

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, January 21, 2014, at 6:00 P.M. with Mayor Chip Johnson presiding. Aldermen present were: Sonny Bryant, Andrew Miller, Gary Higdon, Michael McLendon, Cathy Brooks, and Jeff Hobbs. Also present for the meeting were: City Clerk Katie Harbin, City Attorney Kenny Stockton, City Engineer Joe Frank Lauderdale, Planning Director Jared Darby, Public Works Director Gary McElhannon, Griff Gatlin, Sam Witt, Gia Matheny, Daniel Carson, Dewayne Williams, Kim Scoh, Henry Bailey, Robert Long, Lanier Hurdle, Sandra McElhannon, and Holly Neel.

INVOCATION

Alderman Miller gave the invocation.

APPROVAL OF AGENDA

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

January 21, 2014

6:00pm

- 1) Call the meeting to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s 101898 – 102056 less 101910, 101911 and 102002
- 5) Approve Docket of Claims No.'s (Lauderdale) 101911 and 102002
- 6) Approve Docket of Claims No.'s (Miller) 101910
- 7) Approve Minutes from Regular Meeting on January 7, 2014
- 8) Approve Minutes from Special Meeting on January 10, 2014
- 9) Consent Agenda
 - A) Authorize Katie Harbin, Julie Harris, Dot Oldaker, and Carla Scallorn to attend the Annual Spring Clerks Conference in Biloxi, MS March 19-21, 2014, also authorize to pay registration and travel expenses.
 - B) Authorize Carla Scallorn and Tiffany Brown to attend the Clerks Certification Training program in Oxford, MS on February 26-28, 2013 and authorize to pay registration and travel expenses.
 - C) Authorize Mayor, Board of Aldermen, Department Heads, Julie Harris, Gia Matheny, Joe Lauderdale, and Kenny Stockton to attend the 2014 MML Summer Conference in Biloxi, MS on June 21, 2014 – June 26, 2014, and authorize to pay registration and travel expenses
- 10) Planning Commission
 - A) Application for a **Zoning Ordinance Amendment**, submitted by **City of Hernando**, the proposed amendment is for Article XII, Section (a), Paragraph (i)(4) of the City of Hernando Zoning Ordinance. The proposed amendment is to allow for earth toned vinyl covered chain-link fencing being associated with tennis courts located in residential zoning districts.

- 11) Appoint Lynette McCormick and Cliff Pace to the Urban Forestry Advisory Board
- 12) Approve request from Hernando High School Interact Club to temporarily close streets on March 29, 2014, for Light It Up Blue 5k.
- 13) Approve request from Noah's Gift 5K to temporarily close streets on October 18, 2014
- 14) Approve request from Interfaith Council on Poverty to temporarily close streets on April 5, 2014, for Flock Around the Block 5k
- 15) Authorize to hire David Cox in the Parks Department as the Sports Coordinator
- 16) Authorize to hire Michael House as a full time Firefighter
- 17) Authorize to hire Steven Menne as a CDL driver/ equipment operator in the Public Works department
- 18) Authorize to give Kristen Duggan a performance raise of \$0.55 per hour
- 19) Adopt amended Resolution authorizing City of Hernando Credit Card users (add Gia Matheny)
- 20) Authorize to call the Maintenance bond for St. Ives subdivision in the amount of \$10,000.00
- 21) Authorize to call the Maintenance bond for South Central subdivision in the amount of \$10,000.00
- 22) Public Health and Safety hearing for parcel # 308613004 0012600 property that was tabled by the Board on October 1, 2013
- 23) Public Health and Safety hearing for parcel # 308613004 0012500 property that was tabled by the Board on October 1, 2013
- 24) Approve the lowest and best bid for Municipal Depository
- 25) Adoption of new utility rates to include, sanitation, water, and sewer
- 26) Adjourn

Motion was duly made by Alderman Higdon, and seconded by Alderman McLendon 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 21st day of January, 2014.

APPROVE DOCKET OF CLAIMS NO.'S 101898 – 102056 LESS 101910, 101911 AND 102002

The Board of Aldermen were presented with a docket of claims No. 101898 – 102056 less 101910, 10191 and 102002 in the amount of \$987,087.14 for approval.

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant 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 21st day of January, 2014.

APPROVE DOCKET OF CLAIMS NO. 101911 AND 102002 (LAUDERDALE)

Alderman Lauderdale was not present.

The Board of Aldermen were presented with a docket of claims No.101911 and 102002 in the amount of \$230,816.67 for approval.

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 21st day of January, 2014

APPROVE DOCKET OF CLAIMS NO. 101910 (MILLER)

Alderman Miller recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No.101910 in the amount of \$38,436.75 for approval.

Motion was duly made by Alderman Hobbs, 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 Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 21st day of January, 2014

APPROVE MINUTES FROM THE REGULAR BOARD MEETING ON JANUARY 7, 2013

Motion was duly made by Alderman Higdon, and seconded by Alderman McLendon to approve the Minutes from the regular Board Meeting on January 7, 2013 as presented. A vote was taken with the following results:

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

Those voting "Nay": None.

Alderman Hobbs abstained from voting.

ORDERED AND DONE this the 21st day of January, 2014

APPROVE MINUTES FROM THE SPECIAL BOARD MEETING ON JANUARY 10, 2013

Motion was duly made by Alderman Miller, and seconded by Alderwoman Brooks to approve the Minutes from the special Board Meeting on January 10, 2013 as presented. A vote was taken with the following results:

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

Those voting "Nay": None.

Alderwoman Brooks and Alderman Hobbs abstained from voting.

ORDERED AND DONE this the 21st day of January, 2014

CONSENT AGENDA

- A) Authorize Katie Harbin, Julie Harris, Dot Oldaker, and Carla Scallorn to attend the Annual Spring Clerks Conference in Biloxi, MS March 19-21, 2014, also authorize to pay registration and travel expenses.

- B) Authorize Carla Scallorn and Tiffany Brown to attend the Clerks Certification Training program in Oxford, MS on February 26-28, 2013 and authorize to pay registration and travel expenses.
- C) Authorize Mayor, Board of Aldermen, Department Heads, Julie Harris, Gia Matheny, Joe Lauderdale, and Kenny Stockton to attend the 2014 MML Summer Conference in Biloxi, MS on June 21, 2014 – June 26, 2014, and authorize to pay registration and travel expenses

Motion was duly made by Alderman Higdon, and seconded by Alderman Miller to approve the consent agenda. 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 21st day of January, 2014

PLANNING COMMISSION

- D) Application for a **Zoning Ordinance Amendment**, submitted by **City of Hernando**, the proposed amendment is for Article XII, Section (a), Paragraph (i)(4) of the City of Hernando Zoning Ordinance. The proposed amendment is to allow for earth toned vinyl covered chain-link fencing being associated with tennis courts located in residential zoning districts.

APPLICATION FOR A ZONING ORDINANCE AMENDMENT, SUBMITTED BY CITY OF HERNANDO, THE PROPOSED AMENDMENT IS FOR ARTICLE XII, SECTION (A), PARAGRAPH (I)(4) OF THE CITY OF HERNANDO ZONING ORDINANCE. THE PROPOSED AMENDMENT IS TO ALLOW FOR EARTH TONED VINYL COVERED CHAIN-LINK FENCING TO BE ASSOCIATED WITH TENNIS COURTS LOCATED IN RESIDENTIAL ZONING DISTRICTS

**MAYOR AND BOARD OF ALDERMEN
21, 2014
REPORT: PL-1026**

DATE: January

CAPTION: City of Hernando Zoning Ordinance Amendment, Article XII, Section (a), Paragraph (i)(4): Accessory Buildings and Uses

INTRODUCTION:

It has come to the Planning Commission's attention that the Zoning Ordinance does not address the use of fencing material that is used around residential tennis courts. Thus, the Commission is bringing forth an amendment to Article XII, Section (a), Paragraph (i)(4) for the Mayor and Board to consider.

CURRENT ORDINANCE:

Article XII, Paragraph (a), Section (i)(4) states the following:

Tennis courts, swimming pools, garden houses, pergolas, ornamental gates, barbecue ovens, fireplaces, and similar uses customarily accessory to residential uses.

PROPOSED ORDINANCE AMENDMENT:

Article XII, Paragraph (a), Section (i)(4) states the following:

Tennis courts with associated earth toned, vinyl covered chain-link fencing, swimming pools, garden houses, pergolas, ornamental gates, barbecue ovens, fireplaces, and similar uses customarily accessory to residential uses.

PLANNING COMMISSION COMMENTS:

Tennis courts often employ chain-link fencing around the court to assist in retaining loose tennis balls and to further define the playing area. Other fencing materials can be used for the same purpose that meets the fencing standards for residential zoning; however, the approved materials such as masonry or wood boards do not have the necessary elasticity to absorb impacts and could be considered a safety hazard. Therefore, the Commission recommends the use of vinyl covered chain-link fencing for tennis courts associated with residential accessory uses.

Motion was duly made by Alderman Hobbs, and seconded by Alderman Higdon to approve the application for a zoning ordinance amendment, amending Article XII, Section (A), Paragraph (D)(4) of the City of Hernando Zoning Ordinance by allowing for earth toned chain-link fencing to be associated with tennis courts located in residential zoning districts. A vote was taken with the following results:

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

Those voting "Nay": Alderman Bryant and Alderman Miller.

ORDERED AND DONE this the 21st day of January, 2014

**APPOINT LYNETTE MCCORMICK AND CLIFF PACE TO THE URBAN FORESTRY
ADVISORY BOARD**

Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to authorize to appoint Lynette McCormick and Cliff Pace to the Urban Forestry Advisory Board. 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 21st day of January, 2014

**APPROVE REQUEST FROM HERNANDO HIGH SCHOOL INTERACT CLUB TO
TEMPORARILY CLOSE STREETS ON MARCH 29, 2014, FOR LIGHT IT UP BLUE
5K**

Motion was duly made by Alderman Higdon, seconded by Alderwoman Brooks to approve the request from Hernando High School Interact Club to temporarily close streets on March 29, 2014 for Light It Up Blue 5K. 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 day 21st day of January, 2014.

APPROVE REQUEST FROM NOAH'S GIFT 5K TO TEMPORARILY CLOSE STREETS ON OCTOBER 18, 2014

Alderman McLendon recused himself and left the room.

Lanier Hurdle presented the information on Noah's Gift 5K.

Motion was duly made by Alderman Higdon, seconded by Alderman Hobbs to approve the request from Noah's Gift 5K to temporarily close streets on October 18, 2014. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 21st day of January, 2014.

APPROVE REQUEST FROM INTERFAITH COUNCIL ON POVERTY TO TEMPORARILY CLOSE STREETS ON APRIL 5, 2014, FOR FLOCK AROUND THE BLOCK 5K

Kim Scoh presented the information on the Flock Around the Block 5K

Motion was duly made by Alderman Hobbs, seconded by Alderman McLendon to approve the request from Interfaith Council on Poverty to temporarily close streets on April 5, 2014, for Flock Around the Block 5K. 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 21st day of January, 2014.

AUTHORIZE TO HIRE DAVID COX IN THE PARKS DEPARTMENT AS THE SPORTS COORDINATOR

Motion was duly made by Alderman Miller, seconded by Alderman Higdon to hire David Cox as the Sports Coordinator in the Parks Department, based on the Personnel Committee's recommendation, following the recommendation of the Parks Director. A vote was taken with the following results:

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

Those voting "Nay": Alderman Hobbs.

ORDERED AND DONE this the 21st day of January, 2014.

AUTHORIZE TO MICHAEL HOUSE AS A FULL TIME FIREFIGHTER

Motion was duly made by Alderman Higdon, seconded by Alderman McLendon to hire Michael House as a full time firefighter, based on the recommendation of the Personnel Committee, following the recommendation of the Fire Chief. 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 21st day of January, 2014.

AUTHORIZE TO HIRE STEVEN MENNE AS A CDL DRIVER / EQUIPMENT OPERATOR IN THE PUBLIC WORKS DEPARTMENT

Motion was duly made by Alderman Miller, seconded by Alderman Bryant to hire Steven Menne as a CDL driver / equipment operator in the Public Works Department, to fill a vacant

position, based on the recommendation of the Personnel Committee, following the recommendation of the Public Works Director. 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 21st day of January, 2014.

AUTHORIZE TO GIVE KRISTEN DUGGAN A PERFORMANCE RAISE OF \$0.55 PER HOUR

Motion was duly made by Alderman Higdon, seconded by Alderman Bryant to authorize to give Kristen Duggan a performance raise of \$0.55 per hour, based on the recommendation of the Planning Director. 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 21st day of January, 2014.

ADOPT AMENDED RESOLUTION AUTHORIZING CITY OF HERNANDO CREDIT CARD USERS

ADOPT AMENDED RESOLUTION AUTHORIZING CITY OF HERNANDO CREDIT CARD USERS

BOARD MEMBER Higdon 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 SECURITY 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	Administrative Assistant
Dot Hughes	Deputy Clerk
Gia Matheny	Director of Community Development
Daniel Carson	Athletic Coordinator
Dolly Brechin	Program Coordinator
Amidah Jordan	Parks Receptionist

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

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

Alderman Lauderdale was absent.

The motion, having received an affirmative vote, was carried and the resolution adopted this the 21st day of January, 2014.

By: _____

Chip Johnson

Mayor, City of Hernando

{Seal}

By: _____

Katie Harbin

City Clerk, City of Hernando

**AUTHORIZE TO CALL THE MAINTENANCE BOND FOR ST IVES SUBDIVISION IN
THE AMOUNT OF \$10,000.00**

Planning Director, Jared Darby, presented the information on the maintenance bond for St. Ives Subdivision.

Motion was duly made by Alderman Miller, seconded by Alderman Bryant to call the maintenance bond for St. Ives Subdivision on January 28, 2014 if the repairs haven't been made or to accept a 30 day renewed letter of credit. 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 21st day of January, 2014.

**AUTHORIZE TO CALL THE MAINTENANCE BOND FOR SOUTH CENTRAL
SUBDIVISION IN THE AMOUNT OF \$10,000.00**

Planning Director, Jared Darby, presented the information on the maintenance bond for South Central Subdivision. Mr. Darby stated that this bond will automatically renew on February 6, 2014 if repairs are not made.

No motion was made.

**PUBLIC HEALTH AND SAFETY HEARING FOR PARCEL # 308613004 0012600
PROPERTY THAT WAS TABLED BY THE BOARD ON OCTOBER 1, 2013**

Planning Director, Jared Darby, presented information on this property.

Motion was duly made by Alderman Miller, seconded by Alderman Bryant to close this file. A vote was taken with the following results:

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

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

ORDERED AND DONE this the 21st day of January, 2014.

Motion dropped due to lack of votes.

Motion was duly made by Alderman Higdon, seconded by Alderman McLendon to table this item for 120 days to allow for additional clean up time. 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": Alderman Miller.

ORDERED AND DONE this the 21st day of January, 2014.

**PUBLIC HEALTH AND SAFETY HEARING FOR PARCEL # 308613004 0012500
PROPERTY THAT WAS TABLED BY THE BOARD ON OCTOBER 1, 2013**

Planning Director, Jared Darby, presented information on this property.

Motion was duly made by Alderman Miller, seconded by Alderman McLendon to close the file on this property. 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 21st day of January, 2014.

APPROVE THE LOWEST AND BEST BID FOR MUNICIPAL DESOSITORY

Motion was duly made by Alderman Higdon, seconded by Alderwoman Brooks to approve First Security Bank as being the lowest and best bid for Municipal Depository,

following the recommendation of the City Clerk. 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 21st day of January, 2014.

ADOPTION OF NEW UTILITY RATES TO INCLUDE SANITATION, WATER, AND SEWER

Jason Barrett and Hamp Beatty were present from the Mississippi State University Extension Services. They prepared a study on the City of Hernando's utility rates in comparison with other Cities in Desoto County and other Cities of the same population.

Mayor Johnson went over the rates that the committee reviewed and proposed.

Motion was duly made by Alderman Miller, seconded by Alderman McLendon to table this item until the next Board meeting, allowing time to prepare an Ordinance with the proposed rates. 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 21st day of January, 2014.

ADJOURN

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

Motion passed with a unanimous vote of "Aye".

MAYOR CHIP JOHNSON

ATTEST:

KATIE HARBIN, CITY CLERK