

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, November 6, 2012 at 6:00 P.M. with Mayor Chip Johnson presiding. Aldermen present were: Sam Lauderdale, Sonny Bryant, Andrew Miller, Gary Higdon, Alderman Tipton, Alderman Manning, and Jeff Hobbs.

Also present for the meeting were: City Clerk Katie Subia, City Attorney Kenny Stockton, City Engineer Joe Frank Lauderdale, Fire Chief Hubert Jones, Police Chief Mike Riley, Public Works Director Gary McElhannon, Henry Bailey, Jeanette Boiling, and Joe moss.

INVOCATION

Alderman Higdon gave the invocation.

APPROVAL OF AGENDA

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

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman Tipton, Alderman Manning, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November 2012.

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

November 6, 2012

6:00pm

- 1) Call the meeting to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s 95944 – 96223 less 95961, 95963, and 96006
- 5) Approve Docket of Claims No.'s (Lauderdale) 95961
- 6) Approve Docket of Claims No.'s (Bryant) 96006
- 7) Approve Docket of Claims No.'s (Miller) 95963
- 8) Approve Minutes from Regular Meeting on 10/16/2012

9) Consent Agenda

- A) Authorize Hubert Jones and Marshel Berry to attend the MS Fire Chiefs conference in Jackson, MS on January 23-25, 2013. Also authorize to pay for registration and travel expenses
- B) Authorize Katie Subia, Julie Harris, Denise Stringfellow, and Dot Hughes to attend the Mississippi Clerks & Collectors Association 2012 Winter Conference in Jackson, MS, on December 12th – 14th, and authorize to pay for registration and travel expenses (this session will be on Elections)

10) Request from Jeanette Boling to close Panola Street on Friday May 31, 2013 reopening Sunday June 2, 2013 for a wedding

11) Discuss street overlay priorities

12) Authorize to accept the best bid for a Knuckleboom Trash Loader and Dump Bed from River City Hydraulics in the amount of \$119,208.00

13) Adopt Resolution to borrow funds from the Utility fund for the General fund

14) Adopt Resolution directing the City Attorney to prepare the necessary documents to borrow funds for the General fund in anticipation of taxes and to advertise

15) Authorize Jackie Edwards to transfer from the Receptionist position to the Program Coordinator position, in the Parks Department, with a rate of pay of \$10.00 an hour

16) Executive Session – Possible litigation

17) Adjourn

APPROVE DOCKET OF CLAIMS NO.'S 95944 – 96223 LESS 95961, 95963, AND 96006

The Board of Aldermen were presented with a docket of claims No. 95944 - 96223, less 95961, 95963, and 96006 in the amount of \$880,128.04 for approval.

Motion was duly made by Alderman Manning, 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 Bryant, Alderman Miller, Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, and Alderman Lauderdale.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012.

APPROVE DOCKET OF CLAIMS NO. 95961 (LAUDERDALE)

Alderman Lauderdale recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 95961 in the amount of \$204,669.39 for approval.

Motion was duly made by Alderman Hobbs, and seconded by Alderman Tipton 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 Tipton, Alderman Manning, Alderman Hobbs, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012.

APPROVE DOCKET OF CLAIMS NO. 96006 (BRYANT)

Alderman Bryant recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 96006 in the amount of \$95.00 for approval.

Motion was duly made by Alderman Higdon, 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 Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, and Alderman Miller.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012

APPROVE DOCKET OF CLAIMS NO. 95963 (MILLER)

Alderman Miller recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 95963 in the amount of \$40,357.87 for approval.

Motion was duly made by Alderman Hobbs, 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 Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Higdon.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012.

APPROVE MINUTES FROM THE REGULAR BOARD MEETING ON OCTOBER 16, 2012

Motion was duly made by Alderman Manning and seconded by Alderman Tipton to approve the Minutes from the regular Board Meeting on October 16, 2012. A vote was taken with the following results:

Those voting "Aye": Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, and Alderman Tipton.

Those voting "Nay":

ORDERED AND DONE this the 6th day of November, 2012.

CONSENT AGENDA

- A) Authorize Hubert Jones and Marshel Berry to attend the MS Fire Chiefs conference in Jackson, MS on January 23-25, 2013. Also authorize to pay for registration and travel expenses
- B) Authorize Katie Subia, Julie Harris, Denise Stringfellow, and Dot Hughes to attend the Mississippi Clerks & Collectors Association 2012 Winter Conference in Jackson, MS, on December 12th – 14th, and authorize to pay for registration and travel expenses (this session will be on Elections)

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

Those voting "Aye": Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman Tipton, and Alderman Manning.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012.

REQUEST FROM JEANETTE BOLING TO CLOSE PANOLA STREET ON FRIDAY MAY 31, 2013 REOPENING SUNDAY JUNE 2, 2013 FOR A WEDDING

Jeanette Boling was present for any questions.

Motion was duly made by Alderman Higdon, and seconded by Alderman Tipton to approve the request from Jeanette Boling to close Panola Street on Friday May 31, 2013 reopening June 2, 2013. A vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman Tipton, Alderman Manning, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012.

DISCUSS STREET OVERLAY PRIORITIES

Joe Frank Lauderdale went over the street overlay list.

The Board held a discussion on the street overlay list. Alderman Lauderdale mentioned writing a letter to the Highway Department and to the County, to ask for help with funding some of the overlays that are near State Highways or heavily used by county residents. Alderman Higdon requested Joe Frank to put together a list based on rank of repair needed and how many citizens the street repairs needed affects. Alderman Miller wants to see the same streets that previously needed repair on the list, stay on the list and get moved up in priority.

Mayor stated that he will write a letter to the Highway department and to the County requesting funds to help with street overlays. Mayor also asked Joe Frank Lauderdale to come back with the repair list in ranking order.

**AUTHORIZE TO ACCEPT THE BEST BID FOR A KNUCKLEBOOM TRASH
LOADER AND DUMP BED FROM RIVERCITY HYDRAULICS IN THE AMOUNT OF
\$119,208.00**

A discussion was held on the bids and the buyback program. The Board stated that they needed more details on the buyback program.

Motion was duly made by Alderman Hobbs, and seconded by Alderman Tipton to table accepting the bid for the Knuckleboom truck until City Attorney can review the buyback terms. A vote was taken with the following results:

Those voting "Aye": Alderman Miller, Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012.

**ADOPT RESOLUTION TO BORROW FUNDS FROM THE UTILITY FUND FOR THE
GENERAL FUND**

**RESOLUTION TO BORROW FUNDS FROM THE UTILITY FUND TO
THE GENERAL FUND IN ANTICIPATION OF TAXES**

WHEREAS, the City of Hernando, a lawful municipality of the State of Mississippi, is acting pursuant to the power and authority vested to the governing authorities to borrow money

for the current expenses of such municipality in anticipation of the ad valorem taxes to be collected for the current fiscal year pursuant to Section 21-33-325 of the Mississippi Code of 1972, Annotated, as Amended; and

WHEREAS, the City of Hernando has a need to borrow funds from the municipal Utility Fund Treasury account to pay current expenses in the General Fund; and

WHEREAS, the amount to be borrowed shall not exceed fifty percent (50%) of the anticipated, but uncollected, revenue to be produced by the current tax levy, against which such money is borrowed; and

WHEREAS, the City of Hernando has the authority to set the interest rate.

BE IT RESOLVED, that the City of Hernando, acting through its Mayor and Board of Aldermen, has determined the need to borrow for the General Fund, Three-Hundred Thousand Dollars (\$300,000.00), at zero interest, for a period not to exceed repayment by March 15, 2013. Said funds shall be transferred from the Utility Fund to the General Fund as needed.

Motion was duly made by Alderman Lauderdale, seconded by Alderman Manning to adopt the foregoing "Resolution to Borrow Funds from the Utility Fund in Anticipation of Taxes". A roll call vote was taken with the following results:

Those voting "Aye": Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Miller.

Those voting "Nay": None.

WITNESS our signatures on this the 7th day of November, 2012.

ATTEST:

Chip Johnson, Mayor

Katie Subia, City Clerk

**ADOPT RESOLUTION DIRECTING THE CITY ATTORNEY TO PREPARE THE
NECESSARY DOCUMENTS TO BORROW FUNDS FOR THE GENERAL FUND IN
ANTICIPATION OF TAXES AND TO SOLICIT**

Date	Description	Transaction	Balance
10/30/2012	Bank Balance		\$57,560.43
11/7/2012	Borrow from Utility	\$300,000.00	\$357,560.43
11/7/2012	Docket	\$117,397.83	\$240,162.60
11/9/2012	Payroll	\$200,000.00	\$40,162.60
11/19/2012	Revenue	\$400,000.00	\$440,162.60
11/20/2012	Docket	\$130,000.00	\$310,162.60
11/23/2012	Payroll	\$195,000.00	\$115,162.60
12/5/2012	Docket	\$75,000.00	\$40,162.60
12/7/2012	Payroll	\$200,000.00	\$159,837.40
12/17/2012	Revenue	\$300,000.00	\$140,162.60
12/19/2012	Docket	\$100,000.00	\$40,162.60
12/21/2012	Payroll	\$195,000.00	\$154,837.40
1/3/2013	Docket	\$75,000.00	\$229,837.40
1/4/2013	Payroll	\$200,000.00	\$429,837.40
1/16/2013	Docket	\$80,000.00	\$509,837.40
1/18/2013	Payroll	\$205,000.00	\$714,837.40
1/18/2013	Revenue	\$500,000.00	\$214,837.40
2/1/2013	Payroll	\$215,000.00	\$429,837.40
2/6/2013	Docket	\$75,000.00	\$504,837.40
2/15/2013	Payroll	\$200,000.00	\$704,837.40
2/18/2013	Revenue	\$2,000,000.00	\$1,295,162.60
2/20/2013	Docket	\$110,000.00	\$1,185,162.60

**RESOLUTION DIRECTING THE CITY ATTORNEY TO PREPARE THE
NECESSARY DOCUMENTS TO BORROW FUNDS FOR THE GENERAL
FUND IN ANTICIPATION OF TAXES**

WHEREAS, the City of Hernando, a lawful municipality of the State of Mississippi, is acting pursuant to the power and authority vested to the governing authorities to borrow money for the current expenses of such municipality in anticipation of the ad valorem taxes to be collected for the current fiscal year pursuant to Section 21-33-325 of the Mississippi Code of 1972, Annotated, as Amended; and

WHEREAS, the City of Hernando has a need to borrow funds from a qualified bank located within the municipal to pay current expenses in the General Fund; and

WHEREAS, the amount to be borrowed shall not exceed fifty percent (50%) of the anticipated, but uncollected, revenue to be produced by the current tax levy, against which such money is borrowed; and

BE IT RESOLVED, that the City of Hernando, acting through its Mayor and Board of Aldermen, has determined the need to borrow for the General Fund, Eight Hundred Thousand Dollars (\$800,000.00), at the best interest offered, for a period not to exceed repayment by March 15, 2013. Said funds shall be deposited to the General Fund as needed.

BE IT FURTHER RESOLVED, that the City Attorney is hereby directed to prepare the necessary documents to receive bids from the local banks and to prepare the documents to complete the loan transactions.

Motion was duly made by Alderman Hobbs, seconded by Alderman Manning to adopt the foregoing "Resolution to Direct the City Attorney to Prepare the Necessary Documents Borrow Funds for the General Fund in Anticipation of Taxes" and to solicit the banks for bids on the loan . A roll call vote was taken with the following results:

Those voting "Aye": Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, and Alderman Higdon.

Those voting "Nay": None.

WITNESS our signatures on this the 7th day of November, 2012.

ATTEST:

Chip Johnson, Mayor

Katie Subia, City Clerk

AUTHORIZE JACKIE EDWARDS TO TRANSFER FROM THE RECEPTIONIST POSITION TO THE PROGRAM COORDINATOR POSITION, IN THE PARKS DEPARTMENT, WITH A RATE OF PAY OF \$10.00 AN HOUR

Motion was duly made by Alderman Miller, and seconded by Alderman Higdon to authorize Jackie Edwards to transfer from the Receptionist position to the Program Coordinator position in the Parks Department, with the pay of \$10.00 an hour, based on the Personnel Committees recommendation, following the Parks Department Directors recommendation. A vote was taken with the following results:

Those voting "Aye": Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, and Alderman Tipton.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012.

GO INTO CLOSED SESSION

Motion was duly made by Alderman Hobbs, and seconded by Alderman Higdon to go into closed session to discuss going into executive session for possible litigation. A vote was taken with the following results:

Those voting "Aye": Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman Tipton, and Alderman Manning.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012.

GO INTO EXECUTIVE SESSIN – POSSIBLE LITIGATION

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Manning to go into executive session for possible litigation. A vote was taken with the following results:

Those voting "Aye": Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman Tipton, Alderman Manning, and Alderman Hobbs.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012

OUT OF EXECUTIVE SESSION

Motion was duly made by Alderman Higdon, and seconded by Alderman Tipton to come out of executive session. A vote was taken with the following results:

Those voting "Aye": Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman Tipton, Alderman Manning, Alderman Hobbs, and Alderman Lauderdale.

Those voting "Nay": None.

ORDERED AND DONE this the 6th day of November, 2012

ADJOURN

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 SUBIA, CITY CLERK