIFFANY". The dialog box contains two tables:

Water Readings		Charges:	
Present	85	Water	30 23.00
Previous	80	Sewer	30 11.50
Add'L Cons		Garb	0 0.00
Total Cons	5	Chg 1	3 0.00
		Chg 2	0 0.00
		Chg 3	0 0.00
		Chg 4	0 0.00
		Chg 5	10 19.20
		Misc	0 0.00
		W Tx	0 0.00
		<b>Total Bill &gt;&gt;&gt;</b>	<b>58.70</b>

On the right side of the dialog box, there are two buttons: "Account Maintenance" and "Exception Report". The Windows taskbar at the bottom shows the "Inbox - JHawks@h...".

The screenshot shows a software interface for water billing. The main window is titled "Water Billing" and contains a menu bar with options like "File Maintenance", "Billing", "Collections", "Past Due Processing", "Inquiry/Reports", "Work Orders", "Deposit Refunds", "Monthly Processing", and "Bad Debt". A list of functions is visible on the left side, including "Build HH Reading File (Sensus)", "Manual Readings Entry", "Calculate a Bill", and "Print Bill".

An open window titled "(WTR282) Bill Calculation - No Update" displays the following data for account number 041762701, belonging to HILL, TIFFANY:

Water Readings		Charges:	
Present	85	Water	30 74.35
Previous	67	Sewer	30 34.25
Add'L Cons		Garb	0 0.00
Total Cons	18	Chg 1	3 5.00
		Chg 2	0 0.00
		Chg 3	0 0.00
		Chg 4	0 0.00
		Chg 5	10 69.15
		Misc	0 0.00
		W Tx	0 0.00
		<b>Total Bill &gt;&gt;&gt;</b>	<b>182.72</b>

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

*NOV  
3RD  
Agenda*

**Customer Information (please print)**

Name as it appears on bill Tiffany Hill  
 Service address 3676 N Fossil Hill Dr N  
 Daytime phone number ( ) 662-263-0997

Do you rent the property at this address?  If yes, the property owner or manager must complete the remainder of this form.

**REPAIR INFORMATION (please print)**

Property owner or managers name \_\_\_\_\_ Date of repair \_\_\_\_\_  
 Daytime phone number ( ) \_\_\_\_\_  
 Type of repair and location of property \_\_\_\_\_

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 \_\_\_\_\_  
 \_\_\_\_\_  
 For Office use only

Account Number \_\_\_\_\_ Billing period ending \_\_\_\_\_

High month usage \_\_\_\_\_ minus 6 month average \_\_\_\_\_ = Amount of Adjustment \_\_\_\_\_

*no history*

CITY OF HERNANDO  
WORK ORDER  
10/15/2020

WO NO	PRIORITY	TYPE	REC'D DATE	STATUS	ADDED BY
12769	Normal	WATER	10/13/2020	Closed	

ACCT TYPE	ACCT NO	NAME/ADDRESS/SUBDIVISION	ASSIGN TO
Residential	041762701	HILL, TIFFANY 3676 N FOSSIL HILL DR N HERNANDO MS	

SERVICE ADDRESS	DATE	HOME TELEPHONE	WORK TELEPHONE
3676 FOSSIL HILL DR N		662/863-0997	

- WATER -

REC NO:		AMT:	
MTR NO:	0019850769	TAP:	
PREV READING:	2	PRES READING:	76
SCH DATE:		CMP DATE:	10/13/2020
PRESSURE:		BEAT:	

Problem:

Mavor has requested that we verify the meter serial number at this house.

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Solution:

sn# 19850769 Reading 81 Lee and Annette

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Meter  
S# 19850769 - correct per  
Lee Germany  
10/13/20

The screenshot shows a web-based interface for account maintenance. At the top, there are navigation buttons and account information: Account [04-1762701], Name [HILL, TIFFANY]. Below this are tabs for Billing History and Payment History. A table displays the following data:

Period	Code	Previous Reading	Present Reading	Consumption	Amount Due
10/31/2020	30				0.00
09/30/2020	30	2	76	74	716.95
08/31/2020					0.00

Below the table, there are date selection fields for 'Print for the Period' (10/17/2020 to 10/13/2020) and a 'Print' button. At the bottom, there is a 'Last Update' section with Date [08/27/2020 10:27:50] and User [COHSVRS/bgarcia].

Reading 81 today

CITY OF HERNANDO  
WORK ORDER  
10/15/2020

WO NO	PRIORITY	TYPE	REC'D DATE	STATUS	ADDED BY
12714	Normal	WATER	10/05/2020	Closed	KM
ACCT TYPE	ACCT NO	NAME/ADDRESS/SUBDIVISION		ASSIGN TO	
Residential	041762701	HILL, TIFFANY 3676 N FOSSIL HILL DR N HERNANDO MS		MIKEY	

SERVICE ADDRESS	DATE	HOME TELEPHONE	WORK TELEPHONE
3676 FOSSIL HILL DR N		662/863-0997	000/000-0000
- WATER -			
REC NO:	AMT:		
MTR NO: 0019850769	TAP:		
PREV READING: 2	PRES READING: 76		
SCH DATE:	CMP DATE: 10/06/2020		
PRESSURE:	BEAT:		

*t:14h:1@gmail.com*

Problem:

PLEASE PULL A HISTORY FOR CUSTOMER. SHE DID SAY THEY WATERED 2-3 WEEKS DAILY FOR ABOUT 30 MINUTES. SHE WANTS TO COMPARE HISTORY WITH THE TIMES SHE WATERED JUST TO MAKE SURE EVERYTHING LINES UP. SHE ALSO WANTS TO SEE IF SHE CAN GET AN IRRIGATION METER. TIFFANY- 662-863-0997 TIM-662-863-0995

Solution:

YES THEY CAN GET AN IRRIGATION METER. NO THEY CANNOT GET A HISTORY BECAUSE THIS IS A MANUAL READ ONLY RR CAN HAVE HISOTRY'S PULLED. READING IS 80 AT 12:33 PM AT 10/6/20 MIKEY AND ANNETTE

FOSSIL HILL DR N



October 12, 2020

0 1 2  
Est. HERE, Garmin  
community

3676 Builder

Period	Code	Previous Reading	Present Reading	Consumption	Amount Due
10/31/2020	10				0.00
09/30/2020	10				0.00
08/31/2020	10				0.00
07/31/2020	10	2	2		12.50
06/30/2020	10		2	2	12.50
05/31/2020	10				0.00

Print for the Period: 10/12/2020 Thru 10/12/2020

Last Update: 07/22/2020 16:18:04 User: COHSVRC/bgarcia

Serial # 19850769

Motion was duly made by Alderman Miller and seconded by Alderman Harris to authorize to adjust the utility account for Tiffany Hill in the amount of \$534.24 finding that the customer 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 Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Harris.

Those voting "Nay": None.

ORDERED AND DONE this the 17<sup>th</sup> day of November, 2020.

**APPEAL WATER LEAK ADJUSTMENT DENIAL FOR SPENCER RENNIER**

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Motion was duly made by Alderman Hobbs and seconded by Alderman Higdon to table this item to the December 1, 2020 Board Meeting. 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 17<sup>th</sup> day of November, 2020.

**APPEAL WATER LEAK ADJUSTMENT DENIAL FOR RAYMOND GORDAN**

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Motion was duly made by Alderman Hobbs and seconded by Alderman Harris to table this item to the December 1, 2020 Board Meeting. 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 17<sup>th</sup> day of November, 2020.

**APPEAL WATER LEAK ADJUSTMENT DENIAL FOR MARY WALL**

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WATER LEAK REPAIR VERIFICATION

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

Customer Information (please print)

Name as it appears on bill Mary K. Wall

Service address 1495 Holly Springs Rd

Daytime phone number ( ) 662-449-3340

Do you rent the property at this address? NO If yes, the property owner or manager must complete the remainder of this form.

REPAIR INFORMATION (please print)

Property owner or managers name Mary K. Wall Date of repair 10/7/2020

Daytime phone number ( ) 662-449-3340

Type of repair and location of property toilet were running but I am 90 years old + very hard of hearing didn't hear it. The city worker that was sent out couldn't hear it until he got on the floor + took the tank lid off.

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 Mary K. Wall

For Office use only

Account Number 06-3292940 Billing period ending 9/30/20

High month usage 8 minus 6 month average 2 = Amount of Adjustment 6

\$52.47 Credit

This does not qualify for an adjustment because it was inside the house. I was the one that went inside and found the toilet leaking.

CITY OF HERNANDO  
WORK ORDER  
11/16/2020

WO NO	PRIORITY	TYPE	REC'D DATE	STATUS	ADDED BY
12721	Normal	WATER	10/05/2020	Closed	JH

ACCT TYPE	ACCT NO	NAME/ADDRESS/SUBDIVISION	ASSIGN TO
Residential	063292940	WALL, MARY K 1495 HOLLY SPRINGS RD HERNANDO MS 38632-9347	MIKEY

SERVICE ADDRESS	DATE	HOME TELEPHONE	WORK TELEPHONE
1495 HOLLY SPRINGS RD		662/449-3340	662/420-0515

- WATER -  
 REC NO: 0000000000      AMT:  
 MTR NO: 0000000000      TAP:  
 PREV READING: 924      PRES READING: 932  
 SCH DATE:                      CMP DATE: 10/06/2020  
 PRESSURE:                      BEAT: 05

Problem:

PLEASE REREAD. OLDER LADY LIVES ALONE. AVERAGE BILL IS 1,000 TO 2,000. CALL GRANDAUGHTER WITH ANSWER - 662-420-0515

Solution:

938 @ 12:57 PM 10/6/20 MIKEY. LOOKS LIKE A LEAK MIKEY TALKED TO CUSTOMER.

Dennis Stanford  
663 404 2727 296757

customer's order no. \_\_\_\_\_ phone 663-449-3340 date 10/17/20

name Mary Wall

address 1495 Holly Springs RD

city, state, zip Hernando, MS

sold by \_\_\_\_\_

cash  charge  check  shipping information

c.o.d.  on acct.

Quantity	Description	Unit Price	Amount
2	Joiler Supply	10 ea	20.00
2	Shutters For Joiler	15 ea	30.00
2	Joiler Valve	16 ea	32.00
2	Joiler Flapper (manifold)	16 ea	32.00
	LABOR		150.00
			264.00

keep this slip for reference

DCS880UV10-13

Account Maintenance

Current Scan Order: Account No \_\_\_\_\_ Chp 3 Count \_\_\_\_\_

Account: 00-3202010 Name: WALL, HARRY K

General Services Deposits Back Flow Notes Work Orders History Attachments

Payment History

Period	Code	Previous Reading	Present Reading	Consumption	Amount Due
11/30/2020	10				0.00
10/31/2020	10	932	936	6	83.55
09/30/2020	10	924	932	8	101.40
08/31/2020	10	922	924	2	48.93
07/31/2020	10	921	922	1	45.09
06/30/2020	10	919	921	2	48.93
05/31/2020	10	916	919	3	45.09
04/30/2020	10	917	918	1	45.09
03/31/2020	10	916	917	1	45.09
02/29/2020	10	914	916	2	45.09
01/31/2020	10	913	914	1	45.09
12/31/2019	10	912	913	1	45.09
11/30/2019	10	911	912	1	45.09

2 AVG

Print: High [ ] Low [ ] Avg [ ] Delq [ ]

Last Update: Date: 10/27/2020 12:31:15 User: RCHSVRS/Eward

8  
- 2  
---  
6

\$ 52.47 credit





Motion was duly made by Alderman Higdon and seconded by Alderman Miller to approve the Utility Bill Adjustment for Mary Wall in the amount of \$52.47, 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 Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Harris.

Those voting "Nay": None.

ORDERED AND DONE this the 3<sup>rd</sup> day of November, 2020.

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### ADJOURN

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

Motion passed with a unanimous vote of "Aye".

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MAYOR TOM FERGUSON

ATTEST:

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KATIE HARBIN, CITY CLERK