The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, December 2, 2014, at 6:00 P.M. with Mayor Chip Johnson presiding. Aldermen present were: Sam Lauderdale, Sonny Bryant, Andrew Miller, Alderman McLendon, and Jeff Hobbs. Also present for the meeting were: City Clerk Katie Harbin, City Attorney Kenny Stockton, City Engineer Joe Frank Lauderdale, Police Chief Mike Riley, Fire Chief Hubert Jones, Public Works Director Gary McElhannon, Planning Director Jared Darby, Tina Hill, Andrea Rutherford, Henry Bailey, and Robert Long.

INVOCATION

Alderman Miller gave the invocation.

APPROVAL OF AGENDA

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

December 2, 2014 6:00pm

- 1) Call the meeting to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s 106151 106267 less 106157 and 106158
- 5) Approve Docket of Claims No.'s (Lauderdale) 106158
- 6) Approve Docket of Claims No.'s (Miller) 106157
- 7) Approve Minutes from the regular Board Meeting on November 18, 2014
- 8) Consent Agenda
 - A) Authorize Hubert Jones and Marshel Berry to attend the 2015 Mid-Winter MS Fire Chiefs Conference in Ridgeland, MS on January 19-21, 2015, also authorize to pay registration and travel expenses.
 - B) Authorize Bubba Early and Jason Desmond to attend Legislative Day for Fire Fighters at the Capital for the MS Association of Public Fire Safety Educators in Jackson, MS on January 19-20, 2014, also authorize to pay travel expenses.
 - C) Authorize Mayor Johnson, Jared Darby and Gia Matheny to attend the 14th Annual New Partners for Smart growth Conference in Baltimore, MD on Wednesday, January 28 Sunday, February 1, also authorize to pay travel expenses (will be reimbursed through the Brownfields Grant)
- 9) Request from Community Foundation of NW Mississippi to close streets for Noah's Gift 5K on October 31, 2015
- 10) Request from Heritage Oaks Townhomes Home Owners Association to have the City of Hernando accept Heritage Cove as a public street
- 11) Request from Desoto County Election Commission to use City of Hernando Fire Station #3 as a temporary county voting precinct
- 12) Authorize to hire Christy Walker as a part time Dispatcher

- 13) Subdivision Revision; Charleston Rowe, Section A, 1st Revision; Angela Rutherfod
- 14) Adopt amended Resolution authorizing City of Hernando Credit Card users (add Michelle Dunn)
- 15) Approve the Municipal Compliance Questionnaire fye 2014
- 16) Acceptance of water line improvements to serve Shannon Lumber Company project on Highway 51
- 17) Adjourn

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014.

APPROVE DOCKET OF CLAIMS NO.'S 106151 – 106267 LESS 106157 AND 106158

The Board of Aldermen were presented with a docket of claims No. 106151 - 106267 less 106157 and 106158 in the amount of \$730,825.38 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 Bryant, Alderman Miller, Alderman McLendon, Alderman Hobbs, Alderman Lauderdale.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014.

APPROVE DOCKET OF CLAIMS NO. 106158 (LAUDERDALE)

Alderman Lauderdale recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 106158 in the amount of \$224,115.29 for approval.

Motion was duly made by Alderman Miller, 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, Alderman Hobbs, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014

APPROVE DOCKET OF CLAIMS NO. 16157 (MILLER)

Alderman Miller recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 106157 in the amount of \$35,104.78 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 McLendon, Alderman Hobbs, Alderman Lauderdale, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014.

APPROVE MINUTES FROM THE REGULAR BOARD MEETING ON NOVEMBER 18, 2014

Motion was duly made by Alderman Hobbs and seconded by Alderman Miller to approve the Minutes from the regular Board Meeting on November 18, 2014 as presented. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014

CONSENT AGENDA

- A) Authorize Hubert Jones and Marshel Berry to attend the 2015 Mid-Winter MS Fire Chiefs Conference in Ridgeland, MS on January 19-21, 2015, also authorize to pay registration and travel expenses.
- B) Authorize Bubba Early and Jason Desmond to attend Legislative Day for Fire Fighters at the Capital for the MS Association of Public Fire Safety Educators in Jackson, MS on January 19-20, 2014, also authorize to pay travel expenses.
- C) Authorize Mayor Johnson, Jared Darby and Gia Matheny to attend the 14th Annual New Partners for Smart growth Conference in Baltimore, MD on Wednesday, January 28 Sunday, February 1, also authorize to pay travel expenses (will be reimbursed through the Brownfields Grant)

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014

REQUEST FROM THE COMMUNITY FOUNDATION OF NW MISSISSIPPI TO CLOSE STREETS FOR NOAH'S GIFT 5K ON OCTOBER 31, 2015

Motion was duly made by Alderman Hobbs, and seconded by Alderman McLendon to approve the request from the Community Foundation of NW Mississippi to close streets for the Noah's Gift 5K on October 31, 2015. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014

REQUEST FROM HERITAGE OAKS TOWNHOMES HOME OWNERS ASSOCIATION TO HAVE THE CITY OF HERNANDO ACCEPT HERITAGE COVE AS A PUBLIC STREET

Chris Camp was present to present the Board with the request from the Heritage Oaks Town Homes Home Owners Association, to have the City of Hernando accept Heritage Cove as a public street. Mr. Camp advised that the majority of the Home Owners Association wants the City to take the street over.

Kenny Stockton, City Attorney, advised Mr. Camp the things that would have to be done in order for the City to consider taking the street over.

Kenny Stockton and Joe Frank Lauderdale will get prices to Mr. Camp for the things that will need to be done, so that Mr. Camp can take the information back to the Home Owners to make a decision.

REQUEST FROM DESOTO COUNTY ELECTION COMMISSION TO USE CITY OF HERNANDO FIRE STATION #3 AS A TEMPORARY COUNTY VOTING PRECINCT

Tina Hill was present to represent the Desoto County Election Commission and their request to use the City of Hernando Fire Station #3 as a temporary county voting precinct.

Alderman Miller mentioned that traffic was a concern.

Tina Hill advised that she will work with the Police Chief and Sherriff to fix the traffic problem.

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to approve the request from the Desoto County Election Commission to use the City of Hernando Fire Station #3 as a temporary County voting precinct. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014

AUTHORIZE TO HIRE CHRISTY WALKER AS A PART TIME DISPATCHER

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to approve the hiring of Christy Walker as a part time Dispatcher, based on the Personnel Committee's recommendation, following the recommendation of the Police Chief. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014

SUBDIVISION REVISION; CHARLESTON ROWE, SECTION A, 1ST REVISION; ANDREA RUTHERFORD

Jared Darby presented the Board with the request from Andrea Rutherford for a subdivision revision in Charleston Rowe, section A, 1st revision.

Andrea Rutherford was present.

Motion was duly made by Alderman Hobbs, seconded by Alderman McLendon to approve the subdivision revision in Charleston Rowe, Section A, 1st revision submitted by Andrea Rutherford. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014.

ADOPT AMENDED RESOLUTION AUTHORIZING CITY OF HERNANDO CREDIT CARD USERS (ADD MICHELLE DUNN)

ADOPT AMENDED RESOLUTION AUTHORIZING CITY OF HERNANDO CREDIT CARD USERS

BOARD MEMBER Hobbs moved the adoption of the following Resolution and Order:

A RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN, THE GOVERNING BODY ("THE BOARD") OF THE CITY OF HERNANDO, MISSISSIPPI FINDING IT NECESSARY TO ACQUIRE A CREDIT CARD FOR GOVERNMENTAL OR PROPRIETARY PURPOSES AUTHORIZED BY LAW: FINDING THAT IT WOULD BE IN THE PUBLIC INTEREST TO ACQUIRE SUCH CREDIT CARD: FINDING THAT THE FIRST SECRUTIY BANK, HERNANDO, MISSISSIPPI, HAS OFFERED TO ACQUIRE SUCH CREDIT CARD: FINDING THAT SUCH PROPOSAL IS IN THE INTEREST OF THE BORROWER AND AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK (THE "AUTHORIZED OFFICERS") TO EXECUTE AN APPLICATION AND RESOLUTION.

WHEREAS, the Board has determined that it is necessary to acquire a credit card for purposes authorized by law and

WHEREAS, the Board does by these presents determine that it would be in the public interest to acquire a credit card; and

WHEREAS, the Board anticipates that it will not purchase more than \$10,000.00 in any month; and

WHEREAS, the First Security Bank of Hernando, Mississippi, has proposed to acquire said credit card with no annual fee.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:

SECTION 1: The Board hereby accepts the aforementioned proposal of First Security Bank pursuant to the terms and conditions thereto.

SECTION 2: The Authorized Officers are hereby authorized and directed to execute an Agreement for said credit card making the City of Hernando responsible for the payments charged on said credit card.

SECTION 3: The Board of Aldermen authorizes the following persons to use said credit cards:

Willis "Chip" Johnson Mayor
Katie Harbin City Clerk

Gary McElhannon Public Works Superintendent
Hubert Jones Fire Chief / EMS Director

James M. "Mike" Riley Police Chief Sam Lauderdale Alderman E. R. "Sonny" Bryant Alderman Andrew Miller Alderman Gary Higdon Alderman Michael McLendon Alderman Cathy Brooks Alderwoman Jeff Hobbs Alderman

Jared Darby Planning Director

Dewayne Williams Parks and Landscape Manager

Julie Harris Human Resource Director

Michelle Dunn Mayor's Executive Assistant

Gia Matheny Director of Community Development

Daniel Carson Athletic Coordinator

Dolly Brechin Program Coordinator

Amidah Jordan Parks Receptionist

BOARD MEMBER Bryant seconded the motion and after a full discussion, the same was put to vote with the following results:

Alderman Lauderdale Voted: "Aye"
Alderman Bryant Voted: "Aye"
Alderman Miller Voted: "Aye"
Alderman Higdon Voted: Absent
Alderman McLendon Voted: "Aye"
Alderwoman Brooks Voted: Absent
Alderman Hobbs Voted: "Aye"

The motion, having received an affirmative vote, was carried and the resolution adopted, this the 2^{nd} day of December, 2014.

City Clerk, City of Hernando

By:						
Chip Johnson	C					
Mayor, City of Hernando						
al}	{Seal}					
By:						
Katie Harbin						

APPROVE THE MUNICIPAL COMPLIANCE QUESTIONNAIRE FYE 2014

Municipal Compliance Questionnaire

As part of the municipality's audit, the governing authorities of the municipality must make certain assertions with regard to legal compliance. The municipal compliance questionnaire was developed for this purpose.

The following questionnaire and related certification must be completed at the end of the municipality's fiscal year and entered into the official minutes of the governing authorities at their next regular meeting.

The governing authorities should take care to answer these questions accurately. Incorrect answers could reduce the auditor's reliance on the questionnaire responses, resulting in the need to perform additional audit procedures at added cost.

Information

No	ote:	Due to the size of some municipalities, some of the questions may not be applicable. If so, mark N/A in answer blanks. Answers to other questions may require more than "yes" or "no," and, as a result, more information on this questionnaire may be required and/or separate work papers may be needed.
1.	Na	me and address of municipality: City of Hernando 475 W Commerce St Hernando MS 38632
2.	Lis	st the date and population of the latest official U.S. Census or most recent official census:
3.	Na adr	mes, addresses and telephone numbers of officials (include elected officials, chief ministrative officer, and attorney).
4.	Per	riod of time covered by this questionnaire:
	Fro	om: 10-1-13 To: 9-30-14
5.	Exp	piration date of current elected officials' term: 6-30-17

MUNICIPAL COMPLIANCE QUESTIONNAIRE Year Ended September 30, 20_

Answer All Questions: Y - YES, N - NO, N/A - NOT APPLICABLE

PART I - General

 Have all ordinances been entered into the ordinance book and included in the minutes? (Section 21-13-13) 	Y
 Do all municipal vehicles have public license plates and proper markings? (Sections 25-1-87 and 27-19-27) 	Y
3. Are municipal records open to the public? (Section 25-61-5)	<u> </u>
 4. Are meetings of the board open to the public? (Section 25-41-5) 5. Are notices of special or recess meetings posted? 	<u> </u>
(Section 25-41-13)	
 Are all required personnel covered by appropriate surety bonds? Board or council members (Sec. 21-17-5) 	Υ
 Appointed officers and those handling money, see statutes governing the form of government (i.e., Section 21-3-5 for Code Charter) Municipal clerk (Section 21-15-38) 	- y
 Deputy clerk (Section 21-15-23) Chief of police (Section 21-21-1) Deputy police (Section 45-5-9) (if hired under this law) 	Y
7. Are minutes of board meetings prepared to properly reflect the actions of the board? (Sections 21-15-17 and 21-15-19)	Y
8. Are minutes of board meetings signed by the mayor or majority of the board within 30 days of the meeting? (Section 21-15-33)	Y
9. Has the municipality complied with the nepotism law in its employment practices? (Section 25-1-53)	Y
10. Did all officers, employees of the municipality, or their relatives avoid any personal interest in any contracts with the municipality during their term or within one year after their terms of office or employment? (Section 25-4-105)	7
11. Does the municipality contract with a Certified Public Accountant or an auditor approved by the State Auditor for its annual audit within twelve months of the end of each fiscal year? (Section 21-35-31)	Y

12. Has the municipality published a synopsis or notice of the annual audit within 30 days of acceptance? (Section 21-35-31 or 21-17-19)	Y
PART II - Cash and Related Records	
1. Where required, is a claims docket maintained? (Section 21-39-7)	_ Y
2. Are all claims paid in the order of their entry in the claims docket? (Section 21-39-9)	<u>Y</u>
3. Does the claims docket identify the claimant, claim number, amount and fund from which each warrant will be issued? (Section 21-39-7)	Y
4. Are all warrants approved by the board, signed by the mayor or majority of the board, attested to by the clerk, and bearing the municipal seal? (Section 21-39-13)	V
 Are warrants for approved claims held until sufficient cash is available in the fund from which it is drawn? (Section 21-39-13) 	Y
6. Has the municipality adopted and entered on its minutes a budget in the format prescribed by the Office of the State Auditor? (Sections 21-35-5, 21-35-7 and 21-35-9)	Y
7. Does the municipality operate on a cash basis budget, except for expenditures paid within 30 days of fiscal year end or for construction in progress? (Section 21-35-23)	Y
8. Has the municipality held a public hearing and published its adopted budget? (Sections 21-35-5, 27-39-203, & 27-39-205)	Y
9. Has the municipality complied with legal publication requirements when budgetary changes of 10% or more are made to a department's budget? (Section 21-35-25)	Y
10. If revenues are less than estimated and a deficit is anticipated, did the board revise the budget by its regular July meeting? (Section 21-35-25)	Y

11. H	<u> </u>	
12. D	report of expenditures against each budget item for the preceding month and fiscal year to date and the unexpended balances of each budget item? (Section 21-35-13)	Y
13. De	oes the board avoid approving claims and the city clerk not issue any warrants which would be in excess of budgeted amounts, except for court-ordered or emergency expenditures? (Section 21-35-17)	Ų
14. H	as the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-363)	
15. H	ave investments of funds been restricted to those instruments authorized by law? (Section 21-33-323)	Y
16. A	re donations restricted to those specifically authorized by law? [Section 21-17-5 (Section 66, Miss. Constitution) Sections 21-19-45 through 21-19-59, etc.]	V
17. Aı	re fixed assets properly tagged and accounted for? (Section II - Municipal Audit and Accounting Guide)	<u> </u>
18. Is	all travel authorized in advance and reimbursements made in accordance with Section 25-3-41?	Y
19. Aı	re all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41)	<u>Y</u>
PART	III - Purchasing and Receiving	
1.	Are bids solicited for purchases, when required by law (written bids and advertising)? [Section 31-7-13(b) and (c)]	<u> </u>
2.	Are all lowest and best bid decisions properly documented? [Section 31-7-13(d)]	<u> </u>
3.	Are all one-source item and emergency purchases documented on the board's minutes? [Section 31-7-13(m) and (k)]	<u> </u>
4.	Do all officers and employees understand and refrain from accepting gifts or kickbacks from suppliers? (Section 31-7-23)	Y

PART IV - Bonds and Other Debt

(Section 83-1-37)

Has the municipality complied with the percentage of taxable property limitation on bonds and other debt issued during the year? (Section 21-33-303) Has the municipality levied and collected taxes, in a sufficient amount for the retirement of general obligation debt principal and interest? (Section 21-33-87) Have the required trust funds been established for utility revenue bonds? (Section 21-27-65) Have expenditures of bond proceeds been strictly limited to the purposes for which the bonds were issued? (Section 21-33-317) Has the municipality refrained from borrowing, except where it had specific authority? (Section 21-17-5) PART V - Taxes and Other Receipts Has the municipality adopted the county ad valorem tax rolls? (Section 27-35-167) Are interest and penalties being collected on delinquent ad valorem taxes? (Section 21-33-53) Has the municipality conducted an annual land sale for delinquent ad valorem taxes? (Section 21-33-63) Have the various ad valorem tax collections been deposited into the appropriate funds? (Separate Funds for Each Tax 4. Levy) (Section 21-33-53) Has the increase in ad valorem taxes, if any, been limited to amounts allowed by law? (Sections 27-39-320 and 27-39-321) Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5) Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1) Is money received from the state's "Municipal Fire Protection Fund" spent only to improve municipal fire departments?

mill for fire protection and certified to the county it provides its own fire protection or allowed the county to levy such tax? (Sections 83-1-37 and 83-1-39)	Y
10. Are state-imposed court assessments collected and settled monthly? (Section 99-19-73, 83-39-31, etc.)	Y
11. Are all fines and forfeitures collected when due and settled immediately to the municipal treasury? (Section 21-15-21)	Y
12. Are bids solicited by advertisement or, under special circumstances, three appraisals obtained when real property is sold? (Section 21-17-1)	Y
13. Has the municipality determined the full and complete cost for solid waste for the previous fiscal year? (Section 17-17-347)	<u> </u>
14. Has the municipality published an itemized report of all revenues, costs and expenses incurred by the municipality during the immediately preceding fiscal year in operating the garbage or rubbish collection or disposal system? (Section 17-17-348)	Ý
15. Has the municipality conducted an annual inventory of its assets in accordance with guidelines established by the Office of the State Auditor? (MMAAG)	Y

IV-B6

Name	Title	Address	Phone Number
Chip Johnson	Mayor	2671 School Street Hernando, MS 38632	901-371-7743
Sam Lauderdale	Alderman at Large	2275 Mt. Pleasant Rd Hernando, MS 38632	901-833-5472
Sonny Bryant	Alderman - Ward 1	1909 West Oak Grove Rd Hernando, MS 38632	901-604-3818
Andrew Miller	Alderman - Ward 2	3030 Caffey St. Hernando, MS 38632	901-827-5651
Gary Higdon	Alderman - Ward 3	575 Augusta Dr Hernando, MS 38632	901-262-7212
Michael McLendon	Alderman - Ward 4	2245 Memphis St Hernando, MS 38632	901-219-0900
Cathy Brooks	Alderman - Ward 5	320 Shady Grove Rd Hernando, MS 38632	901-485-8486
leff Hobbs	Alderman - Ward 6	1055 Wooten Rd Hernando, MS 38632	901-233-3751
Kenny Stockton	City Attorney	449 West Commerce St, Hernando MS 38632	662-429-3469

City of Hernando

Certification to Municipal Compliance Questionnaire

Year Ended September 30, 2014

We have reviewed all questions and responses as contained in this Municipal Compliance Questionnaire for the Municipality of Hernando, and, to the best of our knowledge and belief, all responses are accurate.

Katie Harbin, City Clerk

Chip Johnson, Mayor

Date

Minute Book References:

Book Number

Page

(Clerk is to enter minute book references when questionnaire is accepted by board.)

IV-B7

Motion was duly made by Alderman Miller, seconded by Alderman Hobbs to approve the Municipal Compliance Questionnaire fye 2014. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014.

ACCEPTANCE OF WATER LINE IMPORVEMENTS TO SERVE SHANNON **LUMBER COMPANY PROJECT ON HIGHWAY 51**

Motion was duly made by Alderman Miller, seconded by Alderman Hobbs to accept the water line improvements to serve Shannon Lumber Company project on Highway 51. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 2nd day of December, 2014.

	_	_	_	_		_		
Δ	n	J	A	T	П	R	N	

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".

	MAYOR CHIP JOHNSON	
ATTEST:		
KATIE HARBIN CITY CLERK		