

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, May 19, 2015, at 6:00 P.M. with Mayor Pro Tem Sam Lauderdale presiding. Aldermen present were: Alderman Bryant, Alderman Miller, Alderman Higdon, and Alderman McLendon. Also present for the meeting were: City Attorney Kenny Stockton, City Engineer Joe Frank Lauderdale, Planning Director Jared Darby, Fire Chief Hubert Jones, Public Works Director Gary McElhannon, Parks Director Dewayne Williams, Doug Francis, Gene Hobbs, Carolyn Richards, Kitty Dell Moore, Hettie Lee Barnes, Tom Ferguson, Roy Ketchum, Laura B Stevens, Dennis M Schell, Mary J Stark, Wade A Stark, Kate Ketchum, Robert Long, Chris Ward, and Rob Ramage.

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### INVOCATION

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Alderman Miller gave the invocation.

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### APPOINT SPECIAL MAYOR PRO TEM

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Motion was duly made by Alderman Bryant, and seconded by Alderman Hobbs, to appoint Special Mayor Pro Temp Gary Higdon for item number 5. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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### APPROVAL OF AGENDA

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Agenda  
City of Hernando  
Mayor and Board of Alderman  
Regular Meeting

May 19, 2015

6:00pm

- 1) Call the meeting to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s 108006 – 108247 less 108012, 108013, 108041 – 108051, and 108151

- 5) Approve Docket of Claims No.'s (Lauderdale) 108012 and 108151
- 6) Approve Docket of Claims No.'s (Bryant) 108041 - 108051
- 7) Approve Docket of Claims No.'s (Miller) 108013
- 8) Approve Minutes
- 9) Consent Agenda
  - A) Authorize step increase raise for Dispatcher Cody Smith of \$1.48 per hour
  - B) Authorize step increase raise for Police Officer Jacob Bramlett of \$2.11 per hour
  - C) Authorize Joesph Harris to attend the Law Fit Challenge in Olive Branch, MS on July 16 – 18, 2015 and authorize to pay registration
  - D) Authorize a step increase and certification raise of \$2.46 per hour for Cheryl Tolbert
- 10) Request from Desoto Shrine Club for funding of \$300
- 11) Request from Laura Stevens to close streets for a wedding on June 20, 2015
- 12) Authorize to hire Frederick Tuggle to fill an open and budgeted position in the Litter Control section of the Public Works Department at a rate of \$10.25 per hour
- 13) Request for a Freeport Warehouse Tax Exemption (license) from Tegra Medical – exempts property taxes on finished goods distributed outside of Mississippi
- 14) Approve JT Shannon/Shamrock RIF project Budget Modification and authorize Mayor to sign all related documents
- 15) Authorize Mayor to sign a contract with Unifirst for uniforms for the Parks department
- 16) Ordinance Amendment for Hernando Memorial Park
- 17) Interlocal Agreement Between DeSoto County, Mississippi, The City of Hernando, Mississippi, The City of Horn Lake, Mississippi, The City of Olive Branch, Mississippi and The City of Southaven, Mississippi for the Shared Funding and Use of Election Equipment
- 18) Discussion and possible adoption of parking ordinance for the square
- 19) Adopt Resolution Appointing Mississippi Municipal League 2015 Voting Delegates for the City of Hernando
- 20) Accept the 2015 Continuing Disclosure Submission from Butler Snow

## 21) Adjourn

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015.

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**APPROVE DOCKET OF CLAIMS NO.'S 108006 – 108247 LESS 108012, 108013, 108041 – 108051, AND 108151**

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The Board of Aldermen were presented with a docket of claims No. 108006 – 108247 LESS 108012, 108013, 108041 – 108051, and 108151 in the amount of \$602,009.84 for approval.

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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**APPROVE DOCKET OF CLAIMS NO. 108012 (LAUDERDALE)**

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Alderman Lauderdale recused himself and left the room.

Alderman Higdon acting as Special Mayor Pro Tem

The Board of Aldermen were presented with a docket of claims No. 108012 in the amount of \$201,068.31 for approval.

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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**APPROVE DOCKET OF CLAIMS NO. 108041 - 108051 (BRYANT)**

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Alderman Bryant recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 108041 - 108051 in the amount of \$4,587.05 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 McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Miller, and Alderman Higdon.

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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**APPROVE DOCKET OF CLAIMS NO. 108013 (MILLER)**

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Alderman Miller recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 108013 in the amount of \$36,597.16 for approval.

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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**APPROVE MINUTES FROM THE REGULAR BOARD MEETING ON MAY 5, 2015**

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Alderman Lauderdale recused himself and left the room.

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to approve the Minutes from the regular Board Meeting on May 5, 2015 as presented, correcting Alderman Millers comment on page 17 to read "asked why the sidewalks were required on East Parkway on both sides" also to state that Alderman Lauderdale recused himself and left the room on item 17. A vote was taken with the following results:

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

Those voting "Nay": None.

Alderwoman Brooks and Alderman Hobbs abstained from voting.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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**CONSENT AGENDA**

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- A) Authorize step increase raise for Dispatcher Cody Smith of \$1.48 per hour
- B) Authorize step increase raise for Police Officer Jacob Bramlett of \$2.11 per hour
- C) Authorize Joesph Harris to attend the Law Fit Challenge in Olive Branch, MS on July 16 – 18, 2015 and authorize to pay registration
- D) Authorize a step increase and certification raise of \$2.46 per hour for Cheryl Tolbert

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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**REQUEST FROM DESOTO SHRINE CLUB FOR FUNDING OF \$300**

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Motion was duly made by Alderman Higdon, and seconded by Alderman Hobbs to approve the request from the Desoto Shrine Club for funding of \$300.00 for their annual BBQ cook off. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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**REQUEST FROM LAURA STEVENS TO CLOSE STREETS FOR A WEDDING ON JUNE 20, 2015**

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Motion was duly made by Alderman Higdon, and seconded by Alderwoman Brooks to approve the request from Laura Stevens to close streets for a wedding on June 20, 2015 from 8am to midnight. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

**AUTHORIZE TO HIRE FREDERICK TUGGLE TO FILL AN OPEN AND BUDGETED POSITION IN THE LITTER CONTROL SECTION OF PUBLIC WORKS DEPARTMENT AT A RATE OF \$10.25 PER HOUR**

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Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to approve to hire Frederick Tuggle to fill an open and budgeted position in the Litter Control section of the Public Works Department at a rate of \$10.25 per hour, based on the Personnel Committee's recommendation, following the recommendation of the Public Works Director. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

**REQUEST FOR A FREEPORT WAREHOUSE TAX EXEMPTION (LICENSE) FROM TEGRA MEDICAL – EXEMPTS PROPERTY TAXES ON FINISHED GOODS DISTRIBUTED OUTSIDE OF MISSISSIPPI**

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Dennis Schell presented the request to the Board.

Alderman Miller asked about the positions available, needing only experienced workers and no entry level workers. Mr. Miller tried to clarify a statement in the request, that the experienced workers would not come from Desoto County.

Dennis Schell answered that the positions open were for experienced workers, and there aren't many, if any, workers in Desoto County with the CNC machinists' experience. Mr. Schell stated that they have tried to find experienced workers in Desoto County. We don't have any entry level positions open at this time. Dennis Schell advised that the jobs that were experienced paid \$20.00 - \$25.00 per hour.

Alderman Miller suggested that on the next tax exemption request, we make sure that a percentage of workers have to be hired from Desoto County.

Motion was duly made by Alderman Hobbs, and seconded by Alderman McLendon to approve the request for a Freeport Warehouse Tax Exemption (License) from Tegra Medical, which exempts property taxes on finished goods distributed outside of Mississippi. A vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, and Alderman McLendon.

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

**APPROVE JT SHANNON/SHAMROCK RIF PROJECT BUDGET MODIFICATION  
AND AUTHORIZE MAYOR TO SIGN ALL RELATED DOCUMENTS**

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Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to approve the JT Shannon/Shamrock RIF project budget modification and authorize Mayor Johnson to sign all related documents. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

**AUTHORIZE MAYOR TO SIGN A CONTRACT WITH UNIFIRST FOR UNIFORMS  
FOR THE PARKS DEPARTMENT**

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Alderman McLendon asked where the company was located at.

Mayor Pro Tem Laudedale answered Memphis.

Gary McElhannon stated that the Public Works department uses this company also.

Motion was duly made by Alderman Higdon, and seconded by Alderman Hobbs to authorize the Mayor to sign a contract with Unifirst for uniforms for the Parks Department. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

**ORDINANCE AMENDMENT FOR HERNANDO MEMORIAL PARK**

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Alderman Miller is concerned about the vault requirement and the expense associated with the cost of the vault. It should not be a requirement; it should be a choice for the citizen.

Alderwoman Brooks replied that the committee looked at other cemeteries and the use of vaults assisted with the ground from settling.

Alderman Higdon stated that fiberglass material is being used for vaults, which is less expensive.

Alderwoman Brooks is concerned that the purpose is to maintain the integrity of the grave.

Tom Ferguson, 93 LaBauve, stated that the vaults cost more money and that the City needed to hire a grounds keeper to back fill the graves.

Kitty Moore, 1410 Pendulum Dr, stated that most families wanted vaults to protect the loved ones.

Alderwoman Brooks stated that the purpose of the committee was to evaluate and come up with procedures to help maintain the cemetery.

Alderman Higdon stated that he wants a perpetual maintenance fund. He is concerned about the need for vault wording.

Carolyn Richards, 339 Kimber Ln, is concerned about the Ordinance to be done, she had no knowledge about this item being on the agenda.

Alderman Higdon discussed the requested changes and the need for this item to be tabled.

Gene Norwood, 2521 Caffey St, questioned the 80% going into the Park fund.

Roy Ketchum, 385 Kimber Ln, wants to see the proposed Ordinance.

Alderman McLendon is concerned about the actual maintenance cost.

Tom Ferguson would like to see this item tabled.

Alderman McLendon wants to know the actual maintenance cost.

Mayor Pro Tem Lauderdale stated that the Mayor did not get that number to him yet.

Alderman Higdon stated that the purpose to approve the Ordinance is to make the cemetery perpetual fund.

Alderman Miller advised that the Mayor sets the agenda, regarding a question as to when it will be reset as asked by Tom Ferguson.

Kenny Stockton summarized the amendments to the Ordinance that was proposed.

Motion was duly made by Alderman Higdon, and seconded by Alderman McLendon to table this item for further review. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015



**INTERLOCAL AGREEMENT BETWEEN DESOTO COUNTY, MISSISSIPPI, THE CITY OF HERNANDO, MISSISSIPPI, THE CITY OF HORN LAKE, MISSISSIPPI, THE CITY OF OLIVE BRANCH, MISSISSIPPI AND THE CITY OF SOUTHAVEN, MISSISSIPPI FOR THE SHARED FUNDING AND USE OF ELECTION EQUIPMENT**

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Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to approve the Interlocal agreement between Desoto County, Mississippi, The City of Hernando, Mississippi, The City of Horn Lake, Mississippi, The City of Olive Branch, Mississippi and the City of Southaven, Mississippi for the shared funding and use of Election Equipment. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

**DISCUSSION AND POSSIBLE ADOPTION OF PARKING ORDINANCE FOR THE SQUARE**

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Alderman Higdon stated that this was brought up because of people parking on the outside of the square and staying there all day. Store owners are complaining that their customers cannot park near their stores. I would like an Ordinance adopted for the City to control part of the parking on the square from 8am to 5pm Monday through Friday, with a two hour limit.

Alderman Miller stated that he agreed with Alderman Higdon, but he wanted to insure that we had adequate personnel to be able to handle it.

Alderman McLendon suggested a fine of \$50.00

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to table this item for further review. A vote was taken with the following results:

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

Those voting "Nay": Alderman Higdon and Alderman McLendon

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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**ADOPT RESOLUTION APPOINTING MISSISSIPPI MUNICIPAL LEAGUE 2015  
VOTING DELEGATES FOR THE CITY OF HERNANDO**

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**RESOLUTION APPOINTING MISSISSIPPI MUNICIPAL LEAGUE  
2015 VOTING DELEGATES  
FOR THE CITY OF HERNANDO**

**WHEREAS**, the Mississippi Municipal League amended the bylaws of the association to provide for a ballot election, to be conducted by the officers of the Mississippi Municipal Clerks and Collectors Association, to be held each year at the summer convention, to elect a second vice president and to vote on any proposed bylaw changes; and

**WHEREAS**, the amended bylaws require the governing authority board (Alderman, City Council, City Commission) to designate in its minutes the voting delegate and two alternates to cast the vote for each member municipality.

**NOW, THEREFORE, BE IT RESOLVED BY THE (Governing Authority Board)  
OF THE CITY OF HERNANDO**

In accordance with the bylaws of the Mississippi Municipal League, the voting delegate(s) for the 2015 Mississippi Municipal League election to be held at the annual convention on June 22 - 24, 2015 are as follows:

Voting Delegate:	Mayor Chip Johnson
First Alternate:	Alderman Lauderdale
Second Alternate:	Alderman Miller

That public interest and necessity requiring same, this Resolution shall become effective upon passage.

The above and foregoing Resolution, after having been first reduced to writing, was introduced by Alderman Higdon, seconded by Alderman Hobbs, and was adopted by the following vote, to-wit:

**YEAS:** Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs.

**NAYS:** None.

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the 19<sup>th</sup> day of May 2015.

ATTEST:

APPROVED:

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CITY CLERK

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MAYOR

**ACCEPT THE 2015 CONTINUING DISCLOSURE SUBMISSION FROM BUTLER  
SNOW**

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**CONTINUING DISCLOSURE INFORMATION STATEMENT**

**BY THE CITY OF HERNANDO, MISSISSIPPI**

**(March 20, 2014)**

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Pursuant to the Continuing Disclosure Agreements (the "Continuing Disclosure Agreement") executed by the City of Hernando (the "City"), in connection with the following bond issues:

\$5,000,000 General Obligation Bonds, Series 2007 (CUSIP Number 427668 DP0)

\$4,465,000 General Obligation Refunding Bonds, Series 2012 (CUSIP Number 427668 EA2)

the City hereby provides the information described in such Continuing Disclosure Agreement.

**Section 1. Annual Report.**

- A. Updated financial information and operating data of the City; attached hereto as **APPENDIX A**;
- B. Updated financial statements of the City; attached hereto as **APPENDIX B**; and
- C. Updated budgeted or estimated revenues and expenditures of the City; attached hereto as **APPENDIX C**.

**Section 2. Event Notice.**

The City certifies that none of the event notices have occurred with respect to the Bonds:

Principal and interest payment delinquencies;

- (2) Non-payment related defaults, if material;
- (3) Unscheduled draws on debt service reserves, if any, reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Bonds, or other material events affecting the tax status of the Bonds;
- (7) Modifications to rights of Bondholders, if material;
- (8) Bond calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution, or sale of property, if any, securing repayment of the Bonds, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership, or similar event of the Issuer;
- (13) The consummation of a merger, consolidation, or acquisition involving the Issuer or the sale of all or substantially all of the assets of the Issuer, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and/or
- (14) Appointment of a successor or additional trustee or the change of name of a trustee, if material.

**Section 3. Notice.**

- (a) Pursuant to the Continuing Disclosure Agreements, notice is hereby given that the City's FY 2014 audited financial statements are not available at the time of filing.

The City filed its unaudited financial information for FY 2014 on January 9, 2015. The City will file the 2014 audited financial statements when said statements become available.

**Section 4. Certification.**

We, the undersigned officers of the City, hereby certify as follows:

That the information, representations and warranties of the City contained herein are true and correct in all material respects on and as of the date of this Continuing Disclosure Information Statement. Further, this Continuing Disclosure Information Statement does not contain any untrue statements of material fact or omit to state any material fact necessary in order to make the statements made herein in light of the circumstances under which they were made, not misleading.

**IN WITNESS WHEREOF**, the City has caused this Continuing Disclosure Information Statement to be executed in its name by its undersigned officer, duly authorized, all as of the date first above written.

**CITY OF HERNANDO, MISSISSIPPI**

**BY:** \_\_\_\_\_  
**Mayor**

(SEAL)

**ATTESTED:**

**BY:** \_\_\_\_\_  
**City Clerk**

**APPENDIX A**

**INFORMATION ON THE CITY**

**APPENDIX B**

<sup>1</sup> City’s FY 2014 audited financial statements are not available at the time of filing. The City filed its unaudited financial information for FY 2014 on January 9, 2015. The City will file the 2014 audited financial statements when said statements become available.

**AUDITED FINANCIAL STATEMENTS FOR THE CITY FOR FISCAL YEAR ENDED SEPTEMBER 30, 2014<sup>1</sup>****APPENDIX C****2015 BUDGET**

Motion was duly made by Alderman Higdon, and seconded by Alderman McLendon to accept The 2015 Continuing Disclosure Submission from Butler Snow. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 19<sup>th</sup> day of May, 2015

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**ADJOURN**

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

Motion passed with a unanimous vote of "Aye".

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PRO TEM MAYOR SAM LAUDERDALE

ATTEST:

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KATIE HARBIN, CITY CLERK