

The Mayor and Board of Aldermen of the City of Hernando met for the Special Meeting at City Hall on Monday December 3, 2020 at 5:00 P.M. with Mayor Tom Ferguson presiding. Aldermen present were: Alderman Harris, Alderman Miller, Alderman Higdon, Alderman McLendon (via phone), Alderwoman Brooks and Alderman Hobbs (via phone). Also present were: City Clerk Katie Harbin, City Attorney Kenny Stockton, Community and Economic Development Director Gia Matheny, Police Captain Charles Lanphere, Chip Johnson, Chris Tong, Ellen Jernigan, and Jordan Brumbelow.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance

INVOCATION

**CITY OF HERNANDO
475 WEST COMMERCE STREET
HERNANDO, MS 38632**

PHONE 662-429-9092

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**NOTICE OF SPECIAL MEETING OF THE
MAYOR AND BOARD OF ALDERMEN**

Date: December 3, 2020

To: All Aldermen of the Municipality of Hernando, Mississippi

From: Mayor Tom Ferguson

Subject: Special Meeting

PLEASE TAKE NOTICE that a special meeting of the Mayor and Board of Aldermen of the City of Hernando shall be held on December 3, 2020 at 5:00 P.M. at the City Hall Building in the City of Hernando, Mississippi.

The purpose of the meeting is to:

- 1) Adopt Order of the Mayor and Board of Aldermen of the City of Hernando, Mississippi Approving Setting Special Election Date for the Alderman One Vacancy Created by the Departure from this Life of the Late Elhannan R. "Sonny" Bryant

This notice is given pursuant to and in compliance with Section 21-3-21 of the Mississippi Code. Please be present.

Tom Ferguson, Mayor

ATTEST:

Katie Harbin, City Clerk

All Aldermen were contacted via phone on 12/2/2020

Agenda
City of Hernando
Mayor and Board of Alderman
Special Meeting

December 3, 2020

5:00pm

- 1) Call the meeting to order
- 2) Pledge of Allegiance
- 3) Invocation
- 4) Approve Agenda
- 5) Set date for a Special Election to fill the Board vacancy
- 6) Adjourn

SET DATE FOR A SPECIAL ELECTION TO FILL THE BOARD VACANCY

**ORDER OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF HERNANDO, MISSISSIPPI
APPROVING SETTING SPECIAL ELECTION DATE FOR THE ALDERMAN ONE
VACANCY CREATED BY THE DEPARTURE FROM THIS LIFE OF THE LATE
ELHANNAN R. "SONNY" BRYANT**

WHEREAS, on November 28, 2020, ELHANNAN R. "SONNY BRYANT" the duly elected Alderman for Ward One (1) of the City of Hernando, Mississippi departed this life; and

WHEREAS, the Mayor and Board of Alderman do respectfully and solemnly recognize that there is now vacancy existing in the elective office of Ward One (1) for the City of Hernando, Mississippi; and

WHEREAS, the Mayor and Board of Aldermen pursuant to the requirements of Section 23-15-857 of the Mississippi Code of 1972, Annotated, as Amended do hereby recognize that a special election be held within the City of Hernando, Mississippi for the purpose of fulfilling the unexpired term of the late Elhannan R. "Sonny" Bryant;

WHEREAS, the Mayor and Board of Alderman of the City of Hernando, Mississippi did meet at a duly noticed special called meeting within the statutory period of time as set forth in Section 23-15-857 of the Mississippi Code of 1972, Annotated, as Amended; and

WHEREAS, the City of Hernando has the authority to take this action pursuant to the authority as set forth in the above referenced state statute.

NOW, THEREFORE, BE IT ORDERED by the Mayor and Board of Aldermen of the City of Hernando, Mississippi as follows, to wit:

- A. That a special election be held on the following date:
_____, 2021.
- B. That all posting and notice requirements be made by the municipal clerk as required by Section 23-15-857 of the Mississippi Code of 1972, Annotated, as Amended.

SO ORDERED AND DONE on this 3rd day of December, 2020.

TOM FERGUSON, MAYOR

ATTESTED TO:

KATIE HARBIN, CITY CLERK

(SEAL)

City Attorney presented the information. Mr. Stockton went over the process and the dates of the notices, deadlines and election. Mr. Stockton stated the redistricting goes in effect on December 18th, but we do not have time to use the new wards. Since the position is unexpired, we should run under the existing ward lines. We should have the data to have in the minutes as to why we are used the current ward boundaries in case someone would file a lawsuit. There won't be enough time to notify everyone with using the new boundaries. I recommend to use the old ward system. I have a call in to the Secretary of State to get some clarification. As of right now, I think you should hold another Special Meeting to set the election date.

Alderman Harris asked how will the statistics change anything.

Kenny Stockton answered the ward drastically changed. We need to know how many people will be affected by the changes.

Alderman Harris stated he doesn't understand what it matters.

Kenny Stockton stated you can do whatever you want, I'm just trying to help the Board. What if someone challenges the election, what would you use to justify it.

Alderman Harris stated I understand.

Mayor Ferguson asked if 5pm Monday will work for everyone.

ADJOURN

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

Motion passed with a unanimous vote of "Aye".

MAYOR TOM FERGUSON

ATTEST:

KATIE HARBIN, CITY CLERK