

The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, September 20, 2011 at 6:00 P.M. with Mayor Chip Johnson presiding. Aldermen present were: Sam Lauderdale, Sonny Bryant, Andrew Miller, Jamie Tipton, Marcus Manning, and Jeff Hobbs. Alderman Higdon was absent.

Also present for the meeting were: City Clerk Katie Subia, Police Chief Mike Riley, Public Works Director Gary, Planning Director Bob Barber, Michelle Couch, Henry Bailey, and Robert Long.

INVOCATION

Alderman Miller gave the invocation.

APPROVAL OF AGENDA

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September 2011.

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

September 20, 2011

6:00pm

- 1) Meeting called to order
- 2) Invocation
- 3) Approve Agenda
- 4) Approve Docket of Claims No.'s 91087 – 91259, less 91097, 91099, 91194
- 5) Approve Docket of Claims No.'s (Lauderdale) 91097 and 91194
- 6) Approve Docket of Claims No.'s (Miller) 91099
- 7) Approve Minutes
- 8) Consent Agenda
 - A) Authorize Fire Chief Hubert Jones, Deputy Fire Chief Marshel Berry, Firefighter Jason Desmond, and Firefighter Daniel Barnett to attend the Fire Academy in Jackson, MS for Firefighter Jason Desmond and Firefighter Daniel Barnett to take the CPAT test for the Firefighter 1001 I-II class. Also authorize to reimburse for travel expenses.
 - B) Authorize to send up to six Planning Commissioners to the Bouchillon training session at the Gale Center in Hernando, MS on September 29, and pay for registration (\$20 each).
- 9) Planning Commission
 - A) 11-9-SD1 - Habitat for Humanity two-lot - Application is to move lot lines on an existing two-lot subdivision. Property is located at 181 Southern Street.
 - B) 11-9-SD2 - Oak Grove Carwash - Application is to subdivide a 1.15 acre lot located on the east side of Highway 51 and north of Oak Grove Road.

- 10) Hernando Young Women's Club to discuss a potential contribution to the City of Hernando
- 11) Authorize to move Brian Staley from part time paramedic to part time EMS supervisor, and change pay to \$28,000 annually
- 12) Adopt Resolution to borrow funds for the Debit Service Fund
- 13) Approve Budget Amendments FYE 2011
- 14) Executive Session – Public Works Personnel
- 15) Adjourn

APPROVE DOCKET OF CLAIMS NO.'S 91087 – 91259 LESS 91097, 91099, 91194

The Board of Aldermen were presented with a docket of claims No. 91087 – 91259 less 91097, 91099, and 91194 in the amount of \$1,030,521.56 for approval.

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

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September, 2011.

APPROVE DOCKET OF CLAIMS NO.'s (LAUDERDALE) 91097 AND 91194

Alderman Lauderdale recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No.'s 91097 and 91194 in the amount of \$209,306.10 for approval.

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September 2011.

APPROVE DOCKET OF CLAIMS NO.'s (MILLER) 91099

Alderman Miller recused himself and left the room.

The Board of Aldermen were presented with a docket of claims No. 91099 in the amount of \$31,792.19 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 Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September 2011.

APPROVE REGULAR MEETING MINUTES

Motion was duly made by Alderman Tipton, and seconded by Alderman Manning to approve the minutes of the regular meeting held on September 6, 2011. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September 2011.

CONSENT AGENDA

- A) Authorize Fire Chief Hubert Jones, Deputy Fire Chief Marshel Berry, Firefighter Jason Desmund, and Firefighter Daniel Barnett to attend the Fire Academy in Jackson, MS for Firefighter Jason Desmund and Firefighter Daniel Barnett to take the CPAT test for the Firefighter 1001 I-II class. Also authorize to reimburse for travel expenses.
- B) Authorize to send up to six Planning Commissioners to the Bouchillon training session at the Gale Center in Hernando, MS on September 29, and pay for registration (\$20 each).

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September 2011.

PLANNING COMMISSION

- C) 11-9-SD1 - Habitat for Humanity two-lot - Application is to move lot lines on an existing two-lot subdivision. Property is located at 181 Southern Street.
- D) 11-9-SD2 - Oak Grove Carwash - Application is to subdivide a 1.15 acre lot located on the east side of Highway 51 and north of Oak Grove Road.

11-9-SD1- HABITAT FOR HUMANITY TWO LOT – APPLICATION IS TO MOVE LOT LINES ON AN EXISTING TWO-LOT SUBDIVISION. PROPERTY IS LOCATED AT 181 SOUTHERN STREET

Alderman Manning recused himself and left the room.

Bob Barber presented the information.

Mayor Johnson asked which direction will the house face.

Bob Barber answered that it will face the West, in the same way as the neighboring house.

Alderman House asked why they wanted the lot smaller.

Bob Barber answered that it belongs to a father that is letting his daughter have the smaller portion of the lot to build a house on.

Motion was duly made by Alderman Bryant, and seconded by Alderman Miller to approve the application based on the Planning Commission's recommendation. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September 2011.

11-9-SD2 – OAK GROVE CARWASH – APPLICATION IS TO SUBDIVIDE A 1.15 ACRE LOT LOCATED ON THE EAST SIDE OF HIGHWAY 51 AND NORTH OF OAK GROVE ROAD

Alderman Tipton recused himself and left the room.

Bob Barber presented the information.

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Manning to approve the application based on the Planning Commission's recommendation. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September 2011.

HERNANDO YOUNG WOMEN'S CLUB TO DISCUSS A POTENTIAL CONTRIBUTION TO THE CITY OF HERNANDO

Michelle Couch represented the Hernando Young Women's Club and presented information on an idea of a proposed Conger Park Amphitheater, using funds that they raise.

Alderman Miller – stated that he likes the concept and idea, but wants to know what plans the parks commission has for that area. He would have liked to know more about it, sooner.

Alderman Tipton – stated that he doesn't know of any plans that the Parks Commission has for that area.

Mayor Johnson – stated that Michelle has spoken with Dewayne about this.

Alderman Tipton – stated that he thought she just needs the authority to keep working on it. We like the idea and want you to keep working on it.

Motion was duly made by Alderman Tipton, and seconded by Alderman Miller to approve to endorse the plan that the Hernando Young Women's club has presented, we want them to continue working on this with Bob Barber, and the Parks Committee and come back to us at a later date. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September 2011.

**AUTHORIZE TO MOVE BRIAN STALEY FROM PART TIME PARAMEDIC TO
PART TIME EMS SUPERVISOR AND CHANGE PAY TO \$28,000 ANNUALLY**

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to authorize to move Brian Staley from part time Paramedic to part time EMS Supervisor, and change pay to \$28,000 annually, based upon the Fire Chief's recommendation. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 20th day of September 2011.

**ADOPT RESOLUTION TO BORROW FUNDS FROM THE UTILITY FUND FOR THE
DEBIT SERVICE FUND**

**RESOLUTION TO BORROW FUNDS FROM THE UTILITY FUND FOR
THE DEBT SERVICE 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 Debt Service 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 Debt Service Fund, One-Hundred Thousand Dollars (\$100,000.00), at zero interest, for a period not to exceed repayment by March 15, 2011. Said funds shall be transferred from the Utility Fund to the Debt Service Fund as needed.

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Miller to adopt the "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 Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Miller.

Those voting "Nay": None

WITNESS our signatures on this the 20th day of September, 2011.

ATTEST:

CHIP JOHNSON, MAYOR

KATIE SUBIA, CITY CLERK

APPROVE BUDGET AMENDMENTS FYE 2011**ORDER AMENDING BUDGET FOR FISCAL YEAR ENDING
SEPTEMBER 30, 2011**

Pursuant to Section 21-35-25 of the Mississippi Code 1972, Annotated, it is hereby ordered by the Mayor and Board of Aldermen of the City of Hernando, DeSoto County, State of Mississippi, that the budget for the fiscal year beginning October 1, 2010 and ending September 30, 2011, be amended and approved to wit:

BE IT ORDERED, that the Budget of Estimated Revenues and Expenditures for the Fiscal Year Ending September 30, 2011, for the City of Hernando, Mississippi be amended in the following respects:

GENERAL FUND BUDGET AMENDMENTS

	<u>PRIOR BUDGET</u>	<u>AMENDMENT</u>	<u>NEW BUDGET</u>
REVENUES			
STATE SHARED REVENUES	\$2,751,200.00	\$611,289.00	\$3,362,489.00
HIGHWAY & STREETS	\$0.00	\$521,300.00	\$521,300.00
EXPENDITURES			
GENERAL GOVERNMENT CAPITAL OUTLAY	\$0.00	\$39,200.00	\$39,200.00
PUBLIC SAFETY SUPPLIES	\$17,300.00	\$30,000.00	\$47,300.00
PUBLIC SAFETY CAPITAL OUTLAY	\$65,000.00	(\$29,000.00)	\$36,000.00
FIRE CAPITAL OUTLAY	\$38,500.00	\$33,789.00	\$72,289.00
DEBT SERVICES	\$40,430.00	\$575,000.00	\$615,430.00

CULTURE & RECREATION FUND BUDGET AMENDMENTS

EXPENDITURES			
OTHER SERVICES & CHARGES	\$100,239.00	(\$2,230.00)	\$98,009.00
CAPITAL OUTLAY	\$7,000.00	\$2,230.00	\$9,230.00

FORFEITURE FUND BUDGET AMENDMENTS

REVENUES			
TRANSFER FROM SURPLUS	\$0.00	\$5,000.00	\$5,000.00
EXPENDITURES			
SUPPLIES	\$5,500.00	(\$5,500.00)	\$0.00
OTHER SERVICES & CHARGES	\$2,500.00	(\$2,039.00)	\$461.00
CAPITAL OUTLAY	\$0.00	\$11,000.00	\$11,000.00

SPEC. REV / HOTEL-MOTEL TAX FUND BUDGET AMENDMENTS

REVENUES			
HOTEL - MOTEL TAX	\$5,000.00	\$5,000.00	\$10,000.00
MISCELLANEOUS REVENUE	\$15,000.00	\$15,000.00	\$30,000.00
EXPENDITURES			
OTHER SERVICES & CHARGES	\$10,000.00	\$10,300.00	\$20,300.00

UTILITY FUND BUDGET AMENDMENTS

REVENUES			
STATE SHARED REVENUES	\$0.00	\$152,064.00	\$152,064.00
MISCELLANEOUS	\$100,500.00	\$93,813.00	\$194,313.00
EXPENDITURES			
CAPITAL OUTLAY	\$16,000.00	\$41,000.00	\$57,000.00

BE IT FURTHER ORDERED that these amendments are necessary in the following funds:

General Fund – Increased revenue to due to grant money that we did not budget to receive, subdivision bonds recalled, and a tax anticipation loan. Some expense items were increased to account for the rising gas prices, the purchase of a vehicle for the Fire department (with the insurance rebate money), for grant money spent for the A/C unit, using the EECBG grant, and for repaying the tax anticipation loan. An expense was decreased, due to the Police Department buying fewer cars than budgeted for.

Culture & Recreation Fund – Increased Capital Improvement expense for Lee Summit Park.

Forfeiture Fund – Added surplus money in, was not budgeted. Moved budgeted amounts from supply expenses to other service expenses for the drug dog.

Hotel – Motel Fund – Increased revenue due to receiving grant money for the Water Tower 10K race Bike Safety, and also for higher amounts from the Hotel-Motel tax. Added expenses in for the Water Tower 10K Race.

Utility Fund – Increased revenues and expenses for NRCS and DWSI projects and equipment, for the Recycling grant and the equipment.

IT IS FURTHER ORDERED by the Mayor and Board of Aldermen that the foregoing budget amendments shall be published one (1) time as required by law in the DeSoto Times Tribune, a newspaper of general circulation in said city, fully qualified under the provisions of Chapter 497, General Laws of Mississippi, if amendment meets the requirements to be published.

Each amendment having been presented separately and as a whole, motion was duly made by Alderman Lauderdale, and seconded by Alderman Tipton to adopt the foregoing resolution amending the budget of the City of Hernando. A roll call vote was taken with the following results:

Those voting “Aye”: Alderman Tipton, Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, and Alderman Miller.

Those voting “Nay”: None.

ORDERED AND DONE this the 20th day of September, 2011.

CHIP JOHNSON, MAYOR

ATTEST:

KATIE SUBIA, CITY CLERK

Publish in DeSoto Times Tribune – One time

CLOSED SESSION

Motion was duly made by Alderman Lauderdale, and seconded by Alderman Miller to go into closed session to discuss going into executive session for Public Works Personnel. A vote was taken with the following results:

Those voting “Aye”: Alderman Manning, Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, and Alderman Tipton.

Those voting “Nay”: None.

ORDERED AND DONE this the 20th day of September 2011.

EXECUTIVE SESSION – PUBLIC WORKS PERSONNEL

Motion was duly made by Alderman Miller, and seconded by Alderman Lauderdale to go into Executive Session for Public Works Personnel. A vote was taken with the following results:

Those voting “Aye”: Alderman Hobbs, Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Tipton, and Alderman Manning.

Those voting “Nay”: None.

ORDERED AND DONE this the 20th day of September 2011.

OUT OF EXECUTIVE SESSION – PUBLIC WORKS PERSONNEL

Motion was duly made by Alderman Miller, and seconded by Alderman Bryant to come out of Executive Session for Public Works Personnel. A vote was taken with the following results:

Those voting “Aye”: Alderman Lauderdale, Alderman Bryant, Alderman Miller, Alderman Tipton, Alderman Manning, and Alderman Hobbs.

Those voting “Nay”: None.

ORDERED AND DONE this the 20th day of September 2011.

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