The Mayor and Board of Aldermen of the City of Hernando met in regular session at City Hall on Tuesday, May 15, 2018 at 6:00 P.M. with Mayor Tom Ferguson presiding. Aldermen present were: Alderman Harris, Alderman Bryant, Alderman Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, and Alderman Hobbs. Also present for the meeting were: City Attorney Kenny Stockton, City Engineer Joe Frank Lauderdale, Assistant Police Chief Shane Ellis, Fire Chief Hubert Jones, Planning Director Keith Briley, Zoning Administrator Kristen Duggan, Building Inspector Jim Huestis, Director of Community Economic Development Gia Matheny, Public Works Director Bobby Burton, Court Clerk Cassaundra Perry, Parks Director Dewayne Williams, Kitty Moore, Maureen Morgan, Trau Thompson, Glenda McCullough, Judy Baker, Louis Baker, Robert Long, Philip McDonough, Taylor Hendrick, Jeannie Gentry, Shirley McLendon, Kelley Dion, John Cameron, Bob Cooke, Stacey Graves, Mike Graves, David Adams, Shelly Capps, Anna Barnes, Doug Thornton, steven Pittman, James Rice, Martha Neyman, Donald and Amy Stewart, Willie Stewart, Ben Piper, Rubye Walton, Glenn Rice, Michelle McFarland, Susan Huff, Bobby and Cindy Walters, Melissa Dunham, Teddy Cavitt, John, Tingle, and Vickey McLendon.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance

INVOCATION

Alderman Miller gave the invocation.

AGENDA

Agenda
City of Hernando
Mayor and Board of Alderman
Regular Meeting

May 15, 2018 6:00pm

- 1) Call the meeting to order
- 2) Pledge of Allegiance
- 3) Invocation
- 4) Approve Agenda
- 5) Approve Docket of Claims No.'s 123527 123807
- 6) Approve Minutes
- 7) Consent Agenda
 - A) Authorize Alderman Miller to attend the Mississippi Black Caucus of Local Elected Officials Conference in Biloxi, MS on June 24-25, authorize to pay registration.
- 8) Request from the Optimist Club to temporarily close streets on Friday July 6, 2018 for the Fourth of July Bicycle Parade and the Bicycle Safety Village
- 9) Authorize to hire Renae Daniels as a full time Paramedic at the rate of \$14.52 per hour

- 10) Authorize to give Jim Huestis a 90 day performance raise of \$0.50 per hour
- 11) Authorize to accept a donation from L & T Services in the amount of \$1,500.00 for the National Law Fit Challenge
- 12) Notting Hill HOA to speak on erosion issues (Amy Stewart)
- 13) Mike Graves to speak on erosion issues at Forest Meadows Phase 5
- 14) Appeal of the Planning Commission decision to deny the request by Mr. David Adams for Conditional Use Approval to operate a wrecker service at 155 East Center Street and to use the adjacent vacant lot to the south as a parking area
- 15) Bond Projects Discussion
- 16) Adopt Resolution Appointing Mississippi Municipal League 2018 Voting Delegates for the City of Hernando
- 17) Authorize Mayor Ferguson to sign a service contract with Pro Drivers Temp Service for the Public Works Department
- 18) Authorize Mayor Ferguson to sign an agreement for farming part of Renasant Park with Seth Steadham
- 19) Authorize to adjust the utility bill for Eddie Miller
- 20) Authorize to adjust the utility bill for Dan Lehman
- 21) Authorize to adjust the utility bill for Kayla Creedon
- 22) Authorize to adjust the utility bill for Bren Burdsal
- 23) Discussion of changing due date for utility bills
- 24) Approve Budget Amendments
- 25) Authorize the City to apply for the AARP Community Challenge Grant will be to add a sidewalk and two additional entrance and exit points at the Fitness Park
- 26) Adjourn

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018.

APPROVE DOCKET OF CLAIMS NO.'S 123527 - 123807

The Board of Aldermen were presented with a docket of claims No. 123527 - 123807 in the amount of \$482,241.20 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 Miller, Alderman Higdon, Alderman McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Harris, and Alderman Bryant.

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

APPROVE THE MINUTES FROM THE REGULAR MAYOR AND BOARD MEETING ON MAY 1, 2018

Motion was duly made by Alderman Higdon and seconded by Alderman Hobbs to approve the Minutes from the regular Mayor and Board of Alderman meeting on May 1, 2018. A vote was taken with the following results:

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

Those voting "Nay": None.

Alderman Bryant abstained from voting.

ORDERED AND DONE this the 15th day of May, 2018

CONSENT AGENDA

A) Authorize Alderman Miller to attend the Mississippi Black Caucus of Local Elected Officials Conference in Biloxi, MS on June 24-25, authorize to pay registration and travel expenses.

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

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

REQUEST FROM THE OPTIMIST CLUB TO TEMPORARILY CLOSE STREETS ON FRIDAY JULY 6, 2018 FOR THE FOURTH OF JULY BICYCLE PARADE AND THE BICYCLE SAFETY VILLAGE

Motion was duly made by Alderman Harris and seconded by Alderman Miller to approve the request from the Optimist Club to temporarily close streets on Friday July 6, 2018 for the Fourth of July Bicycle Parade and the Bicycle Safety Village. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

AUTHORIZE TO HIRE RENAE DANIELS AS A FULL TIME PARAMEDIC AT THE RATE OF \$14.52 PER HOUR

Motion was duly made by Alderman Miller and seconded by Alderman Higdon to authorize hire Renae Daniels as a full time paramedic at the rate of \$14.52 per hour, following the Personnel Committee's recommendation, based on the recommendation of the Fire/EMS Chief. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

AUTHORIZE TO GIVE JIM HUESTIS A 90 DAY PERFORMANCE RAISE OF \$0.50 PER HOUR

Motion was duly made by Alderman Higdon and seconded by Alderman Hobbs to authorize to give Jim Huestis a 90 day performance raise of \$0.50 per hour, following the recommendation of the Personnel Committee, based on the recommendation of the Planning Director. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

AUTHORIZE TO ACCEPT A DONATION FROM L & T SERVICES IN THE AMOUNT OF \$1,500.00 FOR THE NATIONAL LAW FIT CHALLENGE

Motion was duly made by Alderman Higdon and seconded by Alderman Hobbs to authorize to accept a donation from L&T Services in the amount of \$1,500.00 for the National Law Fit Challenge. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

NOTTING HILL HOA TO SPEAK ON EROSION ISSUES (AMY STEWART)

Amy Stewart, represented Notting Hill and Forrest Meadows, presenting information about erosion problems, showing erosion damage on a power point presentation. Spoke about the creek that runs along the boundaries of Notting Hill and Forrest Meadows Phase 5. And the property line being in the ditch. Mrs. Stewart stated that there has been almost 29 inches of rain since January. A large tree has fallen into the ditch because of the rain and erosion. Mrs. Stewart is concerned about he HOA Common area, there has been a lot of sinking there. We have contacted the Soil Conservation Office to see if EWP money was available. We are requesting the City support for an application for the EWP funds, it is a 20% match required. Mrs. Stewart showed other trees that are in danger of falling into the creek. Notting Hill is going to meet with Mr. Rodrick from the Soil Conservation Office to see if we qualify, they would like the City to sponsor the program.

Alderwoman Brooks asked if Mrs. Stewart had gotten estimates.

Mrs. Stewart answered no, they have to have an answer from the Board before they can move forward.

Alderman Hobbs asked if this was an 80/20.

Mayor Ferguson stated that it is 80/20.

Alderman Miller asked are you asking the city to pay the 20% or will the HOA pay the 20%.

Alderman Hobbs asked if they legally could get the City to pay the 20%.

Kenny stated that the Board would have to make a finding, regarding the health and welfare.

Mrs. Steward indicated to the Board that they need to act.

Martha Neyman asked a question about the agreement. Stated that Mr. Rodrick would be the one to give us an estimate of cost.

Mayor Ferguson stated that there are funds to help with problems like this, I would like to see us use them to fix these issues. You are not the only one having problems like this in the City.

Martha Neyman stated that this is a real safety issue with the children.

Alderman McLendon is it impeding on anyone's personnel property right now, anyone's fence.

Mrs. Stewart, yes of several. There are two factors that will qualify us for the money, the encroachment of someone's personal property or major creek bank loss. I think we will qualify.

Alderman McLendon stated we can go up Hwy 51 and several have lost fences because of issues like these. Joe Frank, the county just did a project on Goodman Road, did they sponsor that project and did the City pay that.

Joe Frank Lauderdale answered I think that was Core money.

Mayor Ferguson asked if we approve houses too close to these ditches.

Joe Frank Lauderdale No, I don't think we do. That's why this area was left out.

Elaine Sullivan stated speaking about the "cost", must know the cost of the whole area. Mr. Montesi has completely deforested, it is causing erosion in the area. I have contacted the Corp of Engineers and "erosion control" department and have not received any word back. It feels like all of our representatives have dropped the ball and we are all very frustrated.

Motion was duly made by Alderman Miller and seconded by Alderman Harris to move forward sponsorship with EWP assessment for the Notting Hill subdivision erosion issue. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

Alderman McLendon stated that Scott Griffith has mapped all of the areas with ditches. They wanted the City to sponsor it, but we didn't do it.

Alderman Miller stated that they wanted the City to pay the 20%, we aren't paying the full 20% here.

MIKE GRAVES TO SPEAK ON EROSION ISSUES AT FOREST MEADOWS PHASE 5

Mike Graves, 1818 Danas Cove, presented information on erosion issues in Phase 5 Forest Meadows. We are asking that you do not approve any more work done in this Phase until the major erosion issues are corrected. This is no only affecting my home, but neighbors as well. These issues will also affect property values. In 2004 Forest Meadows was built, it was wooded, in the picture for 2016 it shows a lot of the trees cut away, but erosion control measures were to be put into place by the Planning Department. The slope was disturbed and it wasn't done as it was supposed to be. They cut close to property lines, cutting into root systems to the surrounding trees. We had a tree fall on our property causing \$40,000 in damage. We had an Arborist come out and he stated how the area and tree root system was compromised. No erosion control measures have been put in place. Recently lots have come up for sale, that leads me to feel like the developer has no intention to fix the erosion issues.

Glen Rice, 1826 Danas Cove, presented pictures and information of erosion problems to the Board. Mr. Rice wants to see erosion control done. All of the trees are gone, I've had to spend \$3,000 on trees for my yard. Mr. Rice wants the developer to put the sod down and I can even water it if needed.

Randy Jones, 1694 Shephard Drive, passed out pictures taken Sunday and commented on the grading that was done. Mr. Jones spoke about the trees that have been damaged and stated that the tractor from the developer actually caused damage to my property.

Alderman Higdon stated that he walked the property and was surprised.

Alderman Miller advised that he visited the property as well.

Alderman Higdon asked if notice was provided to the developer.

Alderman Hobbs asked if a tree Ordinance was in place. We do have grading permit requirements right.?

Kenny Stockton answered yes.

Mike Graves stated that he wants the developer to be stopped immediately.

Keith Briley stated that erosion control measures are in place along the ditches, etc. Mr. Briley visited the site today.

Mike Graves asked that his presentation be made a part of the minutes.

Mayor Ferguson advised that it could be referenced.

Motion was duly made by Alderman Higdon and seconded by Alderman Miller to table this item until the next Board meeting and get the developer here and to further review the matter. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

The presentation from Mike Graves on the Forest Meadows Phase 5 erosion will be on file in the City Clerks Office.

APPEAL OF THE PLANNING COMMISSION DECISION TO DENY THE REQUEST BY MR. DAVID ADAMS FOR CONDITIONAL USE APPROVAL TO OPERATE A WRECKER SERVICE AT 155 EAST CENTER STREET AND TO USE THE ADJACENT VACANT LOT TO THE SOUTH AS A PARKING AREA

Planning Director Keith Birley presented the information, reviewed the history of the case. The applicant has not abided by the conditions of the conditional use approval.



BOARD OF ALDERMEN STAFF REPORT

Project No.: PL-1313 Item No.:

Request: Appeal of the Planning Commission's Denial of a request for Conditional Use Extension

Approval

Location: 155 East Center Street
Applicant: Mr. David Adams
Date: May 15, 2018

INTRODUCTION:

Mr. David Adams is appealing the decision of the Planning Commission to deny approval of a Conditional Use to operate a wrecker service in an auto repair shop located at 155 East Center Street and to use the vacant lot adjacent to the south as a parking area for a time period of six (6) months.

BACKGROUND:

The subject property is located on the southwest corner of Ice Plant Street and East Center Street. The property is zoned C-2 Highway Commercial. The property immediately south of the subject property is zoned O Office. The property to the west is also zoned O Office. The property to the north and east is zoned C-2 Highway Commercial.

At the May 13, 2008, Planning Commission meeting a conditional use was approved for a nine (9) months. At this meeting Staff recommended the removal of all wrecked vehicles and junk cars within thirty (30) days and that the site be fenced. The applicant returned to the Planning Commission on February 10, 2009, for a continuance of the previously approved conditional use. At this meeting Staff recommended the same conditions of approval as previously approved. The Planning Commission denied the request for conditional use extension due to the criteria set forth at the May 13, 2008, approval meeting not being fulfilled.

On February 17, 2009, Mr. Adams appealed the Planning Commission denial decision to the Board of Aldermen. The Aldermen approved the appeal for conditional use for two (2) years based on Planning Departments recommendation, that Mr. Adams put in screening, and that cars will not remain over 60 days. The effective date was to be based on Planning Department inspection of compliance. The conditional use expired in 2011.

On July 21, 2017, Mr. Adams was ticketed for having an illegal towing company, junk cars on the site, and vehicles parked in the grass. On February 28, 2018, the Court remanded the case to the file in light of the current conditional use application being filed with the Office of Planning.

At the March 13, 2018, Planning Commission the application was tabled due to an error in the site address on the public notifications that were mailed out as a courtesy notifying the surrounding neighbors of the requested conditional use.

PLANNING COMMISSION ACTION:

On April 10, 2018, the planning commission voted to DENY the Conditional Use to operate a wrecker service in an auto repair shop located at 155 East Center Street and to DENY use the adjacent vacant lot to the south as a vehicle parking area, subject to Staff Comments because the Applicant continued to operate a wrecker service and store wrecked vehicle for six (6) years after the previous conditional use expired, because the applicant did not abide by the conditions of the previous conditional use approval, and because it took multiple court appearances before the Applicant submitted for renewal of the conditional use.

DISCUSSION:

The following excerpt from the City of Hernando Zoning Ordinance indicates the allowance of wrecker service as a conditional use in the C-2 Zoning District.

Article VII Commercial Districts

- b. C-2 Highway Commercial District
 - ii. Conditional Uses
 - (15) Wrecker services and temporary storage of junk cars provided
 (a) All junk cars are completely concealed from all surrounding property

- (b) Fences shall be solid board or brick/masonry and of uniform construction and color.
- (c) Vehicles shall be only stored temporarily and no parts shall be removed.

To be considered, applicants for a Conditional Use must address the following questions adequately:

1. Explain how the proposed use WILL NOT substantially increase traffic hazards or congestion.

Applicant: It is just for parking only.

<u>Staff</u>: Traffic hazards have not been a problem within the lifespan of the expired conditional use permit.

2. Explain how the proposed use WILL NOT substantially increase fire hazards.

Applicant: It is for parking only.

<u>Staff</u>: There will be not increase in fire hazard provided that all flammable materials are not left in an exposed state.

3. Explain how the proposed use WILL NOT adversely affect the character of the neighborhood.

Applicant: There has been an auto repair shop at this location since 1969.

<u>Staff</u>: The property located at 155 East Center Street will not adversely affect the character of the neighborhood because it is currently zoned C-2 Highway Commercial. However, the vacant lot is zoned O Office and the parking of junk vehicles is not allowed in the Office Zoning District.

4. Explain how the proposed use WILL NOT adversely affect the general welfare of the City.

Applicant: There will be no adverse effect because it is used for parking only.

<u>Staff</u>: Staff is of the opinion that the use will adversely affect the general welfare of the City due to the applicant's history of having junk vehicle outside that exceeds the conditions of the previous approval.

5. Explain how the proposed use WILL NOT overtax public utilities or community facilities.

Applicant: There are no utilities on the lot.

<u>Staff</u>: The proposed use will not overtax the public utilities or community facilities.

6. Explain how the proposed use of the property WILL conform to the recommendations of the City's General Development Plan.

Applicant: All wrecked vehicles will be put behind wooden fence.

<u>Staff</u>: The proposed use will neither conform to or be a detriment to the recommendations of the City's General Development Plan.

STAFF COMMENTS:

- 1. The applicant has supplied letters in support of the application from the property owners of the two properties involved.
- 2. The primary issue is with placement of any additional vehicles on the lot is that they are not screened. There is a provision in the Permitted Uses section of the C-2 Zone in Article VII. §b. ¶i. (19) states:

Motor vehicle sales, service and repair. Salvage or junk, and any major repair or storage of equipment or materials or damaged vehicles shall be completely concealed from surrounding properties and no more than five (5) shall be stored on the property at any one time.

However, the lot to the south to be used to store vehicles is zoned O-Office where such operations are not allowed.

- 3. The number of cars on the lot often exceeds the allowable number of vehicles allowed.
- 4. Removal of all current vehicles from the lot that exceeds five (5) in number shall be a condition of approval of the conditional use.
- 5. Public hearing notice was published in the newspaper fifteen (15) days prior to the hearing and notices mailed to the property owners within 500-feet of the subject property.

STAFF RECOMENDATION:

Staff recommends denial of the requested conditional use, based on the following findings:

- 1. The Applicant continued to operate the wrecker service and house wrecked vehicle for six (6) years after the previous conditional use expired.
- 2. The applicant did not abide by the conditions of the previous approval.
- 3. It took multiple court appearances before the Applicant submitted for renewal of the conditional use.

PROPOSED MOTION(s):

Motion to Approve

I move to overturn the Planning Commission's denial and to grant a Conditional Use to operate a wrecker service in an auto repair shop located at 155 East Center Street and to use the vacant adjacent lot to the south (Parcel No. 307418003 0002700) as a parking area for a time period of six (6) months, subject to Staff Comments.

Motion to Deny

Because the Applicant continued to operate a wrecker service and store wrecked vehicle for six (6) years after the previous conditional use expired, because the applicant did not abide by the conditions of the previous conditional use approval, and because it took multiple court appearances before the Applicant submitted for renewal of the conditional use, I move to uphold the Planning Commission's denial of the Conditional Use to operate a wrecker service in an auto repair shop located at 155 East Center Street and the Planning Commission's denial to use the adjacent vacant lot to the south as a vehicle parking area, subject to Staff Comments.

Alderman Miller asked about the condition of the cars there, how do you tell the difference of the ones for the towing and automotive repair side.

Keith Briley stated that the ordinance states that it does not matter what they are there for.

Alderman McLendon asked about the c2 highway.

Keith Briley answered that it doesn't have to be a major highway

Alderman McLendon asked if there was a fence around the property.

Keith Briley answered in the very back there is a dilapidated fence.

Alderman Higdon stated when you look at the whole situation, what was said would be done, was not done. I would not be against a conditional use approval if he would do what he was supposed to do before and then we could issue the conditional use permit.

Alderman McLendon asked if there was white rock, crushed, limestone, etc.

Keith Briley answered from the picture it appears that there might have been some out there, it looks like it might have been prior to this ordinance.

Alderman McLendon asked when the road was made one way.

Alderman Miller answered 2 or so years ago. It was done for safety reason.

Steven Pittman, represented David Adams, I'm asking for this Board and Mayor to give him a short leash. In 2009 the fence was built, it is currently inadequate. Every car shop has vehicles either on the grass or on an adjoining lot. It has not adversely affect the City. Mr. Adams is willing to build a new fence and the Board could limit this to be done in 60 days.

Alderman Higdon asked if Mr. Pittman was asking us to continue as is for 60 days, letting him have time to put a fence in.

Alderman Hobbs stated so he will build a fence big enough to cover all but 5 vehicles.

Mayor Ferguson asked if we could so something like no parking from 6pm to 6am.

Kenny Stockton answered you could put it into an ordinance.

Steven Pittman stated that any concerns the Board has, he will relay to Mr. Adams.

Alderman McLendon stated so the issue is the fence.

Keith Briley stated that the fence is one of the criteria that will have to be met. The fence will have to meet requirements.

Alderman Hobbs stated that other issues he has heard is it is an eye sore and traffic issue of getting blocked.

Alderman McLendon asked how long are towed cars kept if not picked up. Steven Pittman answered 60 days.

Alderman McLendon asked if we were going to require anything else.

Keith Briley answered if you do it will have to meet requirements.

Bob Cooke stated that Ice Plant issue were present unit the City took some action that cleaned out the street. It used to be you couldn't get through the street.

Motion was duly made by Alderman McLendon and seconded by Alderman Hobbs to overturn the Planning Commissions denial and to grant a Conditional Use to operate a wrecker service in an auto repair shop located at 155 East Center Street and to use the vacant adjacent lot to the south (parcel no. 307418003 0002700) as a parking area for a time period of 60 days, subject to staff comments and building the required fence that meets city requirements. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

BOND PROJECTS DISCUSSION

Mayor Ferguson gave an update on the projects.

Alderman Miller stated that he wants to go ahead and start with the Animal Shelter project. It will also save our citizens money, because it affects the fire rating. I'd like to see a set of plans and start within 60 days or so.

Mayor Ferguson stated that noting in this bond goes over unless the Board approves it.

Susan Huff stated that Doug Thornton has donated plans. I have been in contact with several people to make sure this shelter will be done correctly. We have gotten almost everything the shelter has donated.

Alderwoman Brooks asked if there is an estimated time frame when the plans will be ready.

Susan Huff answered that I would think close to 30 days

Alderman Hobbs asked Dough Thornton if he would have the plans ready by the next meeting.

Doug Thornton answered that he thinks he can.

Alderman Hobbs asked if we have the property staked out to where we want it. Mayor Ferguson stated that will be a discussion, of where we want it. At one time y'all were looking at another area, the industrial park. We'd have to look at prices for sewer and water prices.

Alderwoman Brooks stated we changed that.

Alderman Miller stated that we changed that. When we put the road in to Renasant park, it was to service the skate park and animal shelter, we voted on that.

Mayor Ferguson asked so it's been voted on and approved.

Alderman Miller answered yes.

Alderwoman Brooks asked are you sure we voted on it.

Alderman Hobbs answered yes.

Mayor Ferguson stated that it's ok, we can pull the minutes.

Alderman Hobbs asked isn't there a lift station back there, I think we were going to put it near there.

Susan Huff stated that area is really foggy and we'd have to have an addition road. Plus it will not be around the rest of the community, it needs to be in a park like setting.

Alderman Miller asked Mrs. Huff if she'll come back at the next meeting with all of the information. But it is going to be at Renasant Park.

Mayor Ferguson stated that we want to thank Mr. Thornton for donating his time and plans.

Alderman Hobbs asked where we at on the Plunk Industrial project.

Joe Frank Lauderdale that one is the one we have to connect Old Hwy 51 up to a line at the mini storage. We are hoping that the developer of that land will co op that line with us. Do you want me to get in touch with him to decide if we can co op, before we move forward?

Alderman Hobbs stated that would be a good idea.

Mayor Ferguson answered it would be a cost savings.

Alder Hobbs asked if Joe Frank can come back with a report on it to the next meeting.

Joe Frank Lauderdale answered yes.

Alderman Hobbs asked about the Hall Road project.

Mayor Ferguson answered next week, right?

Joe Frank Lauderdale they've started. The rain has put them behind.

Mayor Ferguson stated that his goal is to get the McIngvale resurfacing, Byhalia resurfacing and Linear Park at least contracted by the end of the year. McIngvale looks good, I think Mr. Joe Frank can pull it off the Byhalia one.

Alderman Hobbs asked about the Hwy 51 downtown fire protection project.

Joe Frank Lauderdale answered that we didn't get that grant.

Alderman Hobbs asked wasn't it part of the \$4.5 million bond.

Mayor Ferguson answered that it wasn't.

Alderman Hobbs stated it says it is right here on this report.

Alderman Miller answered that is probably the match.

Alderman Hobbs asked the bond was \$4.5 million wasn't it.

Mayor Ferguson answered correct. That whole project was about \$225,000 though.

Alderman Hobbs when is that project supposed to move forward.

Joe Frank Lauderdale answered that it should be this week.

Mayor Ferguson stated that he met with MDOT and Grenada for syncing of the lights, that will get going again soon.

Alderman Lauderdale stated that Valley and Robinson is in a disarray almost, the crossing.

Mayor Ferguson asked Joe Frank Lauderdale to put that on his list. They said they would dig it up and all, if we supplied the asphalt.

Alderman Miller stated that our engineer looked at it, but on southern street, south of public works, the street deteriorated 5 more inches. A car went off in there. Something should have been done already, emergency work, but because of where it is nothing was done.

Mayor Ferguson stated he understand I have a house next to a ditch, the ditch is almost at the back door.

Alderman Miller stated we should at least put something to stabilize it.

Mayor Ferguson stated he has emphasis on these ditches because I actually own a house where a sewer, water and gas line is showing in the ditch, less than 2 feet from the back of the house. So, I understand we all have issues.

ADOPT RESOLUTION APPOINTING MISSISSIPPI MUNICIPAL LEAGUE 2018 VOTING DELEGATES FOR THE CITY OF HERNANDO

RESOLUTION APPOINTING MISSISSIPPI MUNICIPAL LEAGUE 2018 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 from the Central District; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF HERNANDO

In accordance with the bylaws of the Mississippi Municipal League, the voting delegate(s) for the 2018 Mississippi Municipal League election to be held at the annual convention on June 26th with a run-off (if necessary) on June 27th, 2018 are as follows:

Voting Delegate: Mayor Tom Ferguson First Alternate: Alderman Gary Higdon

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 Miller, seconded by Alderman Hobbs and was adopted by the following vote, to-wit:

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the 15th day of May 2018.

ATTEST:	APPROVED:	
CITY CLERK	MAYOR	

AUTHORIZE MAYOR FERGUSON TO SIGN A SERVICE CONTRACT WITH PRO DRIVERS TEMP SERVICE FOR THE PUBLIC WORKS DEPARTMENT

Motion was duly made by Alderman Higdon and seconded by Alderman Miller to authorize Mayor Ferguson to sign a service contract with Pro Drivers Temp Service for the Public Works Department, subject to attorney approval. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

AUTHORIZE MAYOR FERGUSON TO SIGN AN AGREEMENT FOR FARMING PART OF RENASANT PARK WITH SETH STEADHAM

Alderwoman Brooks stated that this would be to allow to farm the land, but not into the property where the animal shelter will be.

Motion was duly made by Alderman Miller and seconded by Alderman Bryant to authorize Mayor Ferguson to sign an agreement for farming part of Renasant Park with Seth Steadham. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

AUTHORIZE TO ADJUST THE UTILITY BILL FOR EDDIE MILLER

WATER LEAK REPAIR VERFICATION City of Hernando Water and Sewer Department 475 West Commerce Street Hernando, MS 38632 662-429-9092
Customer Information (please print)
Name as it appears on bill Eddie Miller
Service address 778 Sleele Rd Heenrando MS. 38632
Daytime phone number (901- 486-5110 / 6/12-429-0316 bottler
Do you rent the property at this service address? If yes, the property owner or manager must complete the remainder of this form.
REPAIR INFORMATION (please print)
Property owner or managers name Eddie L. Miller Date of repair May 5, 2018
Daytime phone number (904 - 486 - 5110 / 1662 - 429 - 0 316
Type of repair and location of property refair line with new attalchment fart
I dug up line to fine the leak and reflained it -
Documentation and property owner's or manager's signature
Attach plumbing bill or receipts for repair parts. Sorry, no adjustments will be considered without this/these document(s)
By signing below, I certify that the information providing regarding this repair is correct. I understand that providing fraudulent information with the intent of lowering a utility bill may be punishable by applicable law.
I hereby grant permission to the City of Hernando Water and Sewer Department personnel to ocme onto my property to verify the repair of an outdoor leak.
I certify that I am the owner or rental property manager of the property located at this service address
Signature Mrs. Eddie L. Miller (Beither)
For Office use only
Account Number 04-17411 0 Gilling period's ending and 0
Prior (6) month average gallons=x2=(A)
Total gallons for two consecutive highest bills= 123 (B)
Gallons water and sewer adjustments=(B-A) divided by 2=(C)
Outdoor leaks only: Water credit= (C)gal. Sewer credit= (B-A)=gal.
446.35 Credit

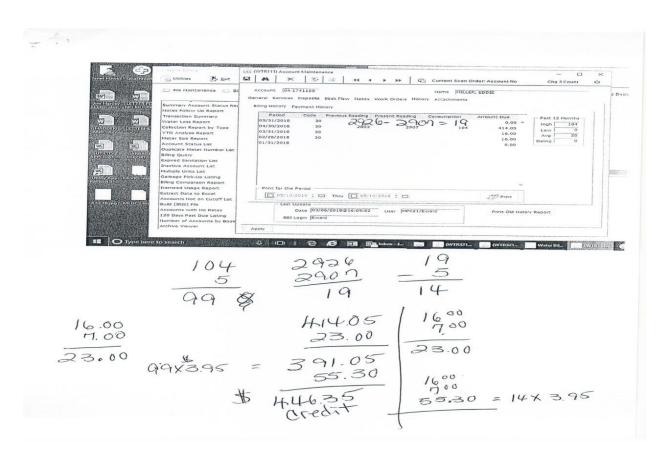
Complete Home Center Lic
32 E Commerce St
Hernando, MS 38832
605-429-0400

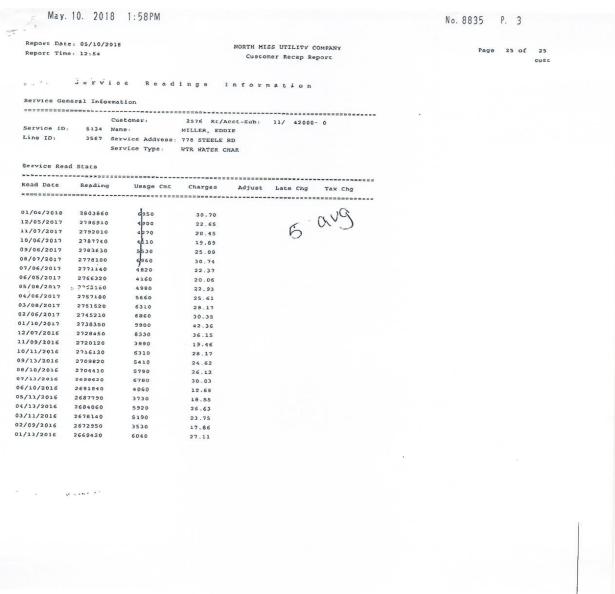
Trenanction#: C434232
Associate: PAIGE
Date: 05/05/2018 Time: 11:09:44 AM

*** SALE ***

Bill To:
Our Valued Customer

2" PVC COMP COUPLING
1933241
1.00 EACH 9 \$5.99 T \$5.99
7% - State Tax: \$0.49
7% - State Tax:





Motion was duly made by Alderman Hobbs and seconded by Alderwoman Brooks to authorize to adjust the utility bill for Eddie Miller in the amount of \$446.35, finding that the customer had a leak and did not receive the benefit of receiving the water services, also request that the water leak repair verification form and attached documents are put in the minutes. A vote was taken with the following results:

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

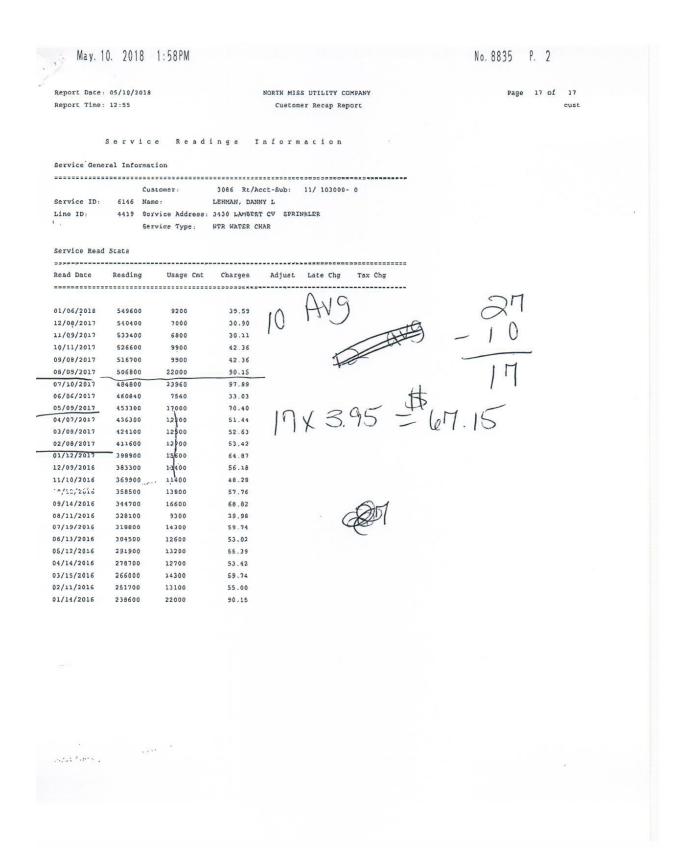
Those voting "Nay": None.

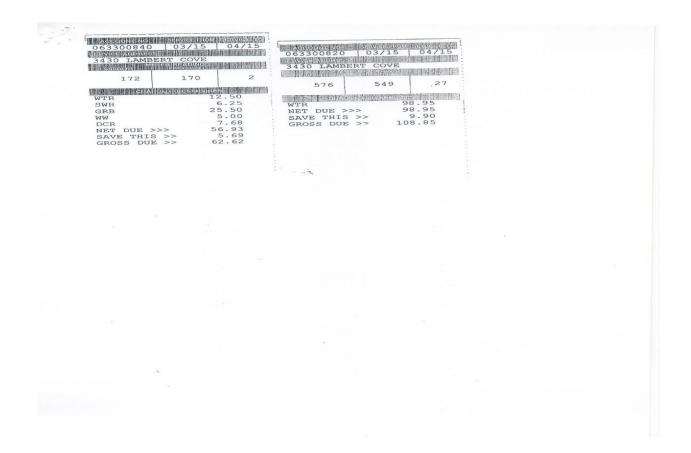
ORDERED AND DONE this the 15th day of May, 2018

AUTHORIZE TO ADJUST THE UTILITY BILL FOR DAN LEHMAN

	WATER LEAK REPAIR VERFICATION City of Hernando Water and Sewer Department 475 West Commerce Street Hernando, MS 38632 662-429-9092
	Customer Information (please print)
	Name as it appears on bill Dan Lehman
	Service address 3430 Lambert Cove Hernando 38630
	Daytime phone number $\theta v = 10^{-2332}$ (662-439-355)
	Do you rent the property at this service address? W If yes, the property owner or manager must complete the remainder of this form.
	REPAIR INFORMATION (please print)
	Property owner or managers name Dan Lehnan Date of repair
	Daytime phone number (470 - 2332
	Type of repair and location of property / leck in irrigator Pine
4	By signing below, I certify that the information providing regarding this repair is correct. I understand that providing fraudulent information with the intent of lowering a utility bill may be punishable by applicable law. I hereby grant permission to the City of Hernando Water and Sewer Department personnel to come onto my property to verify the repair of an outdoor leak. I certify that I am the owner or rental property manager of the property located at this service address Signature
	For Office use only
	Account Number 06330082 Gilling period's ending 43018
	Prior (6) month average gallons=x2=(A)
	Total gallons for two consecutive highest bills= (B)
	Gallons water and sewer adjustments=(B-A) divided by 2=(C)
	Outdoor leaks only: Water credit= (C)gal. Sewer credit= (B-A)=gal.
	# 67:15 Credit

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Motion was duly made by Alderman Miller and seconded by Alderman McLendon to authorize to adjust the utility bill for Dan Lehman in the amount of \$67.15, finding that the customer had a leak and did not receive the benefit of receiving the water services, also request that the water leak repair verification form and attached documents are put in the minutes. A vote was taken with the following results:

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

Those voting "Nay": None.

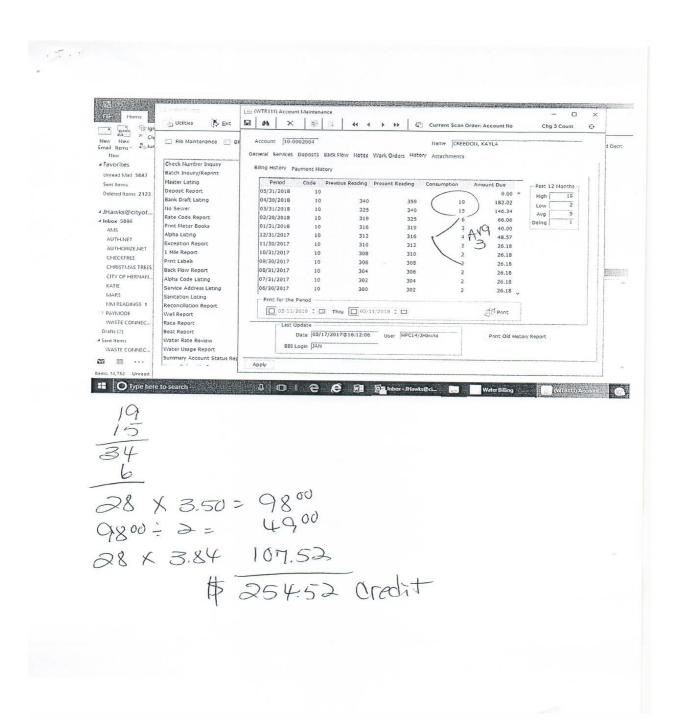
ORDERED AND DONE this the 15th day of May, 2018

AUTHORIZE TO ADJUST THE UTILITY BILL FOR KAYLA CREEDON

WATER LEAK REPAIR VERFICATION
City of Hernando Water and Sewer Department
475 West Commerce Street Hernando, MS 38632
662-429-9092

Customer Information (please print)				
Name as it appears on bill Kayla Creedon				
Service address 2323 McIngvale Rd Apt #115				
Daytime phone number (901 940 - 1328				
Do you rent the property at this service address? If yes, the property owner or manager must complete the remainder of this form.				
REPAIR INFORMATION (please print)				
Property owner or managers name Jennifer Fredrick Date of repair 4/310/18				
Daytime phone number ($U \otimes 2 - 429 - 2009$				
Type of repair and location of Fill Valve and Flapper on toilet Location. The Magnolia's @ Hernando				
Documentation and property owner's or manager's signature				
Attach plumbing bill or receipts for repair parts. Sorry, no adjustments will be considered without this/these document(s)				
By signing below, I certify that the information providing regarding this repair is correct. I understand that providing fraudulent information with the intent of lowering a utility bill may be punishable by applicable law.				
I hereby grant permission to the City of Hernando Water and Sewer Department personnel to ocme onto my property to verify the repair of an outdoor leak.				
I certify that I am the owner or rental property manager of the property located at this service address				
Signature				
For Office use only				
Account Number 0 - 000 2004 billing period's ending 3-31.1 and 4-30-(8				
Prior (6) month average gallons= 3 x2= 6 (A)				
Total gallons for two consecutive highest bills= 34 (B)				
Gallons water and sewer adjustments=(B-A) divided by 2=(C)				
Outdoor leaks only: Water credit= (C)gal. Sewer credit= (B-A)=gal.				
254.52 Credit				

QV.)		Page 1	01
Magnolias at Hernando	Unit 00115		Service reque	est
2321 McIngvale Road Hernando , MS 38632 (662) 429-2009			4023 Status: In progr Created by: Jennifer Frede Submitted: 04/25/2018 4:20	ess rick
Location: Unit 00115			Printed: 04/25/2018 4:20	PM
Location information	Scheduling	ginformation		
Kayla Creedon	Assigned to		Unassigned	
2323 Mcingvale Rd. #00115 Hernando, MS 38632	Priority:		3 - High	
(901) 846-1328	PTE:		Enter by appointment only	
(H) 9018461328 (C) 9018461328	Date/time p			
Days occupied:679 Number of requests:3	Date/time s Complete S		D4/07/0040 04:00	
Floor plan: 1 Bedroom 1 Bath	Complete S	K by:	04/27/2018 04:20 pm	
Request details				
Entry notes: No Pet Warnings, No Additional Cor	mments	500	1	_
Issue location: Bathroom	in idents	and	edon. Caylo	0
ssue description: Toilet, Toilet runs continually		UT	ea on a Rayll	11
Parts and equipment needed: -			(0)	1
Work notes:			Cy. D	11
Service comments: Toilet keeps running.			, 0	
Actions performed (check all that apply)				
Adjusted water valve Cleaned tank	k –	Installed t	ank repair kit	
Replaced ballcock Replaced bo				
- P1 12 1	L.	Replaced		
= D1 11 1 1 1		-	flush valve	
		Replaced	more some	
Replaced wax ring Unclogged to	ollet / r//	Other, plea	ase see comments	
Other actions performed:	ced till 1	lalve	N Happer	
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tart time End time	Charge		Status	
arts used				
No Access				
Due to an emergency, the maintenance staff er		••••	Service request # 40232-1	
our apartment	itered		Location Unit 00115 Assigned to Unassigned	
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53	The state of the s	· /	7	
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Motion was duly made by Alderwoman Brooks and seconded by Alderman Miller to authorize to adjust the utility bill for Kayla Creedon in the amount of \$254.52, finding that the customer had a leak and did not receive the benefit of receiving the water services, also request that the water leak repair verification form and attached documents are put in the minutes. A vote was taken with the following results:

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

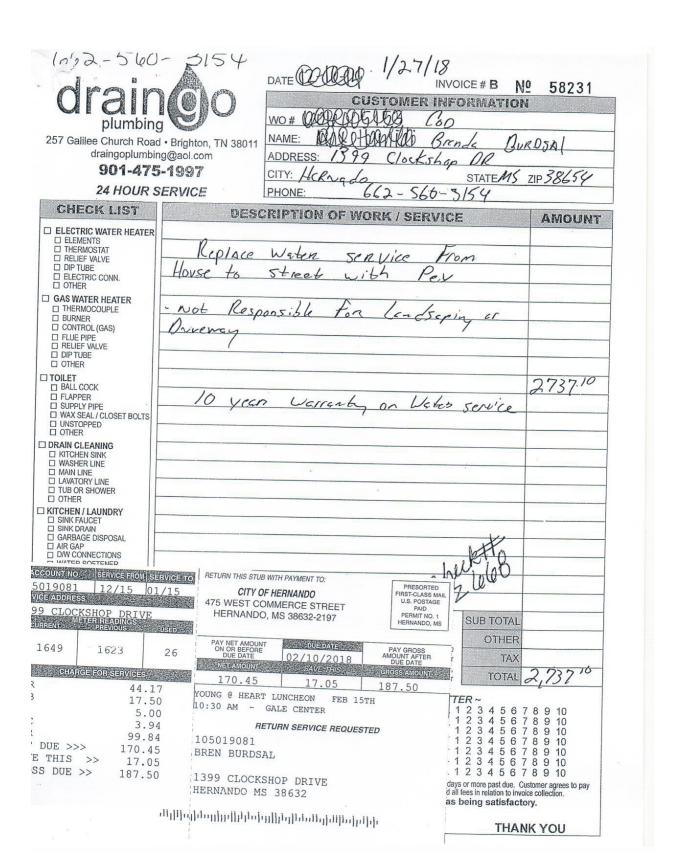
Those voting "Nay": None.

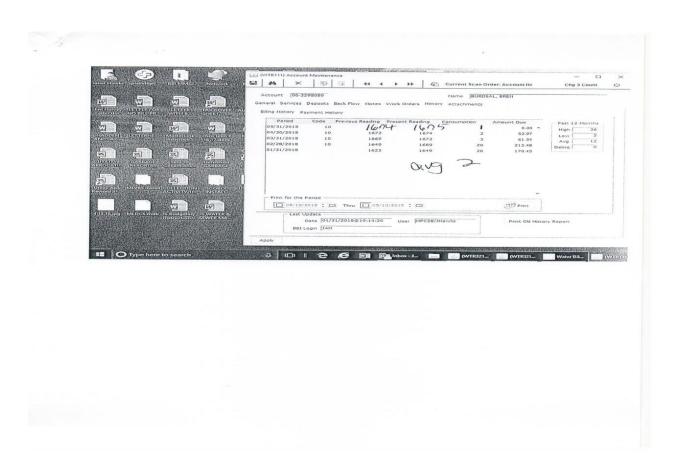
ORDERED AND DONE this the 15th day of May, 2018

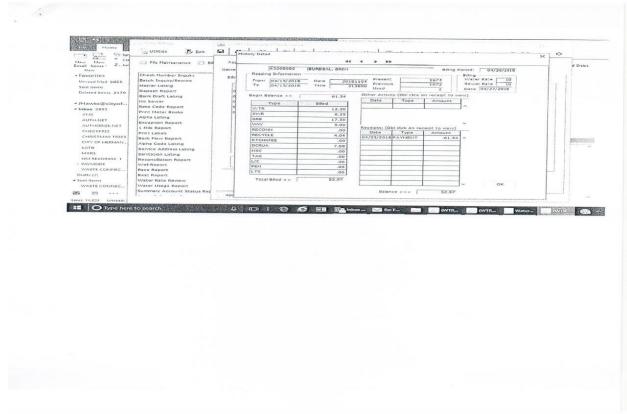
AUTHORIZE TO ADJUST THE UTILITY BILL FOR BREN BURDSAL

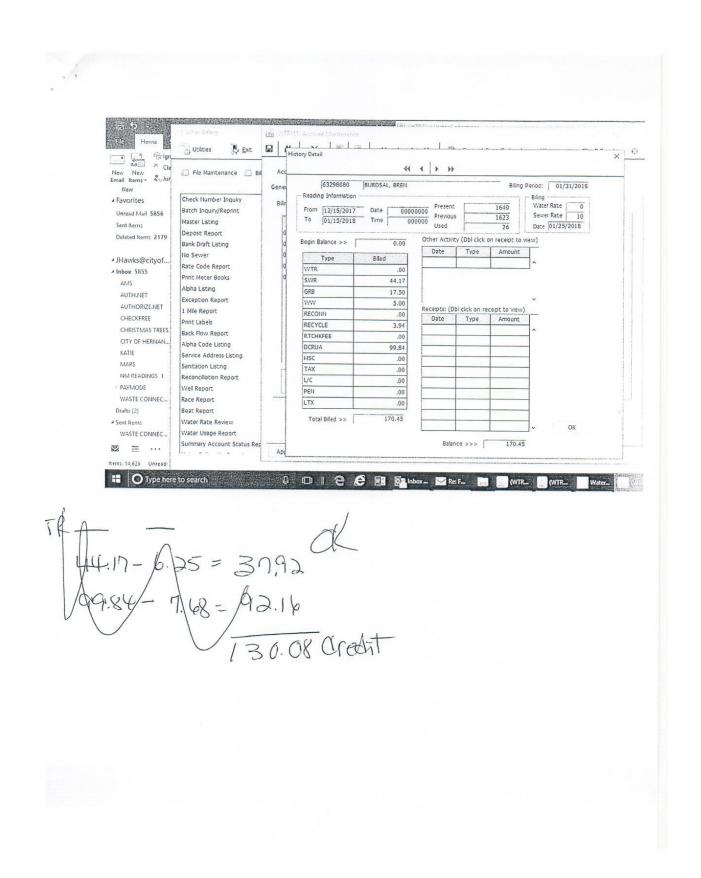
WATER LEAK REPAIR VERFICATION
City of Hernando Water and Sewer Department
475 West Commerce Street Hernando, MS 38632

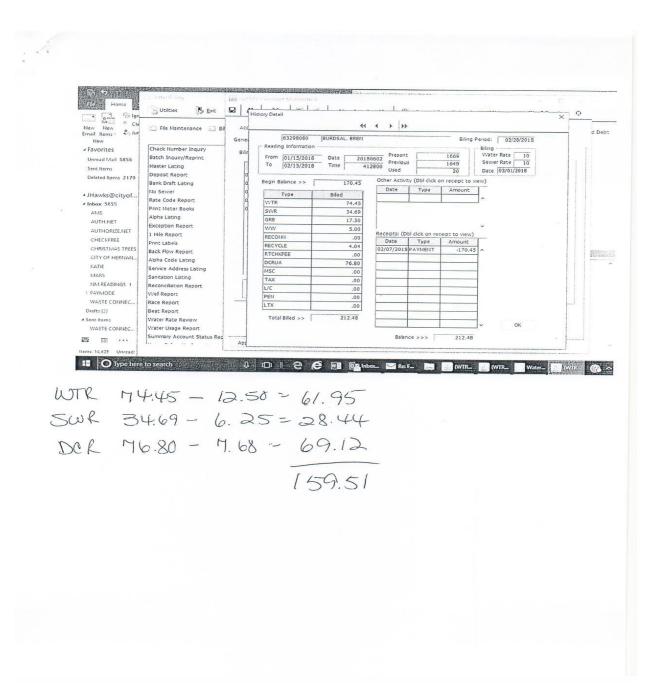
662-429-9092					
Customer Information (please print) Name as it appears on bill Brein Burasal					
Service address 1399 Clockshop Dr.					
Daytime phone number (662 - 560 - 3154					
Do you rent the property at this service address?No If yes, the property owner or manager must complete the remainder of this form.					
REPAIR INFORMATION (please print)					
Property owner or managers name Bren Burosq Date of repair 1-27-18					
Daytime phone number (662 - 560 - 3154					
Type of repair and location of property Replace water service line from house					
to street. (east side front of house)					
Documentation and property owner's or manager's signature					
Attach plumbing bill or receipts for repair parts. Sorry, no adjustments will be considered without this/these document(s)					
By signing below, I certify that the information providing regarding this repair is correct. I understand that providing fraudulent information with the intent of lowering a utility bill may be punishable by applicable law.					
I hereby grant permission to the City of Hernando Water and Sewer Department personnel to ocme onto my property to verify the repair of an outdoor leak.					
I certify that I am the owner or rental property manager of the property located at this service address					
Signature Bren Burchal					
}					
For Office use only					
Account Number 06-329808 billing period's ending and					
Prior (6) month average gallons= (A)					
Total gallons for two consecutive highest bills (B)					
Gallons water and sewer adjustments=(B-A) divided by 2=(C)					
Outdoor leaks only: Water credit= (C)gal. Sewer credit= (B-A)=gal.					
\$289.59- Credit					











Motion was duly made by Alderman Harris and seconded by Alderman Higdon to authorize to adjust the utility bill for Bren Burdsal in the amount of \$289.59, finding that the customer had a leak and did not receive the benefit of receiving the water services, also request that the water leak repair verification form and attached documents are put in the minutes. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

DISCUSSION OF CHANGING THE DUE DATE FOR UTILITY BILLS

Motion was duly made by Alderman Higdon and seconded by Alderman Harris to approve changing the due date for the utility bill to the 15^{th} of each month. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

APPROVE BUDGET AMENDMENTS

ORDER AMENDING BUDGET FOR FISCAL YEAR ENDING SEPTEMBER 30, 2018

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, 2015 and ending September 30, 2018, be amended and approved to wit:

	<u>PRIOR</u> BUDGET	AMENDMENT	NEW BUDGET
	<u> </u>		
UTILITY FUND			
REVENUE			
WATER SALES	\$1,600,000.00	\$300,000.00	\$1,900,000.00
WATER TAPS	\$60,000.00	\$12,000.00	\$72,000.00
MISCELLANEOUS	\$151,200.00	\$18,500.00	\$169,700.00
EXPENDITURES			
PERSONNEL SERVICES	\$1,310,436.00	\$50,000.00	\$1,360,436.00
SUPPLIES	\$291,300.00	\$51,100.00	\$342,400.00
OTHER SERVICES AND CHARGES	\$3,066,120.00	\$136,000.00	\$3,202,120.00
CAPITAL IMPROVEMENT	\$46,000.00	\$32,000.00	\$78,000.00
CONTINGENCY	\$319,167.00	\$61,400.00	\$380,567.00

BE IT ORDERED, that the Budget of Estimated Revenues and Expenditures for the Fiscal Year Ending September 30, 2018, for the City of Hernando, Mississippi be amended in the following respects:

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

Utility Fund - We increased revenues and expenses for a due to the purchase of a water system.

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 Miller, seconded by Alderwoman Brooks, 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 McLendon, Alderwoman Brooks, Alderman Hobbs, Alderman Harris, Alderman Bryant, Alderman Miller, and Alderman Higdon.

Those voting "Nay": None. **ORDERED AND DONE** this the 15th day of May, 2018.

	Tom Ferguson, Mayor
Attest:	
Katie Harbin City Clerk	

AUTHORIZE THE CITY TO APPLY FOR THE AARP COMMUNITY CHALLENGE GRANT

Motion was duly made by Alderman Miller and seconded by Alderman Hobbs to authorize the City to apply for the AARP Community Challenge Grant. A vote was taken with the following results:

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

Those voting "Nay": None.

ORDERED AND DONE this the 15th day of May, 2018

ADJOURN

There being no further business at this ti Bryant, seconded by Alderman Higdon to adjou Motion passed with a unanimous vote of	
	MAYOR TOM FERGUSON
ATTEST:	
KATIE HARBIN, CITY CLERK	