

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, September 7, 2021 at 6:00 P.M. with Mayor Chip Johnson presiding. Alderpersons present were: Alderman W.I. "Doc" Harris, Alderwoman Natalie Lynch, Alderman Andrew Miller, Alderman Bruce Robinson, Alderman Chad Wicker, Alderwoman Beth Ross and Alderman Ben Piper. Also present for the meeting were: City Clerk Pam Pyle, City Attorney Steve Pittman, Court Clerk Cassi Perry, Public Works Director Lee Germany, City Engineer Joe Frank Lauderdale, Zoning Administrator Kristin Duggan, Police Chief Scott Worsham, Assistant Police Chief Shane Ellis, Fire Chief Marshal Berry, Deputy Fire Chief Sam Witt, Dispatch Director Dana Lowrey, Planning Consultant BJ Page, Nester Duran, Jane Murphree, Lori Barnes, Nancy Anderson, Jenniffer Stephenson, Sibonie Swatzyna, Annastasia Miller, Kylie Faulkner, John Messina, Mike Foster, Donna Vecellio, Rhodes Thompson, Steve Pirtle, Jamey Pirtle, Gracie Dunavent, Austin Wilson, Jenny Neal, Russ Barnes, Margaret Hicks, Dave Wilson, Seth Bonetti, Greg Drumwright, Jorden Bledsoe, Chas Eneron, Jesse Pool.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance by Kylie Faulkner

INVOCATION

Alderman Piper gave the invocation.

AGENDA

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

September 7, 2021

6:00pm

- 1) Call the meeting to order
- 2) Pledge of Allegiance -Kylie Faulkner from Hernando Middle School
- 3) Invocation
- 4) Approve Agenda
- 5) Approve Docket of Claims No. 43965-44302
- 6) Approve Minutes from the regular Mayor and Board of Aldermen Meeting on August 17, 2021, Special Meeting August 24, 2021, Recessed Meeting August 26, 2021, and Recessed Meeting August 31, 2021.
- 7) Consent Agenda
 - a. Authorize Mayor Chip Johnson, Aldermen, and Eva Ward to attend the 2021 Small Town Conference in Hattiesburg, MS, on October 25-27, 2021 and authorize to pay registration and travel expenses. Eva Ward is attending in conjunction with the Fall Master Municipal Clerk and Committee Academy for her Master Municipal Clerk Certification.
 - b. Authorize Gia Matheny to attend year-3 of the Community Development Institute in Conway, AR. from August 1 – August 5, 2022 and authorize pay for registration and travel expenses.

- c. Authorize H. Porter and M. Sanford in the Police Department to attend ERASE Class in Meridian, MS on Nov 7-Nov 10 at no cost except travel expenses.
- d. Authorize to give Dispatcher Jason Peacock a step increase from P-2 to P-3
- e. Authorize 3 Parks Department staff, Dewayne Williams, Dolly Brechin and Michael Carson to attend the MRPA Conference for training in Starkville, MS October 18-21 and authorize to pay for registration and travel expenses. They have elected to not attend the National Conference.
- 8) Request from Hernando High School, Margaret Hicks, to temporarily close streets for the Hernando High School Homecoming Parade on October 7, 2021
- 9) Authorize to Proclaim September 26, 2021 as Mrs. Fannie "Cindy" McClain Day (Mrs. Fannie will be turning 100 on September 26th.)
- 10) Authorize to Proclaim October National Down Syndrome Month
- 11) "PL-1545 – Request for Final Plat Approval for the Fieldhouse Subdivision, 2-lots, 19.84 total acres, located on the north side of Green "T" Road, west of Tchulahoma Road, and east of McIngvale Road, in Section 32, Township 2 South, Range 7 West. The property is currently zoned in the "C-2," Highway Commercial District – Jordan Bledsoe of Bledsoe Engineering and Surveying, on behalf of Greg Drumwright representing Joyce Estes, L.L.C., owner of the property."
- 12) Noise Ordinance discussion
- 13) Approval to release the \$40,000.00 Maintenance Bond for Forest Meadows Phase 5 with Joe Frank Lauderdale's recommendation of completion.
- 14) Approval of lowest, best quote from Cleveland Construction, Inc for the Old Highway 51 Drainage Project totaling \$9,125.00.
- 15) Approval of lowest, best quote from Cleveland Construction, Inc for the Motor Scooter Drainage Project totaling \$18,980.00.
- 16) Authorize to pay Don Adcox \$1,450.00 for repairs to the restrooms at Conger Park.
- 17) House of Grace's new Director, Sarita Drake would like to introduce herself to the Mayor and Board.
- 18) Jennifer Stephenson with the First Regional Library to present their Budget Request.
- 19) Request from the Hernando Chamber of Commerce for funding.
- 20) Authorize the Board of Aldermen and City Prosecutor's to be eligible for Medical Insurance effective October 1, 2021.
- 21) Authorize to hire John Messina as Ag Equipment Operator w/CDL at the rate of \$16.50 per hour, pending drug screen and background check
- 22) Authorize to hire Seth Bonetti as Utility Locator at the rate of \$16.00 per hour, pending drug screen and background check
- 23) Authorize to hire Brian Ray as Meter Reader at the rate of \$12.00 per hour, pending drug screen and background check
- 24) Authorize to hire Allie Litton as a Part-Time EMS Driver at the rate of \$10.50 per hour

- 25) Authorize to hire Karen Franklin as a Part-Time EMS Driver at the rate of \$10.50 per hour
- 26) Authorize to hire Grace Johnston as a Part-Time EMS Driver at the rate of \$10.50 per hour
- 27) Authorize to hire Maggie Kyle as an uncertified dispatcher at the rate of \$16.37 per hour
- 28) Authorize to hire Jane Murphree as a certified dispatcher at the rate of \$20.07 per hour
- 29) Authorize to pay Xcavaters Inc. pay estimate #4, \$234,260.20 for the EWP project.
- 30) Authorize to pay Acuff Enterprises pay estimate #25, \$312,624.30 for McIngvale Road.
- 31) Public Hearing and Approval of Resolution Fixing the Ad Valorem Tax Levy and Authorize to Publish one time.
- 32) Approval of Resolution to Establish the Budget for FY 2022 and Authorize to Publish one time.
- 33) Approval of MOU from the Department of Finance and Administration to receive funding appropriated in Senate Bill 2948 of not more than \$250,000.00 to assist in paying the costs associated with repairs to its streets.
- 34) Approval to open a bank account for Senate Bill 2948 funds and signatures on the account to be Willis Johnson, III, Pam Pyle, Aimee Claire Holder, and Julie Gates.
- 35) Approve to adopt the DCRUA Service area map for Hernando.
- 36) Apply for the Mississippi Humanities Council Prime Time Reading Time grant for Excel By 5. This is a 6-week intergenerational program for children in Kindergarten and First grade to encourage reading and teach value-based lessons. The grant is an in-kind matching grant.
- 37) Request from Kudzu Playhouse (non-profit) to use the Gale Community Center for rehearsals September 16, 23, 30, October 7, 14, 21, 28, November 4 and 11th free of charge from 6:00 pm to 10:00 pm 4 hours max each date.
- 38) Approve Utility Adjustment docket
- 39) Adjourn

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

A vote was taken with the following results:

Those voting "Aye": Alderman Harris, Alderwoman Lynch, Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross and Alderman Piper.

Those voting "Nay": None

ORDERED AND DONE this the 7th day of September, 2021.

APPROVE DOCKET OF CLAIMS NO.'S 43965-44302

The Board of Aldermen were presented with a docket of claims No. 43965-44302, in the amount of \$1,598,650.83 for approval.

A vote was taken with the following results:

Motion was duly made by Alderman Miller and seconded by Alderman Piper to approve the docket of claims for payment as presented.

A vote was taken with the following results:

Those voting "Aye": Alderwoman Lynch, Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper and Alderman Harris.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

APPROVE MINUTES OF THE REGULAR MAYOR AND BOARD OF ALDERMEN MEETING ON AUGUST 17, 2021, SPECIAL MEETING AUGUST 24, 2021, RECESSED MEETING AUGUST 26, 2021, AND RECESSED MEETING AUGUST 31, 2021.

Motion was duly made by Alderman Piper and seconded by Alderman Harris to approve the minutes from the regular Mayor and Board of Aldermen Meeting on August 17th, 2021, with changes made, Special Meeting August 24, 2021, Recessed Meeting August 26, 2021, and Recessed Meeting August 31, 2021.

A vote was taken with the following results:

Those voting "Aye": Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, and Alderwoman Lynch.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

CONSENT AGENDA

6) Consent Agenda

- a. Authorize Mayor Chip Johnson, Aldermen, and Eva Ward to attend the 2021 Small Town Conference in Hattiesburg, MS, on October 25-27, 2021 and authorize to pay registration and travel expenses. Eva Ward is attending in conjunction with the Fall Master Municipal Clerk and Committee Academy for her Master Municipal Clerk Certification.
- b. Authorize Gia Matheny to attend year-3 of the Community Development Institute in Conway, AR. from August 1 – August 5, 2022 and authorize pay for registration and travel expenses.
- c. Authorize H. Porter and M. Sanford in the Police Department to attend ERASE Class in Meridian, MS on Nov 7-Nov 10 at no cost except travel expenses.
- d. Authorize to give Dispatcher Jason Peacock a step increase from P-2 to P-3
- e. Authorize 3 Parks Department staff, Dewayne Williams, Dolly Brechin and Michael Carson to attend the MRPA Conference for training in Starkville, MS October 18-21 and authorize to pay for registration and travel expenses. They have elected to not attend the National Conference.

Motion was duly made by Alderwoman Lynch seconded by Alderwoman Ross to approve the consent agenda as presented.

A vote was taken with the following results:

Those voting "Aye": Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, and Alderman Miller.

Those voting "Nay": None

ORDERED AND DONE this the 7th day of September, 2021.

REQUEST FROM HERNANDO HIGH SCHOOL, MARGARET HICKS, TO TEMPORARILY CLOSE STREETS FOR THE HERNANDO HIGH SCHOOL HOMECOMING PARADE ON OCTOBER 7, 2021.

Motion was duly made by Alderman Wicker and seconded by Alderwoman Lynch to approve the closing of streets for the Hernando High School Homecoming Parade on October 7, 2021, with the parade beginning at 6:30 pm.

A vote was taken with the following results:

Those voting "Aye": Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller, and Alderman Robinson.
Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

PROCLAIM SEPTEMBER 26, 2021 AS MRS. FANNIE "CINDY" MCCLAIN DAY

Motion was duly made to waive the reading and approve by Alderman Miller and seconded by Alderman Harris to proclaim September 26, 2021 as Mrs. Fannie "Cindy" McClain Day, as Mrs. Day will be turning 100.

A vote was taken with the following results:

Those voting "Aye": Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller, and Alderman Robinson.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.



City of Hernando Proclamation

WHEREAS, Mrs. Fannie "Cindy" McClain was born on September 26, 1921

WHEREAS, she's a life long member of Rising Sun Missionary Baptist Church in Hernando, Mississippi

WHEREAS she was married to the late Mr. Cornelius Lloyd McClain

WHEREAS she's the mother of two sons, Mr. Alfred Lloyd McClain and Mr. Calvin Lynn McClain

WHEREAS Mrs. McClain was a domestic worker for many years, she worked as a seamstress for Minor France Dress Shop in Memphis, Tennessee before retiring

WHEREAS she was very talented, she would see a dress, blouse, shirt, come home make a pattern from a brown paper bag

WHEREAS she then turned around and made that same pattern come to life and wore it the next day

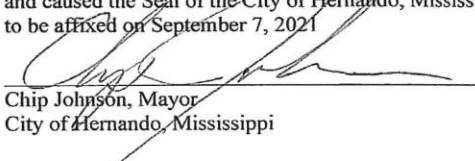
WHEREAS Mrs. McClain could make just about anything she put her mind too, she made curtains, chair covers, she made table clothes for the church communion tables and even wedding dresses

WHEREAS at 99 years of age she still able to live independently

THEREFORE, be it resolved that I, Chip Johnson, Mayor of the City of Hernando and the Board of Alderman do hereby proclaim September 26, 1921 be named and honored for Mrs. Fannie "Cindy" McClain and proclaim it to be

Mrs. Fannie "Cindy" McClain Day

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Hernando, Mississippi, to be affixed on September 7, 2021


Chip Johnson, Mayor
City of Hernando, Mississippi



PROCLAIM OCTOBER AS NATIONAL DOWN SYNDROME MONTH

Motion was duly made to waive the reading and approve by Alderman Harris and seconded by Alderwoman Lynch to proclaim October as National Down Syndrome Month.

A vote was taken with the following results:

Those voting "Aye": Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller, Alderman Robinson, and Alderman Wicker.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

City of Hernando
Proclamation

- WHEREAS,** approximately one in every 691 children are born with Down syndrome, representing approximately 1,000 individuals in the Mid-South; and
- WHEREAS,** recent advances in Down syndrome research have proven that early intervention, education, social support, therapeutic care and positive public attitudes improve each individual's chances of living an independent, productive and satisfying life; and
- WHEREAS,** people with Down syndrome possess a wide range of abilities and are active participants in educational, occupational, social and recreational circles of the community; and
- WHEREAS,** individuals with Down syndrome should have equal opportunity to achieve the universally desired goals of self-fulfillment, pride in their achievements, inclusion in their community and reaching their fullest potential; and
- WHEREAS,** the mission of the Down Syndrome Association of Memphis and the Mid-South is to empower and support people with Down syndrome and their families; and
- NOW, THEREFORE, I, (Mayor, Chip Johnson),** do hereby proclaim the month of October **2021** as:
- Down Syndrome Awareness Month**
- and encourage citizens to work together to promote and respect the inclusion of individuals with Down syndrome and to celebrate their accomplishments and contributions; and
- FURTHER,** I encourage Mid-South residents to support the Down Syndrome Association of Memphis and the Mid-South in their work with families, schools, healthcare professionals and governments to help create opportunities, raise awareness and facilitate solutions for these valued members of our community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the
Seal of Hernando, Mississippi to be affixed September 11, 2021

Mayor, Chip Johnson
City of Hernando

**PL-1545-REQUEST FOR FINAL PLAT APPROVAL FOR THE FIELDHOUSE
SUBDIVISION, 2-LOTS, 19.84 TOTAL ACRES, LOCATED ON THE NORTH SIDE OF
GREEN "T" ROAD, WEST OF TCHULAHOMA ROAD, AND EAST OF MCINGVALE
ROAD, IN SECTION 32, TOWNSHIP 2 SOUTH, RANGE 7 WEST. THE PROPERTY IS
CURRENTLY ZONED IN THE "C-2," HIGHWAY COMMERCIAL DISTRICT-
JORDAN BLEDSOE OF BLEDSOE ENGINEERING AND SURVEYING, ON BEHALF
OF GREG DRUMWRIGHT REPRESENTING JOYCE ESTES, L.L.C., OWNER OF
THE PROPERTY**

BJ Page presented the Planning Commission's Staff Report. He noted that on Item 4, there is option A and option B, and recommended option B be approved. Jordan Bledsoe with Bledsoe Engineering and Survey requested and agreed on Item 4, option B be approved.

Motion was duly made by Alderman Miller and seconded by Alderman Robinson to approve on option 1-3, 4B, and 5-9.

A vote was taken with the following results:

Roll Call Vote "Aye": Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller, Alderman Robinson, Alderman Wicker, and Alderwoman Ross.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.



City of
Hernando
MISSISSIPPI

BOARD OF ALDERMEN
STAFF REPORT

Project No.: PL-1545
Request: Request for Final Plat Approval of the Field House Subdivision
Location: North side of Green "T" Road, east of McIngvale Road, and west of Tchulahoma Road in Section 32, Township 2 South, Range 7 West
Applicant: Jordan Bledsoe of Bledsoe Engineering and Surveying, L.L.C. on behalf of Greg Drumwright representing Joyce Estes, L.L.C. the property-owner
Date: September 7, 2021

INTRODUCTION:

Mr. Jordan Bledsoe of Bledsoe Engineering and Surveying, L.L.C. on behalf of Greg Drumwright representing Joyce Estes, L.L.C. the property-owner, is requesting Final Plat approval for the Field House Subdivision, a 2-lot subdivision on 19.03 total acres. The subject property is located on the north side of Green "T" Road, east of McIngvale Road, and west of Tchulahoma Road in Section 32, Township 2 South, Range 7 West.

DISCUSSION:

The proposed Field House Subdivision consists of 2 lots. Lot 1 consists of 15.10 acres (657,838.05 sq. ft.), where the Field House sports complex is currently under construction. Lot 2 consists of 3.92 acres (170,956.03 sq. ft.) and is currently vacant, although it is anticipated that Lot 2 will be purchased for the eventual development of an office building. Both lots have direct access to Green "T" Road (Lot 1 with 368.37 lineal feet of frontage and Lot 2 with 300.00 lineal feet of frontage). Both lots will have access to centralized water and sanitary sewer services. Both lots are currently zoned in the "C-2," Highway Commercial District. As proposed, the submitted final plat meets or exceeds all of the development requirements of the "C-2" district.

STAFF COMMENTS:

1. The Planning Commission reviewed this application for final plat approval at a special called meeting on August 24, 2021, and, based upon a finding that the submitted plat conformed to the requirements of the Ordinances voted unanimously to recommend approval subject to the conditions listed below under the proposed motion.
2. I would draw your attention to Standard Subdivision Condition #4 which discusses the installation of public improvements. As currently written, the Standard Condition (4.A. below) requires the applicant to install all of the public improvements prior to the recording of the plat, with the exception of the final layer of asphalt on the streets (which is typically installed after construction of most of the buildings within the development have been completed), and sidewalks (which, again, are typically installed after the completion of each building on each lot in the development). A performance guarantee is also required to insure the installation of those two exceptions. It is the staff's understanding that due to the time crunch which necessitated the calling of the special Planning Commission meeting, the applicant will request to be allowed to submit a performance guarantee for all of the public improvements so that the plat may be recorded at this time, and the completion of the improvements can occur at the same time as the buildings being constructed on the lots. If the Board of Aldermen chooses to do

so, the staff recommends that the Board require, in addition to the normal performance guarantee, that completion of the public improvements also be tied to the final inspection and approval for occupancy of any building constructed on the lots as an added incentive to get the improvements completed in a timely fashion.

PROPOSED MOTION:

Motion to grant Final Plat approval for the Field House Subdivision, a 2-lot Commercial Subdivision on 19.03 total acres, located on the north side of Green "T" Road, east of McIngvale Road, and west of Tchulahoma Road in Section 32, Township 2 South, Range 7 West, based upon a finding that the submitted plat generally conforms to the requirements of the City's codes and ordinances, subject to the following conditions:

1. Revise the plat to reflect 10' wide utility easements on the front and rear property lines and 5' wide utility easements on side property lines on all of the lots and include a note on the face of the plat stating that there are 10' wide utility easements on the front and rear property lines and 5' wide utility easements on the side property lines of all of the lots.
2. Improvements are to be the responsibility of the developer and not the responsibility of the City of Hernando.
3. Grading, drainage, and engineering construction plans to be approved by the City Engineer and Public Works Director. Following Plat Approval, the Developer shall submit two (2) complete sets of construction plans for review and approval to the Office of Planning.
4.
 - A. ~~STANDARD PROVISION: The developer shall install drainage pipe, erosion control material, sewer mains and service, water mains, fire hydrants, and service, gas mains and service, curb and gutter for all streets, and gravel or soil cement base for the streets and one (1) layer of blacktop, 1½" thick, including one-half the right of way of Green "T" Road to the extent that road borders the subdivision before the plat of the subdivision is recorded. A performance guarantee must be filed for the remainder of the improvements in an amount set by the City Engineer. This includes another 1½" of blacktop making a total of three (3") of blacktop surface and sidewalks. Prior to recording the final plat, all public improvements shall be installed, completed, and accepted by the City of Hernando.~~
 - OR**
 - B. **PROPOSED AMENDED PROVISION: The developer shall install drainage pipe, erosion control material, sewer mains and service, water mains, fire hydrants, and service, gas mains and service, curb and gutter for all streets, and gravel or soil cement base for the streets and one (1) layer of blacktop, 3" thick, including one-half the right-of-way of Green "T" Road to the extent that road borders the subdivision, and sidewalks. A performance guarantee must be filed for all of the improvements in an amount set by the City Engineer. All public improvements shall be installed, completed, and accepted by the City of Hernando prior to the final inspection and the approval of occupancy for any building upon the lots.**
5. Sidewalks shall be installed on the north side of Green "T" Road to the extent that road borders the subdivision.
6. Prior to the recording of the plat, the Developer shall enter into a Development Contract with the City of Hernando for the installation of all required Public Improvements. This is in accordance with Article VI Required Minimum Improvements, §B. Procedures for Posting or Release of Bonds of the City of Hernando's Land Subdivision Ordinance.
7. Streetlights shall be installed at the developer's expense. Streetlight plans shall be submitted to the Office of Planning for City Engineer and Planning Director approval.
8. All utilities and services (electric, telephone, cable, etc.) are to be installed underground. The water service lines shall be installed with tracing wire at the top.

9. Prior to recording the final plat, the Developer shall submit for approval a list of street addresses associated with each lot to the Office of Planning.

NOISE ORDINANCE DISCUSSION

Steven Pittman had Noise Ordinance examples from Southaven and Olive Branch. He discussed the different options from both, and he had already looked over Oxford's Noise Ordinance. The complaint here is the noise from live music outside.

Austin Wilson, Jenny Neal, Gracie Dunavent, Jamey Pirtle, and Russ Barnes, spoke on the ordinance. The noise is coming from outdoor live music, which is too loud and lasts too late into the evening. There were many who complained that the music is extremely loud and can get no relief from the establishment. The live music is not as loud when they had it indoors. This is happening in the historic district where standards are high. This tenant is not being held to those standards. This is not an entertainment district; it is the historic district. The music did not come outside until COVID. Now they realize they can serve more people if they keep the music outside. The employees are rude and retaliatory. Noise should not interfere with someone else's peace. Hernando is better than this. This is a health hazard of non-stop unhealthy decibels.

Preston McAlexander owns the building. He bought it and it was a Brownfield site and had to clean it up. He rented it to this business and they could do better. The restaurant was there before the condos were built. He was not opposed to a noise ordinance, but be careful how you do it. The tenant does need his music because it is a large part of his business. He does have a garage door that could be opened, as well as Mr. Wilson's property that their doors could be opened. The ordinance will have to be well defined, because more businesses will come.

Rhodes Thompson stated that in any building planning permitting process, you have to have a lighting plan. They were required to installed them at the church but had to pull them back down because the lights were going into neighbors' yards. The city is controlling lights, but they are not controlling sound. You will have to have something to back this up.

It was discussed that the word "unreasonable" is discretionary and open to interpretation. The city ordinance must be specific with time and decibel restraints. The ordinance also must take into consideration the city as a whole and not just one area or business.

Steven Pittman will put together a sample noise ordinance to present to the board for review.

Motion was duly made by Alderman Wicker and seconded by Alderman Robinson to authorize Steven Pittman to draft a sample Noise Ordinance to come back and present to the board for review.

A vote was taken with the following results:

Roll Call Vote of "Aye": Alderwoman Lynch, Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, and Alderman Harris.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

APPROVAL TO RELEASE THE \$40,000.00 MAINTENANCE BOND FOR FOREST MEADOWS PHASE 5

Joe Frank Lauderdale recommended releasing the \$40,000.00 maintenance bond for the Forest Meadows Phase 5 which has been completed.

Motion was duly made by Alderman Harris and seconded by Alderman Robinson to approve as presented.

A vote was taken with the following results:

Those voting "Aye": Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, and Alderwoman Lynch.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

APPROVAL OF THE LOWEST, BEST QUOTE FROM CLEVELAND CONSTRUCTION, INC. FOR THE OLD HIGHWAY 51 DRAINAGE PROJECT TOTALING \$9,125.00.

Motion was duly made by Alderman Harris and seconded by Alderwoman Lynch to approve the lowest, best quote from Cleveland Construction, Inc. for the Old Highway 51 Drainage Project totaling \$9,125.00.

A vote was taken with the following results:

Those voting "Aye": Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

**APPROVAL OF THE LOWEST, BEST QUOTE FROM CLEVELAND
CONSTRUCTION, INC. FOR MOTOR SCOOTER DRAINAGE PROJECT TOTALING
\$18,980.00.**

Motion was duly made by Alderman Harris and seconded by Alderwoman Lynch approval to approve the lowest, best quote from Cleveland Construction, Inc. for Motor Scooter Drive Drainage Project totaling \$18,980.00.

A vote was taken with the following results:

Those voting "Aye": Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller, and Alderman Robinson.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day, September 2021.

**AUTHORIZE TO PAY DON ADCOX \$1,450.00 FOR REPAIRS TO THE RESTROOMS
AT CONGER PARK**

Motion was duly made by Alderman Miller and seconded by Alderman Robinson to approve payment to Don Adcox in the amount of \$1,450.00 for repairs to the restrooms at Conger Park.

A vote was taken with the following results:

Those voting "Aye": Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller, Alderman Robinson, and Alderman Wicker.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

**HOUSE OF GRACE NEW DIRECTOR, SARITA DRAKE TO INTRODUCE HERSELF
TO THE MAYOR AND BOARD.**

Sarita Drake, Director of House of Grace introduced herself to the Mayor and Board. She described the programs and function of the House of Grace.

**JENNIFFER STEPHENSON WITH THE FIRST REGIONAL LIBRARY TO PRESENT
THEIR BUDGET REQUEST**

Jennifer Stephenson, Jesse Pool, and Nancy Anderson spoke on behalf of the library. They have many programs for all ages and have been designated a Star Library. The library has a budget request of \$148,514.00. Mayor Johnson stated that the State required millage is in line with the request, and they will receive \$148,514.00.

No action taken.

HERNANDO CHAMBER OF COMMERCE REQUEST FOR FUNDING.

Sibonie Swatzyna spoke on behalf of the Hernando Chamber of Commerce. Alderman Miller commended Sibonie on her work and stated that she is the first Chamber Director to attend our board meeting regularly without having a request in hand. Mayor Johnson stated that there is already \$20,000.00 budgeted for the Chamber for FY22 that they will receive.

No action taken.

AUTHORIZE THE BOARD OF ALDERMEN AND CITY PROSECUTOR'S TO BE ELIGIBLE FOR MEDICAL INSURANCE EFFECTIVE OCTOBER 1, 2021.

Motion to was duly made by Alderman Harris and seconded by Alderman Robinson to authorize the Board of Aldermen and City Prosecutor's to be eligible for medical insurance effective October 1, 2021.

A vote was taken with the following results:

Those voting "Aye": Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, and Alderwoman Lynch.

Those voting "Nay": None

ORDERED AND DONE this the 7th day of September, 2021.

AUTHORIZE TO HIRE EMPLOYEES ON AGENDA ITEMS 21 THROUGH 28

- 21) Authorize to hire John Messina as Ag Equipment Operator w/CDL at the rate of \$16.50 per hour, pending drug screen and background check
- 22) Authorize to hire Seth Bonetti as Utility Locator at the rate of \$16.00 per hour, pending drug screen and background check
- 23) Authorize to hire Brian Ray as Meter Reader at the rate of \$12.00 per hour, pending drug screen and background check
- 24) Authorize to hire Allie Litton as a Part-Time EMS Driver at the rate of \$10.50 per hour
- 25) Authorize to hire Karen Franklin as a Part-Time EMS Driver at the rate of \$10.50 per hour
- 26) Authorize to hire Grace Johnston as a Part-Time EMS Driver at the rate of \$10.50 per hour
- 27) Authorize to hire Maggie Kyle as an uncertified dispatcher at the rate of \$16.37 per hour
- 28) Authorize to hire Jane Murphree as a certified dispatcher at the rate of \$20.07 per hour

Motion was duly made by Alderman Wicker and seconded by Alderman Miller to approve the hiring of employees on Agenda item number 21 through 28.

A vote was taken with the following results:

Those voting "Aye": Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller and Alderman Robinson.

Those voting "Nay": None

ORDERED AND DONE this the 7th day of September, 2021.

AUTHORIZE TO PAY XCAVATERS INC. PAY ESTIMATE #25 FOR \$234,260.20 FOR THE EWP PROJECT.

Motion was duly made by Alderman Miller and seconded by Alderman Robinson to pay Xcavaters Inc estimate #4, \$234,260.20 for the EWP Project as recommended by Neel-Schaffer.

A vote was taken with the following results:

Those voting "Aye": Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller and Alderman Robinson.

Those voting "Nay": None

ORDERED AND DONE this the 7th day of September, 2021.

**AUTHORIZE TO PAY ACUFF ENTERPRISES PAY ESTIMATE #25 FOR \$312,624.30
FOR MCINGVALE ROAD.**

Motion was duly made by Alderman Wicker and seconded by Alderman Robinson to pay Acuff Enterprises pay estimate #25, \$312,624.30 for McIngvale Road.

A vote was taken with the following results:

Those voting "Aye": Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

**PUBLIC HEARING AND APPROVAL OF RESOLUTION FIXING THE AD VALOREM
TAX LEVY AND AUTHORIZE TO PUBLISH ONE TIME.**

Public Hearing was open by Mayor Johnson.

No one to speak on the Ad Valorem Tax Levy

Public Hearing closed.

Motion was duly made by Alderman Miller and seconded by Alderman Wicker to approve the Resolution Fixing the Ad Valorem Tax Levy at 40.7546 mills and publish one time.

A vote was taken with the following results:

Those voting "Aye": Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, and Alderwoman Lynch.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

**RESOLUTION SETTING AD VALOREM TAX LEVY FOR THE CITY OF
HERNANDO, MISSISSIPPI FOR THE FISCAL YEAR 2021 – 2022**

WHEREAS, the City of Hernando now desires to set the ad valorem tax levy for the City for the fiscal year 2021 – 2022, pursuant to the Mississippi Code of 1972, Annotated, and the Mayor and Board of Aldermen having carefully considered and determined the needs of the municipality and that the tax rate required to meet the expenses of said municipality for the fiscal year 2021 – 2022.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Hernando, Mississippi that the ad valorem tax rate and levies for the fiscal year 2021 – 2022 shall be as follows:

GENERAL FUND – on each dollar (\$1.00) valuation as authorized by Section 27-39-307 of the Mississippi Code of 1972, Annotated, for General Revenue purposes and General Improvements, Thirty-Three and 19/100 (33.19) Mills.

MUNICIPAL BOND AND INTEREST FUND – on each dollar (\$1.00) valuation as authorized by Section 21-33-45 of the Mississippi Code, Annotated, Four and 70/100 (4.700) Mills.

LIBRARY FUND – on each dollar (\$1.00) valuation as authorized by Section 39-3-7 of the Mississippi Code of 1972, Annotated, 87/100 (.872) Mills.

CULTURE & RECREATION FUND – on each dollar (\$1.00) valuation as authorized for park improvements and maintenance, Two and 0/100 (2.00) mills.

The total mills for 2021 – 2022 is Forty and 76.54/100 (40.7654) Mills.

Motion was duly made by Alderman Miller seconded by Alderman Wicker to approve the Resolution Setting the ad valorem tax levy for the City of Hernando for the fiscal year 2021 – 2022. A roll call vote was taken with the following results:

Those voting “Aye”: Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, and Alderwoman Lynch.
Those voting “Nay”: None

SO ORDERED on this the 7th day of September, 2021.

Chip Johnson, Mayor

Attest:

Pam Pyle, City Clerk

**APPROVAL OF RESOLUTION TO ESTABLISH THE BUDGET FOR FY 2022 AND
AUTHORIZE TO PUBLISH ONE TIME**

Alderman Wicker stated that he did not like the pay raises included in this budget, but thinks 3% or a flat \$2,500.00 each would be fairer. Our pay rate may be out of line, but in my opinion, we cannot fix that in one year. Alderman Ross stated where is the money going to come from year over year to maintain these raises? I am concerned on how we will be paying for this. It is hard to say someone will get this and someone else will get that. It is hard to be fair. We have incredible employees and it is deserved. Maybe we can add 2 positions out of 5 this year and the others next year. Maybe we can ease into it over 2 years. Alderman Piper stated the sales tax increase is paying for the increases submitted and no guarantee the sale tax will continue to go up. Where would we cut back if we have a shortfall? It may go up, who knows? The responsible thing to do is add police officers. I don't believe we need to get a loan to add onto the police department building at this time. We will be adding people and over time will need a bigger building. We may need to build a new police department building since we will be adding staff year over year. Mayor Johnson stated that the current department's concerns are paying a complete wage and retaining and recruiting employees. We have to get right with our salaries at this time and let the employees know we are investing in them and we are also going to ask more of them. Alderman Harris stated that we have cut them back when they have requested more people. We are now going to add the people that you are requesting. We ask that you be mindful that we are supporting your request for more people. And when it comes to pay increases, we gave a 2% increase a few months ago. We could bring some of the requests down. We hope that the Animal Shelter will come in on budget. I think there is room for improvement and shave some of the \$2M surplus as low as we can. Alderman Lynch stated the budget seems high and we may need the \$2M in surplus. We need to look at staying within the \$2M and we will not be able to spend what we have budgeted. Alderman Ross stated we will have more tax revenue and business coming in, but it is not a guarantee. We are looking at hiring 5 police officers, 3 firefighters, purchasing police cars, and raises. I would like to do it all, but I do not see where we can do all of this in one year. Can we split it up and do 3 instead of 5, 5 cars instead of 7, 2 firefighters instead of 3?

Mayor Johnson said that the budget had 5 new police officers and 3 new firefighter starting Oct 1. What if we started half of them on Oct 1, and the other half 6 months down the road? Which will split the cost into the next budget year. If the revenues do not come in, we can look at the budget and see where we need to be then. We want to be sure we have the salary rates requested to get the best candidates for the positions starting Oct 1. Sam Witt stated that a straight percentage and flat \$2,500.00 would not work for the Fire Department due to their pay scale. Alderman Miller stated it would be one or the other, and not mixed. Chief Worsham stated that through discussions we have had on adjusting salaries, we want to level it out based on service time. You saw the stats that I presented and we need to be the best stewards of the money. We have to get all public safety up and we are very far behind. We can't fix it in one year. Alderman Wicker stated that he had to stop him right there. Your pay scale is not that far out of whack. That is just not accurate. Alderman Ross asked in what position? Alderman Wicker said in all of them. Chief Worsham asked are you saying my number are false? Alderman Wicker stated that he was not saying his numbers were false, but he was acting like

you're behind 20% but your guys are right in line in DeSoto County. You say your Lieutenants are not getting a pay raise, yet you are getting a 12% pay raise for yourself. What does that mean? Chief Worsham what you are saying is your opinion. Mayor Johnson stated that most of the raises on here are 6% & 7% like we saw on the presentation. Alderman Wicker stated that he kept quiet then, but the numbers are not accurate. He stated that the police department is relatively in line with DeSoto County and Chief Worsham knows it is. The command staff is 12%. Alderman Miller stated that department heads salaries are recommended by the mayor. Mayor Johnson stated that it was and he agreed with the salary request.

Alderman Miller stated that it would be cost effective to use the \$350K investment to add a Sally Port instead of a new police department building. The building is paid for and there are 2 rental tenants there that we could not renew leases for in the event we needed that space. We can look at doing the Sally Port in 6 months to see if the budget will support it.

Motion was duly made by Alderman Harris and seconded by Alderwoman Lynch to approve the FY22 budget contingent upon review in 6 months for the Sally Port \$350,000.00 expenditure, \$665,000.00 and 235,000.00 expenditures for the Animal Shelter. We keep the request for new hires where possible, we delay hiring some of them until 6 months later based on these conditions.

Roll Call Vote "Aye": Alderwoman Lynch, Alderman Miller, Alderman Robinson, Alderman Piper, and Alderman Harris.

Those voting "Nay": Alderman Wicker, and Alderwoman Ross

ORDERED AND DONE this the 7th day of September, 2021.

**RESOLUTION ADOPTING BUDGET FOR FISCAL YEAR BEGINNING
OCTOBER 1, 2021 AND ENDING SEPTEMBER 30, 2022 FOR THE CITY OF
HERNANDO, MISSISSIPPI**

WHEREAS, the City of Hernando, Mississippi acting through the Mayor and Board of Aldermen of the City of Hernando, Mississippi, have pursuant to Section 21-35-5 of the Mississippi Code of 1972, Annotated, prepared a complete budget of the municipal revenues and expenses estimated for the fiscal year of 2021-2022; and

WHEREAS, the Mayor and Board of Aldermen of the City of Hernando, Mississippi have prepared a statement showing the aggregate revenues collected during the current year in said city for municipal purposes as required by the aforesaid code section; and

WHEREAS, the Mayor and Board of Aldermen of the City of Hernando, Mississippi have maturely considered said budget and now desire to adopt the same as the official City Budget for the fiscal year commencing October 1, 2021 and ending September 30, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Hernando, Mississippi that pursuant to Section 21-35-5 of the Mississippi Code of 1972, Annotated the following budget is hereby adopted and approved as the budget of the City of Hernando, Mississippi for the fiscal year commencing October 1, 2021, and ending September 30, 2022, said budget being in the following form, to wit:

CITY OF HERNANDO

Budget FYE 2022

<u>Description</u>	<u>Budget</u>
001-GENERAL FUND	
REVENUE	
LICENSES & PERMITS	815,000.00
INTER-GOVERNMENTAL:	
STATE SHARED REVENUES	5,322,636.00
GRANTS FROM LOCAL UNITS	255,000.00

GRAND GULF	132,000.00
CHARGES FOR SERVICES:	
PUBLIC SAFETY FIRE CALLS	0
HIGHWAY & STREETS	0
HEALTH	550,000.00
OTHER	0
FINES & FORFEITS	659,000.00
MISCELLANEOUS	1,486,000.00
TOTAL WITHOUT TAXATION	9,219,636.00
TAX LEVY	5,688,295.00
TOTAL REVENUE	14,907,931.00
TRANSFERS FROM SURPLUS	2,050,000.00
National Night Out	0
TOTAL AVAILABLE CASH	16,957,931.00
EXPENDITURES GENERAL GOVERNMENT	
PERSONAL SERVICES	875,929.00
SUPPLIES	22,300.00
OTHER SERVICES & CHARGES	556,450.00
CAPITAL OUTLAY	11,000.00
GRANT MATCHING	505,500.00
TOTAL GENERAL GOVERNMENT	1,971,179.00
PUBLIC SAFETY	
PERSONNEL SERVICES	4,907,396.00
SUPPLIES	295,000.00
OTHER SERVICES & CHARGES	384,300.00
CAPITAL OUTLAY	770,000.00
TOTAL PUBLIC SAFETY	6,356,696.00
PUBLIC WORKS	
PERSONNEL SERVICES	44,889.66
SUPPLIES	32,000.00
OTHER SERVICES & CHARGES	365,700.00
CAPITAL OUTLAY	900,000.00
TOTAL TRANSFERS	0
TOTAL PUBLIC WORKS	1,342,589.66
HEALTH & WELFARE	
PERSONNEL SERVICES	136,295.00
SUPPLIES	5,500.00
OTHER SERVICES & CHARGES	39,200.00
CAPITAL OUTLAY	665,000.00
TOTAL HEALTH & WELFARE	845,995.00
FIRE DEPARTMENT	
PERSONNEL SERVICES	3,866,897.00
SUPPLIES	184,100.00
OTHER SERVICES & CHARGES	289,800.00
CAPITAL OUTLAY	245,000.00
TOTAL FIRE DEPARTMENT	4,585,797.00
TOTAL CONTINGENCY	694,110.21

COURT	
PERSONNEL SERVICES	389,550.00
SUPPLIES	5,050.00
OTHER SERVICES & CHARGES	141,400.00
CAPITAL OUTLAY	12,000.00
TOTAL COURT	1,242,110.21

BROWNFIELDS GRANT	
SUPPLIES	0
OTHER SERVICES & CHARGES	0
CAPITAL OUTLAY	0
TOTAL EXPENDITURES	0

Computer Software	0
Nation Night Out	0
Undercover Operations	0
Undercover Operations	0
National Night Out	0
Undercover Operations	0
DEBT SERVICE	266,000.00
TOTAL EXPENDITURES	16,610,366.87

DEBT SERVICES	0
DEBIT SERVICE	202,025.25
DEBT SERVICE	106,238.88
SUPPLIES	500.00
DEBT SERVICE	38,800.00
TOTAL EXP & YEAR-END BAL	0

101-LIBRARY FUND

REVENUE	
MISCELLANEOUS	0
TAX LEVY REVENUE	148,514.00
TOTAL AVAILABLE REVENUE	148,514.00

EXPENDITURES	
FIRST REG. LIBRARY EXP.	148,514.00
TOTAL EXPENDITURES	148,514.00
TOTAL EXP. & YEAR END BAL	0

103-CEMETERY MAINTENANCE

REVENUE	
CEMETERY MAINT REVENUE	103,400.00
TOTAL REVENUE	103,400.00
LOAN PROCEEDS	0

EXPENDITURES	
CEMETERY SUPPLIES	1,000.00
OTHER SERVICES & CHARGES	25,000.00
CAPITAL OUTLAY	30,000.00
CONTINGENCIES	26,548.00
CONTINGENCY	20,852.00
TOTAL EXPENDITURES	103,400.00
TOTAL EXP & YEAR-END BAL	0

DEBT SERVICE	
DEBT SERVICE - LOAN PRINC	0
DEBT SERVICE - LOAN INTER	0

105-CULTURE & RECREATION

REVENUE	
STATE REVENUE	0
HERNANDO MATCHING REVENUE	0
MISCELLANEOUS	824,800.00
TAX LEVY REVENUE	348,561.00
TOTAL AVAILABLE REVENUE	1,173,361.00

EXPENDITURES	
PERSONNEL SERVICES	535,418.00
SUPPLIES	145,465.00
OTHER SERVICES & CHARGES	408,185.00
CAPITAL OUTLAY	53,000.00
DEBT SERVICES	19,597.60
TOTAL CONTINGENCY	11,695.40
TOTAL EXPENDITURES	1,173,361.00
TOTAL EXP & YEAR END BAL	0

108-SPEC.REV/HOTEL-MOTEL TAX

REVENUE	
HOTEL-MOTEL TAX	36,000.00
MISCELLANEOUS REVENUE	101,500.00
TOTAL REVENUE	137,500.00

EXPENDITURES	
SUPPLIES	26,500.00
OTHER SERVICES & CHARGES	67,500.00
CAPITAL OUTLAY	0
CONTINGENCY	43,500.00
TOTAL EXPENDITURES	137,500.00
TOTAL EXP & YEAR END BAL	0

109-PERPETUAL FUND

REVENUE	
PERPETUAL FUND REVENUE	38,550.00
TOTAL REVENUE	38,550.00

EXPENSES	
PROFESSIONAL SERVICES	0
CAPITAL OUTLAY	0
CONTINGENCIES	38,550.00
TOTAL EXPENSES	38,550.00
CURRENT FUND BALANCE	0

200-DEBT SERVICE FUND

REVENUE	
MISCELLANEOUS	1,188,554.00
TAX LEVY REVENUE	822,000.00
TOTAL REVENUE	2,010,554.00

EXPENDITURES	
GEN OBL BOND EXPENSE	1,015,886.00
CONTINGENCY	994,668.00

TOTAL EXPENDITURES	2,010,554.00
TOTAL EXP & YEAR END BAL	0
300-GENERAL OBLIGATION DEBT CONST	
REVENUE	
MISCELLANEOUS	2,437,077.13
TOTAL AVAILABLE REVENUE	2,437,077.13
EXPENDITURES	
OTHER SERVICES & CHARGES	0
CAPITAL OUTLAY	1,997,968.91
TOTAL CONTINGENCY	439,108.22
TOTAL EXPENDITURES	2,437,077.13
TOTAL EXP & YEAR END BAL	0
304-MS INFRASTRUCTURE MODERNIZATION	
REVENUE MISC	614,484.83
TOTAL REVENUE	614,484.83
EXPENSES	
OTHER SERVICES & CHARGES	300,000.00
CONTINGENCIES	314,484.83
TOTAL EXPENSES	614,484.83
TOTAL EXP & YEAR END BALA	0
400-UTILITY FUND	
REVENUE	
WATER SALES	2,300,000.00
WATER TAPS	215,000.00
STATE SHARED REVENUES	750,000.00
SANITATION	1,381,000.00
SEWER	3,232,000.00
TAX LEVY	0
MISCELLANEOUS	199,000.00
SURPLUS FUNDS	1,618,000.00
TOTAL AVAILABLE REVENUE	9,695,000.00
EXPENDITURES	
ONLINE PAYMENTS	0
PUBLIC WORKS	
PERSONNEL SERVICES	1,862,724.93
SUPPLIES	602,550.00
OTHER SERVICES & CHARGES	4,334,010.00
CAPITAL OUTLAY	734,000.00
Debt Service	107,556.57
TOTAL TRANSFERS	159,615.00
TOTAL PUBLIC WORKS	7,800,456.50
DEBT SERVICES	705,387.42
TOTAL DEBT SERVICES	705,387.42
CONTINGENCY PUBLIC WORKS	1,189,156.08
TOTAL EXPENDITURES	9,695,000.00
TOTAL EXP & YEAR-END BAL	0

BE IT FURTHER RESOLVED that the City Clerk of the City of Hernando, Mississippi shall cause the aforesaid budget to be published at least one (1) time in the DeSoto Times Tribune, a newspaper published in Hernando, Mississippi, during the month of September, 2021.

Motion was duly made by Alderman Harris seconded by Alderwoman Lynch to approve the proposed budget for FYE 2021. A roll call vote was taken with the following results:

Those voting “Aye”: Alderman Robinson, Alderman Piper, Alderman Harris, Alderwoman Lynch, and Alderman Miller.

Those voting “Nay”: Alderman Wicker and Alderwoman Ross.

SO ORDERED on this the 7th day of September, 2021.

Chip Johnson, Mayor

Attest:

Pam Pyle, City Clerk

Publish in DeSoto Times Tribune
September 16, 2021

**APPROVAL OF MOU FROM THE DEPARTMENT OF FINANCE AND
ADMINISTRATION TO RECEIVE FUNDING APPROPRIATED IN SENATE BILL
2948 OF NOT MORE THAN \$250,000.00 TO ASSIST IN PAYING THE COST
ASSOCIATED WITH REPAIRS TO ITS STREETS.**

Motion was duly made by Alderman Robinson and seconded by Alderman Miller for approval of MOU from the Department of Finance and Administration to receive funding appropriated in Senate Bill 2948 of not more than \$250,000.00 to assist in paying the costs associated with repairs to its streets.

A vote was taken with the following results:

Those voting “Aye”: Alderman Harris, Alderwoman Lynch, Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross, and Alderman Piper.

Those voting “Nay”: None.

ORDERED AND DONE this the 7th day of September 2021.

Government

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (hereinafter the “MOU”) is entered into between the Department of Finance and Administration (hereinafter the “DFA”) and the City of Hernando for the purpose of establishing the agreed upon conditions under which the DFA may disburse funds to assist the City of Hernando in paying costs associated with the local project (hereinafter the “Project”) specified in Section 29(cc) of Senate Bill 2948, 2021 Regular Legislative Session, Laws of 2021, (hereinafter the “Act”). This MOU is entered into pursuant to, and subject to the terms of the Act, which authorizes an amount not to exceed \$250,000.00 (hereinafter the “Project Funds”), for the Project. **(PLEASE NOTE THAT IT YOUR RESPONSIBILITY TO SPEND THE FUNDS RECEIVED FROM THE STATE IN ACCORDANCE WITH THE ACT.)**

RECITALS

WHEREAS, Section 29 of Senate Bill 2948, 2021 Regular Legislative Session authorized expenditures from the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, as amended, for certain projects; and

WHEREAS, pursuant to Section 29(cc) of the Senate Bill 2948, 2021 Regular Legislative Session, Laws of 2021, the Legislature has appropriated funds to the City of Hernando to pay the costs of the Project; and

WHEREAS, the City of Hernando shall maintain the Project Funds in a separate bank account; and

WHEREAS, the Act authorizes the DFA, within its discretion, to disburse monies in the Capital Expense Fund to pay the costs of the Project; and

WHEREAS, the DFA has requested the City of Hernando to maintain on file the documentation listed in "Exhibit A" attached hereto and incorporated herein by reference, to the extent required by the State's bidding laws; and

WHEREAS, the City of Hernando agrees to make every effort to expend the funds within thirty-six (36) months from the date of receipt from the State; and

WHEREAS, the City of Hernando agrees that if any proceeds from the Project Funds are remaining at the completion of the Project, said funds shall be returned to the DFA to be returned to the Capital Expense Fund; and

WHEREAS, the City of Hernando agrees to provide quarterly notarized reports to the DFA that summarized the expenditure of the Project Funds and also provides an update on the status of the Project. The quarterly reports must be provided on a form prescribed by the DFA and must include all invoices and bank statements associated with the reported expenditures. The quarterly reports shall be provided within thirty (30) days of each calendar quarter end. The City of Hernando shall also provide to the DFA a final report no more than thirty (30) days after final expenditure of funds, summarizing the expenditures and use of the Project Funds upon completion of the Project. All invoices that have not previously been submitted, shall be submitted upon completion of the Project; and

WHEREAS, the DFA finds, consistent with the Act, that it is in the best interest of the DFA and the City of Hernando that the funds on deposit in the Capital Expense Fund for the City of Hernando should be disbursed to the City of Hernando and that the City of Hernando shall directly administer the expenditure of such funds for the Project.

NOW THEREFORE, IT IS MUTALLY AGREED BY THE DEPARTMENT OF FINANCE AND ADMINISTRATION AND THE CITY OF HERNANDO AS FOLLOWS:

Section 1. Each and all of the facts and finding set forth in the preamble clauses of this Memorandum are hereby found and determined to be true and accurate and are incorporated herein by this reference thereto as though set forth again in words and figures.

Section 2. The DFA, pursuant to the Act, shall disburse the Project Funds from the Capital Expense Fund upon written request of the City of Hernando to pay the costs associated with the Project.

Section 3. The City of Hernando certifies and agrees to make every effort to use all funds received from the Capital Expense Fund within the recommended thirty-six (36) month time period from the date of receipt and **solely** for the costs of the Project as set forth in the Act and upon the terms and provisions of this MOU. Failure of the City of Hernando to adhere to any provision within this MOU may result in immediate action by the State to recover any unexpended funds.

Section 4. The City of Hernando agrees to properly and competitively execute such procurements in accordance with State law. Failure to adhere may cause the DFA to withhold all sums for the Project and seek recovery of the same. Further, the City of Hernando agrees to maintain on file the documentation listed in "Exhibit A" attached hereto and incorporated herein, in accordance with the law and the recitals of this MOU.

Section 5. The City of Hernando agrees to provide the DFA quarterly notarized reports as set forth hereinabove, in a format prescribed by the DFA. The quarterly reports shall be

provided within thirty (30) days of each calendar quarter end. The City of Hernando shall also provide the DFA with a final report summarizing the expenditures and use of the State Fund proceeds no more than thirty (30) days after final expenditure of the Project Funds.

Section 6. The City of Hernando agrees to maintain copies of all invoices, bank statements, and similar documentation for each expenditure of all funds received from the Capital Expense Fund sufficient to satisfy and confirm, to DFA's satisfaction, that such funds have been expended **solely** for the costs of the project as authorized and provided by the Act.

Section 7. The City of Hernando agrees to administer the Project with respect to construction to be completed in accordance with the State procurement laws.

Section 8. The City of Hernando agrees that if any proceeds from the Project Fund are remaining at the completion of the Project, said funds shall be returned to the DFA to be returned to the Capital Expense Fund.

Section 9. All notices or information pursuant to this MOU shall be provided as follows:

Chip Johnson, Mayor
475 West Commerce Street
Hernando, Mississippi 38632
Telephone: 662-429-9092
Email: pplye@cityofhernando.org

Department of Finance and Administration
Attention: Gilda Reyes, Bond Advisory Director
(For submission of reports and questions regarding funding)
501 North West Street, Suite 1301
Jackson, Mississippi 39201
Telephone: 601-359-5516
Facsimile: 601-359-3402
Email: Gilda.Reyes@dfa.ms.gov

Section 10. This MOU shall be effective from and after the final signature date.

IN WITNESS WHEREOF, the parties have affixed their signatures on the dates indicated below.

MISSISSIPPI DEPARTMENT OF FINANCE AND ADMINISTRATION

By: _____ Date: _____
Liz Welch, Executive Director

CITY OF HERNANDO

By: _____ Date: _____
Chip Johnson, Mayor

EXHIBIT A

The City of Hernando shall maintain on file, the following items in relation to the Project:

1. Proof of Advertisement (i.e. copy of the advertisement, MPTAP and/or procurement portal posting, etc.) for any Request for Qualification (RFQ), Request for Proposals (RFP), or Invitation for Bid (IFB).
2. A copy of the Program of Work for Project.
3. A copy of the Construction Documents and Invitation for Bid Documents and any other IFB, RFQ, RFP Documents including resultant Contracts for which funds will be expended.
4. A list of bidders/respondents, including the Bid Tabulation Form/Register of Proposals. For construction awards, include recommendation of the Professional for the award of contract. For items procured by RFQ or RFP, include evaluation committee tally sheets/overall scoring in support of award decision.
5. A copy of Contract award for construction of the Project.
6. A copy of all contractor pay requests and professional pay requests and approval of payment for said services.
7. All invoices.
8. All bank statements.

APPROVAL TO OPEN A BANK ACCOUNT FOR SENATE BILL 2948 FUNDS AND SIGNERS TO BE WILLIS JOHNSON, III, PAM PYLE, AIMEE CLAIRE HOLDER, AND JULIE GATES

Motion was duly made by Alderman Miller and seconded by Alderman Wicker to approve to open a bank account for Senate Bill 2948 funds and signatures on the account to be Willis Johnson, III, Pam Pyle, Aimee Claire Holder, and Julie Gates.

A vote was taken with the following results:

Those voting "Aye": Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller, Alderman Robinson, Alderman Wicker, and Alderwoman Ross.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

APPROVE TO ADOPT THE DCRUA SERVICE AREA MAP FOR HERNANDO

Joe Frank Lauderdale presented.

This map identifies each cities retail sewer service areas in the County.

Motion was duly made by Alderman Piper and seconded by Alderman Miller to approve the adoption of the DCRUA Service area map for Hernando as presented.

A vote was taken with the following results:

Those voting "Aye": Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller, Alderman Robinson, and Alderman Wicker.

Those voting "Nay": None.

ORDERED AND DONE this the 7th day of September, 2021.

APPROVAL TO APPLY FOR THE MISSISSIPPI HUMANITIES COUNCIL PRIME TIME READING TIME GRANT FOR EXCEL BY 5.

Motion was duly made by Alderman Robinson and seconded by Alderwoman Wicker to apply for the Mississippi Humanities Council Prime Time Reading Time grant for Excel By 5. This is a 6-week intergenerational program for children in Kindergarten and First grade to encourage reading and teach value-based lessons. The grant is an in-kind matching grant.

A vote was taken with the following results:

Those voting “Aye”: Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller and Alderman Robinson.

Those voting “Nay”: None

ORDERED AND DONE this the 7th day of September, 2021

APPROVE REQUEST FROM KUDZU PLAYHOUSE (NON-PROFIT) TO USE THE GALE COMMUNITY CENTER FOR REHEARSALS SEPTEMBER 16, 23, 30, OCTOBER 7, 14, 21, 28, NOVEMBER 4 AND 11TH FREE OF CHARGE FROM 6:00 PM TO 10:00 PM 4 HOURS MAXIMUM EACH DATE.

Motion was duly made by Alderman Wicker and seconded by Alderwoman Miller to approve the request from Kudzu Playhouse (non-profit) to use the Gale Community Center for rehearsals September 16, 23, 30, October 7, 14, 21, 28, November 4 and 11th free of charge and waive the cleaning fee from 6:00 pm to 10:00 pm 4 hours max each date.

A vote was taken with the following results:

Those voting “Aye”: Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, Alderwoman Lynch, Alderman Miller and Alderman Robinson.

Those voting “Nay”: None

ORDERED AND DONE this the 7th day of September, 2021

APPROVE UTILITY ADJUSTMENTS

Motion was duly made by Alderman Harris and seconded by Alderman Miller to approve Utility Adjustments as presented.

A vote was taken with the following results:

Those voting “Aye”: Alderman Miller, Alderman Robinson, Alderman Wicker, Alderwoman Ross, Alderman Piper, Alderman Harris, and Alderwoman Lynch.

Those voting “Nay”: None.

ORDERED AND DONE this the 7^h day of September, 2021

Utility Bill Adjustment Docket				
The address listed below experienced a leak and did not receive the benefit of receiving water service.				
	House #	Street	Adjusted Amount	Reason for Leak Adjustment
1	1705	Cedar Grove Dr	151.29	Water ran under house from East side of the house to the West side.



WATER LEAK REPAIR VERIFICATION

City of Hernando Utility Department
475 W Commerce St
Hernando, MS 38632
662-429-9092

Names as it appears on bill Robert L. Brown
Service Address 1705 CEDAR GROVE DR
Phone Number 901-832-9006
Customer Account# 05-0563801

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

Property owner or manager Name & Phone # _____

Date of Repair 8-18-21

Repaired by Dixie Plumbing

Explanation & Location of Leak BATHROOM ON EAST SIDE OF House WATER RAN under house to West side, cut cabinet out under sink then

PLEASE READ AND INITIAL THE STATEMENTS BELOW BEFORE SIGNING.

SKB APPLYING FOR A LEAK ADJUSTMENT DOES NOT PREVENT YOUR SERVICES FROM BEING DISCONNECTED. You are still responsible for paying your bill as normal. You will be contacted by the office once the adjustment is complete. *baseboard to go behind toilet finish through attic.*

SKB I have attached a receipt for the repairs with the leak adjustment form. (The receipt must show the leak was outside.)

SKB I understand that the leak adjustment must be approved by the board. If it is not approved by the board, I will be responsible for the balance.

SKB I understand that I am only eligible for one leak adjustment per 12 months. THERE ARE NO EXCEPTIONS TO THIS POLICY.

Customer Signature Sandra Kay Brown Date 8-19-21

For Office Use Only

Account Number 05-0563801 Billing Period Ending 8-31-21

High month usage 21 minus 6 month average 4 = Amount of Adjustment 17

\$151.29 Credit
Approved 8-24-21
10/22



Work Order Form

Po Box 280882 • Memphis, TN 38168
901-829-5325

<input type="checkbox"/> RESIDENTIAL <input type="checkbox"/> COMMERCIAL <input type="checkbox"/> INDUSTRIAL <input type="checkbox"/> APARTMENT/CONDO <input type="checkbox"/> MUNICIPAL	JOB INFORMATION TAKEN BY: _____ REFERRAL: _____ TECH: <u>Matt</u> DATE OF JOB: <u>8/13</u> TIME: <u>Addon</u>
POOL/SPA TYPE: <input type="checkbox"/> Pool <input type="checkbox"/> Spa <input type="checkbox"/> Fountain <input type="checkbox"/> w/Fall <input type="checkbox"/> Pool/Spa Combo TYPE OF POOL: <input type="checkbox"/> Gunite <input type="checkbox"/> Vinyl <input type="checkbox"/> Fiberglass <input type="checkbox"/> Other _____ Pumps _____ Skimmers _____ IS POOL/SPA FULL: WATER LOSS WHEN RUNNING: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> More <input type="checkbox"/> Less <input type="checkbox"/> Same	SITE NAME: <u>Kay Brown</u> CONTACT: _____ ADDRESS: <u>1705 Cedar Grove Dr.</u> CITY/STATE: _____ ZIP: <u>38132</u> HM PHONE: _____ WK PHONE: _____ CELL: <u>332-9006</u> FAX: _____
SLAB HOW DO THEY KNOW THERE IS A LEAK: <input type="checkbox"/> No Visible leaks <input type="checkbox"/> Hear Water Running <input type="checkbox"/> Hot Floor <input type="checkbox"/> Meter Always Running <input type="checkbox"/> Standing Water <input type="checkbox"/> Mold How Many Bathrooms: _____	BILLING NAME: _____ CONTACT: _____ ADDRESS: _____ CITY/STATE: _____ ZIP: _____ HM PHONE: _____ WK PHONE: _____ CELL: _____ FAX: _____
SEWER <input type="checkbox"/> LEAK <input type="checkbox"/> SEWER CAMERA <input type="checkbox"/> ODOR <input type="checkbox"/> CLEANOUT <input type="checkbox"/> BLOCKAGE <input type="checkbox"/> SMOKE TEST TYPE OF PIPE: LINE TRACE: <input type="checkbox"/> Septic <input type="checkbox"/> Sewer <input type="checkbox"/> Cast Iron <input type="checkbox"/> Plastic <input type="checkbox"/> Other: _____ Size: _____	PRE-VISIT NOTES: _____ _____ _____ _____
LOCATIONS <input type="checkbox"/> Electrical <input type="checkbox"/> Conduit <input type="checkbox"/> Water <input type="checkbox"/> Irrigation <input type="checkbox"/> Main Line TYPE OF PIPE: Size: _____ <input type="checkbox"/> Cast Iron <input type="checkbox"/> Poly <input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Other: _____	
ESTIMATE FOR LEAK DETECTION \$ <u>335</u> Authorization: _____	
SPECIALIST REPORT: <u>I completed an electronic leak detection at the above location. The water line is leaking below slab in ball bathroom and could extend under tile. This bathroom is located on front left side of house. Water is showing up in back right corner of house which is down hill from where leak was marked with tape. Myself was between toilet and tub. This was shown to home owner. He had landlord sound on toilet stop and run cut off in this bathroom during point check.</u>	
<input type="checkbox"/> LOCATION GUARANTEE: Thank you for the opportunity to have been of service to you. We strive to please, so if you are in any way not satisfied with our service please let us know. To avoid any misunderstanding, we point out that our guarantee is as follows: American Leak Detection will use its best efforts to accurately detect the location of the leak. In the event that American Leak Detection fails to accurately locate a leak on its first attempt American Leak Detection will retest for the leak at no charge. This must be proven within 5 working days of the original detection. American Leak Detection is not liable for any damages or costs arising from inaccurate location in excess of the fee paid. This price is good for one leak.	
<input checked="" type="checkbox"/> NO LOCATION GUARANTEE: <u>Due to possible cavity and PVC piping, unable to locate.</u> This price is good for one leak.	
By signing below client agrees to the charges and acknowledges that work is satisfactory	
Signed <u>X Sandia Kay Brown</u> Date <u>8-13-21</u>	DETECTION FEE: <u>\$335</u> TOTAL DUE: <u>\$</u> AMOUNT PAID: <u>\$335</u> CHECK NUMBER: <u>#1795</u>

DIXIE PLUMBING
of Northwest MS LLC.
P.O. box 791
Hernando, MS 38632

450807

CUSTOMER'S ORDER NO.		DEPARTMENT		DATE 8/18/21	
NAME Kay Brown					
ADDRESS 1705 Cedar Grove Dr.					
CITY, STATE, ZIP Hernando MS 38632					
SOLD BY	CASH	C.O.D.	CHARGE	ON. ACCT.	MOSE. RETD.
PAID OUT					
QUANTITY	DESCRIPTION			PRICE	AMOUNT
1					
2	Eliminated line				
3	going to South				
4	toilet and ran				
5	new line through				
6	attic				
7					
8	Service / labor			455	
9	parts			42	
10	tax			38.89	
11					
12	Total				585.89
13					
14					
15					
16					
17					
18					
RECEIVED BY					

A-2005
1-4012046399

KEEP THIS SLIP FOR REFERENCE

01-11

Invoice



Date: 8/11/2021
 Invoice #: 1177559

Remittance Address:
 195 Old Hwy 51, Hernando, MS 38632

Phone: (662) 429-7776
 Fax: (662) 429-0130

Bill To		Job Name or Location:	
ROBERT & KAY BROWN 1705 CEDAR GROVE DRIVE HERNANDO, MS 38632			
Description	Qty	Rate	Amount
MS RESIDENTIAL SERVICE CALL - CHECKED FOR IRRIGATION LEAK. POSSIBLE WATER LINE HOUSE LEAK		52.00	52.00T
MS LABOR - 0.50 HOURS		34.00	34.00T
MS SALES TAX		7.00%	6.02
BALANCE DUE			\$92.02

detach and send with payment

ROBERT & KAY BROWN
 1705 CEDAR GROVE DRIVE
 HERNANDO, MS 38632

Please call into our office to pay by credit card. **Please note: We now keep credit card information on file. Signature to use Credit Card for this purchase. Please include credit card type, credit card number and expiration date.	<p align="center">Balance Due</p> <p align="center">Amount Paid: \$ _____</p>
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WTR111 Account Maintenance

Account: 05-0563601 Name: BROWN, ROBERT L

General Services Deposits Back Flow Rates Work Orders History Attachments

Billing History Payment History

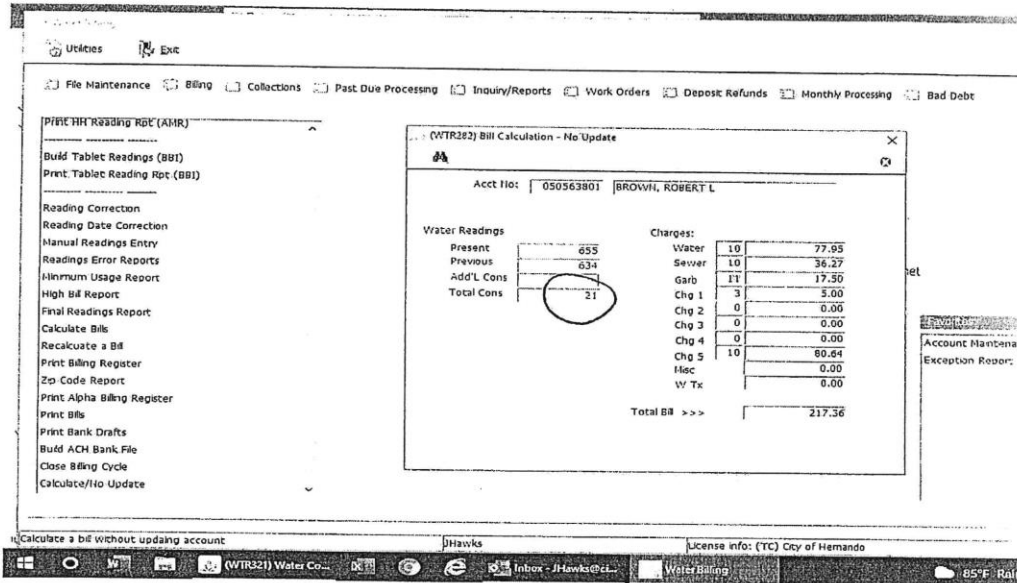
Period	Code	Previous Reading	Present Reading	Consumption	Amount Due
08/31/2021	10	634	635	21	0.00
07/31/2021	10	629	634	5	74.64
06/30/2021	10	626	629	3	57.50
05/31/2021	10	621	626	5	74.64
04/30/2021	10	617	621	4	66.07
03/31/2021	10	615	617	2	48.93
02/28/2021	10	611	615	4	66.07
01/31/2021	10	608	611	3	57.50
12/31/2020	10	604	608	4	66.07
11/30/2020	10	601	604	3	57.50
10/31/2020	10	598	601	3	57.50
09/30/2020	10	595	598	3	57.50
08/31/2020	10	592	595	3	57.50

Print for the Period: 08/31/2021 - 08/31/2021

Last Update: Date: 01/29/2020 16:01:07 User: COHSVR3/ASstler

881 Login: ASstler

4 avg



59.15	217.36
26.86	- 151.29
65.28	-----
151.29	66.07

ADJOURN

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

Motion passed with a unanimous vote of "Aye".

RESOLVED AND DONE, This 7th day of September, 2021

MAYOR CHIP JOHNSON

ATTEST:

PAM PYLE, CITY CLERK