

**MINUTES OF THE REGULAR MEETING  
OF THE MAYOR AND BOARD OF ALDERMEN**

The City of Starkville, Mississippi

Be it remembered that the Mayor and Board of Aldermen met in a Regular Meeting on August 4, 2009 at 5:30 p.m. in the Courtroom of City Hall, located at 101 Lampkin Street, Starkville, MS.

There being present were Mayor Parker Wiseman , Aldermen Ben Carver Ward 1, Sandra C. Sistrunk Ward 2, Eric Parker Ward 3, Richard Corey Ward 4, Jeremiah Dumas Ward 5, Roy A.' Perkins Ward 6, and Henry N. Vaughn Sr. Ward 7.

Attending the Mayor and Board was Deputy City Clerk, Tammy R. Tyndall.

**1. AN ORDER APPROVING THE OFFICIAL AGENDA OF THE AUGUST 4, 2009 BOARD MEETING WITH AMENDMENTS AS FOLLOWS:**

OFFICIAL AGENDA  
THE MAYOR AND BOARD OF ALDERMEN  
OF THE  
CITY OF STARKVILLE, MISSISSIPPI  
REGULAR MEETING OF TUESDAY, AUGUST 4, 2009,  
5:30 P.M., CITY HALL COURTROOM  
101 LAMPKIN STREET

### PROPOSED CONSENT AGENDA IS PROVIDED AS APPENDIX A ATTACHED

**I. CALL THE MEETING TO ORDER**

**II. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE**

**III. APPROVAL OF THE OFFICIAL AGENDA**

A. CONSIDERATION OF THE APPROVAL OF THE CONSENT AGENDA (SEE APPENDIX A)

**IV. APPROVAL OF BOARD OF ALDERMEN MINUTES**

A. REQUEST CONSIDERATION OF THE APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF JULY 7. 2009.

**V. ANNOUNCEMENTS AND COMMENTS BY THE MAYOR AND BOARD OF ALDERMEN**

A. MAYOR'S COMMENTS

**VI. CITIZEN COMMENTS**

**VII. PUBLIC APPEARANCES**

- A. PUBLIC APPEARANCE BY SHERRIE WIYGUL REPRESENTING THE OKTIBBEHA COUNTY HUMANE SOCIETY FOR THEIR ANNUAL BUDGET REQUEST.
- B. PUBLIC APPEARANCE BY WHITNEY HILTON PRESENTING THE CITY OF STARKVILLE COMMISSION ON DISABILITY ANNUAL BUDGET REQUEST.
- C. PUBLIC APPEARANCE BY STAN SHURDEN OF STARKVILLE RECYCLING REGARDING THE ROLE OF STARKVILLE RECYCLING IN THE CITY OF STARKVILLE CURBSIDE RECYCLING PROGRAM.

**MOVED TO CONSENT:**

- D. PUBLIC APPEARANCE BY HELEN TAYLOR FROM THE BRICKFIRE PROJECT REQUESTING APPROVAL BY THE BOARD AUTHORIZING THE MAYOR TO SIGN A LETTER OF SUPPORT TO THE DEPARTMENT OF HUMAN SERVICES ON BEHALF OF THE BRICKFIRE PROJECT.
- E. ~~PUBLIC APPEARANCE BY JAMIE MIXON FOR THE STARKVILLE CENTRAL NEIGHBORHOOD FOUNDATION REGARDING THEIR NEIGHBORHOOD STREET SIGN PROPOSAL.~~

**VIII. PUBLIC HEARINGS**

- A. FIRST PUBLIC HEARING ON AMENDING THE CITY OF STARKVILLE ORDINANCE 2005-2 AND THE CODE OF ORDINANCES, CHAPTER 10, ALCOHOLIC BEVERAGES.

**IX. MAYOR'S BUSINESS**

- A. CONSIDERATION OF THE CONTINUED BUDGET DISCUSSION MEETING DATES.

**X. BOARD BUSINESS**

- ### A. CONSIDERATION OF THE ENGAGEMENT LETTER OF WATKINS, WARD AND STAFFORD FOR THE ANNUAL AUDIT OF THE CITY OF STARKVILLE IN ACCORDANCE WITH THE REQUIREMENTS OF MISSISSIPPI CODE § 21-35-31. (INCLUDED UNDER APPENDIX A)
- ### B. CONSIDERATION OF ADVERTISING TO ACCEPT LETTERS OF INTEREST FOR THE STARKVILLE HOUSING AUTHORITY TERM ENDING 09-05-09. (INCLUDED UNDER APPENDIX A)
- C. CONSIDERATION OF THE ADOPTION OF A STREET SIGNAGE POLICY TO ALLOW NON-STANDARD STREET SIGNS REQUESTED BY DESIGNATED NEIGHBORHOODS.
- D. DISCUSSION OF CITY DRAINAGE MATTERS AND STREET IMPROVEMENT PROGRAM.
- E. CONSIDERATION OF ADVERTISING FOR PROPOSALS FOR THE ACCEPTANCE OF THE CITY OF STARKVILLE RECYCLING MATERIALS.
- F. CONSIDERATION OF THE COMPOSITION OF THE TECHNOLOGY COMMITTEE, ITS GOALS AND OBJECTIVES.
- G. CONSIDERATION OF THE COMPOSITION OF THE RECYCLING COMMITTEE, ITS GOALS AND OBJECTIVES.

**XI. DEPARTMENT BUSINESS**

- ### A. AIRPORT (ALL ITEMS INCLUDED UNDER APPENDIX A)
  - 1. REQUEST APPROVAL TO ALLOW THE PUBLIC SERVICES DEPARTMENT TO BUSHHOG AIRPORT PROPERTY AS ABLE.
  - 2. REQUEST APPROVAL OF PAY REQUEST #8 FROM MALOUF CONSTRUCTION COMPANY FROM THE 2006 AIP PROJECT NO. 3-28-0068-011-2006 IN THE AMOUNT OF \$90,392.23.

3. REQUEST APPROVAL OF PAY REQUEST #4 FROM CLEARWATER CONSULTANTS, INC. FOR CONTRACT B – RUNWAY REHAB, SURVEY, DESIGN INC. IN THE AMOUNT OF \$38,095.00 FROM THE 2008 AIP GRANT, NO. 3-28-0068-013-2008.

B. BUILDING, CODES AND PLANNING DEPARTMENT

*THERE ARE NO ITEMS FOR THIS AGENDA*

C. OFFICE OF THE CITY CLERK (ITEM 2 INCLUDED UNDER APPENDIX A)

1. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET AS OF JULY 30, 2009.

- ### 2. REPORT OF THE RECEIPTS AND EXPENDITURES FOR PERIOD ENDING JUNE 30, 2009, IN ACCORDANCE WITH § 21-35-13 OF THE MISSISSIPPI CODE OF 1972 ANNOTATED.

D. COURTS

*THERE ARE NO ITEMS FOR THIS AGENDA*

### E. ELECTRIC DEPARTMENT (ALL ITEMS INCLUDED UNDER APPENDIX A)

1. REQUEST AUTHORIZATION FOR THE MAYOR TO SIGN THE TVA GENERATION PARTNERS AGREEMENT.

F. ENGINEERING AND STREETS

1. REQUEST CONSIDERATION OF THE APPROVAL OF THE LOWEST AND BEST BID FOR THE EROSION CONTROL MATTING AND AUTHORIZATION TO PURCHASE MATERIAL FROM SAID PROVIDER.
2. REQUEST CONSIDERATION OF THE APPROVAL OF THE LOWEST AND BEST BID FROM REN-ROCK CONSTRUCTION FOR THE 2009 DRAINAGE IMPROVEMENT PROGRAM- PROJECT NO. 12-HOLLIS II AND AUTHORIZATION TO ENTER INTO CONTRACTUAL AGREEMENT.
3. REQUEST CONSIDERATION OF THE APPROVAL OF THE LOWEST AND BEST BID FROM REN-ROCK CONSTRUCTION FOR THE 2009 DRAINAGE IMPROVEMENT PROGRAM- PROJECT NO. 14-HOLLIS IV AND AUTHORIZATION TO ENTER INTO CONTRACTUAL AGREEMENT WITH SAID PROVIDER.
4. REQUEST CONSIDERATION OF THE APPROVAL OF THE LOWEST AND BEST BID FROM PHILLIPS CONSTRUCTION FOR THE 2009 DRAINAGE IMPROVEMENT PROGRAM- PROJECT NO. 23-SPORTSPLEX AND AUTHORIZATION TO ENTER INTO CONTRACTUAL AGREEMENT WITH SAID PROVIDER.
5. REQUEST CONSIDERATION OF THE APPROVAL OF THE LOWEST AND BEST BID FROM REN-ROCK CONSTRUCTION FOR THE 2009 DRAINAGE IMPROVEMENT PROGRAM- PROJECT NO. 27-YELLOWJACKET AND AUTHORIZATION TO ENTER INTO CONTRACTUAL AGREEMENT WITH SAID PROVIDER.

### G. FIRE DEPARTMENT (ALL ITEMS INCLUDED UNDER APPENDIX A)

1. REQUEST AUTHORIZATION TO ADVERTISE FOR PROPOSALS FOR THE DESIGN SERVICES FOR FIRE STATION NUMBER 5 WITH ACCEPTANCE OF PROPOSALS CONTINGENT UPON THE APPROVAL OF THE GRANT FUNDS.

### H. PERSONNEL (ALL ITEMS INCLUDED UNDER APPENDIX A)

1. REQUEST AUTHORIZATION TO HIRE A RADIO OPERATOR/RECORDS CLERK.

### I. POLICE DEPARTMENT (ALL ITEMS INCLUDED UNDER APPENDIX A)

- 1. REQUEST AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE OFFICE OF HIGHWAY SAFETY FOR A NETWORK COORDINATOR / DUI ENFORCEMENT PROJECT GRANT IN THE AMOUNT OF \$110,000.00 WITH NO MATCH REQUIRED.
- 2. REQUEST AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE OFFICE OF HIGHWAY SAFETY FOR AN OCCUPANT PROTECTION GRANT IN THE AMOUNT OF \$15,000.00 WITH NO MATCH REQUIRED.
- 3. REQUEST AUTHORIZATION TO ENTER INTO AN INTER-LOCAL AGREEMENT WITH THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FOR AN EQUIPMENT GRANT IN THE AMOUNT OF \$88, 155.00 WITH NO MATCH REQUIRED.

J. PUBLIC SERVICES

- 1. REQUEST APPROVAL TO PURCHASE A VEHICLE FOR THE WATER AND SEWER ENTERPRISE FUND FROM STATE CONTRACT IN THE AMOUNT OF \$15,760.00.

### 2. REQUEST APPROVAL TO APPLY FOR \$100,000 IN CDBG EMERGENCY GRANT FUNDS TO REPLACE THE FAILING IRON FORCE MAIN AT THE WASTEWATER TREATMENT FACILITY.

### K. SANITATION DEPARTMENT (ALL ITEMS INCLUDED UNDER APPENDIX A)

- 1. REQUEST AUTHORIZATION TO ACCEPT THE LOWEST AND BEST PROPOSAL FOR RECYCLING BAGS FROM DYNA PAK IN THE AMOUNT OF \$24,700.00.

XII. CLOSED DETERMINATION SESSION

XIII. EXECUTIVE SESSION

- A. PENDING LITIGATION
- B. LAND ACQUISITION
- C. POTENTIAL LITIGATION
- D. PERSONNEL

XIV. RECESS UNTIL AUGUST 18, 2009 @ 5:30 AT 101 LAMPKIN STREET IN THE CITY HALL COURTROOM.

APPENDIX A

## PROPOSED CONSENT AGENDA

**X. BOARD BUSINESS**

- A. CONSIDERATION OF THE ENGAGEMENT LETTER OF WATKINS, WARD AND STAFFORD FOR THE ANNUAL AUDIT OF THE CITY OF STARKVILLE IN ACCORDANCE WITH THE REQUIREMENTS OF MISSISSIPPI CODE § 21-35-31.
- B. CONSIDERATION OF ADVERTISING TO ACCEPT LETTERS OF INTEREST FOR THE STARKVILLE HOUSING AUTHORITY TERM ENDING 09-05-09.

**XI. DEPARTMENT BUSINESS**

- A. AIRPORT
  - 1. REQUEST APPROVAL TO ALLOW THE PUBLIC SERVICES DEPARTMENT TO BUSHHOG AIRPORT PROPERTY AS ABLE.
  - 2. REQUEST APPROVAL OF PAY REQUEST #8 FROM MALOUF CONSTRUCTION COMPANY FROM THE 2006 AIP PROJECT NO. 3-28-0068-011-2006 IN THE AMOUNT OF \$90,392.23.
  - 3. REQUEST APPROVAL OF PAY REQUEST #4 FROM CLEARWATER CONSULTANTS, INC. FOR CONTRACT B – RUNWAY REHAB, SURVEY, DESIGN INC. IN THE AMOUNT OF \$38,095.00 FROM THE 2008 AIP GRANT, NO. 3-28-0068-013-2008.
- G. FIRE DEPARTMENT
  - 1. REQUEST AUTHORIZATION TO ADVERTISE FOR PROPOSALS FOR THE DESIGN SERVICES FOR FIRE STATION NUMBER 5 WITH ACCEPTANCE OF PROPOSALS CONTINGENT UPON THE APPROVAL OF THE GRANT FUNDS.
- H. PERSONNEL
  - 1. REQUEST AUTHORIZATION TO HIRE A RADIO OPERATOR/RECORDS CLERK.
- I. POLICE DEPARTMENT
  - 1. REQUEST AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE OFFICE OF HIGHWAY SAFETY FOR A NETWORK COORDINATOR / DUI ENFORCEMENT PROJECT GRANT IN THE AMOUNT OF \$110,000.00 WITH NO MATCH REQUIRED.
  - 2. REQUEST AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE OFFICE OF HIGHWAY SAFETY FOR AN OCCUPANT PROTECTION GRANT IN THE AMOUNT OF \$15,000.00 WITH NO MATCH REQUIRED.
  - 3. REQUEST AUTHORIZATION TO ENTER INTO AN INTER-LOCAL AGREEMENT WITH THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FOR AN EQUIPMENT GRANT IN THE AMOUNT OF \$88, 155.00 WITH NO MATCH REQUIRED.
- J. PUBLIC SERVICES
  - ### 2. REQUEST APPROVAL TO APPLY FOR \$100,000 IN CDBG EMERGENCY GRANT FUNDS TO REPLACE THE FAILING IRON FORCE MAIN AT THE WASTEWATER TREATMENT FACILITY.
- K. SANITATION DEPARTMENT
  - 1. REQUEST AUTHORIZATION TO ACCEPT THE LOWEST AND BEST PROPOSAL FOR RECYCLING BAGS FROM DYNA PAK IN THE AMOUNT OF \$24,700.00.

There came for consideration the matter of the approval of the motion approving the Official Agenda of the August 4, 2009, Board meeting with the amendments enumerated above with orders contained in the aforementioned agenda are effectuated upon the approval of said agenda(s). After discussion, and upon the motion of Alderman Richard Corey, duly seconded by Alderman Sandra C. Sistrunk.

The members of the Board present and voting moved unanimous approval of the Official Agenda of the August 4, 2009, board meeting with the amendments enumerated above with orders contained in the aforementioned agenda are effectuated upon the approval.

**2. AN ORDER APPROVING THE CONSENT AGENDA OF THE AUGUST 4, 2009  
REGULAR METING OF THE BOARD OF ALDERMEN**

There came for consideration the matter of the approval of the motion to approve the consent agenda as enumerated. After discussion and upon the motion of Alderman Ricahrd Corey, duly seconded by Alderman Sandra C. Sistrunk,

The members of the Board present and voting moved unanimous approval of the Official Agenda of the August 4, 2009, board meeting with the amendments enumerated above with orders contained in the aforementioned agenda effectuated upon the approval.

**3. AN ORDER APPROVING THE JULY 7, 2009 MINUTES OF THE REGULAR MEETING OF  
JULY 7, 2009**

There came for consideration the matter of the approval of the motion to approve the minutes of the July 7, 2009 regular meeting of the Mayor and Board of Aldermen. After discussion and upon the motion of Alderman Richard Corey, duly seconded by Alderman Eric Parker,

The members of the Board present and voting moved unanimous approval of the minutes of the July 7, 2009 regular meeting of the Mayor and Board of Aldermen.

**COMMENTS BY THE MAYOR AND BOARD**

The Mayor addressed the parties present informing them of the upcoming Sturgis South Bike Rally, being held August 13<sup>th</sup> through August 16<sup>th</sup> in Sturgis Mississippi.

The Mayor clarified for the record that the appropriate operating procedure for meetings is through the *Standard Code of Parliamentary Procedure* as adopted by the Board, and that he had operated from memory when utilizing *Robert's Rules of Order*. The Mayor apologized for his errors in application of the rules adopted by the Board. The Mayor also clarified that he would ask for a roll call vote on matters that warranted such and that the order in which the role was called would be random.

Alderman Perkins voiced his concerns regarding what he perceived to be insufficient time for public notification of the proposed changes to the City of Starkville "Beer Ordinance". Alderman Perkins requested that the public body be informed specifically of what action was planned to be taken on the matter and further, and requested that the changes be specified.

Addressing Alderman Perkins, Mayor Wiseman stated that the Chief Administrative Officer was the person that "corralled" the information received from Board Members and transcribed that information into talking points for the Board's consideration.

Alderman Perkins stated that his understanding is that the revisions address Sunday Sales, extension of hours, distance requirement and special exception.

Alderman Dumas stated that he had asked for the proposed revisions to be provided to the Board.

Alderman Sistrunk addressed the matter of "distance" in the proposed changes.

**CITIZENS COMMENTS**

Mr. Alvin Turner resident of Ward 7 addressed the Mayor et al relative to his appreciation for the clarifications of the rules governing the Board meetings.

Mr. Richard Mullenax addressed the Mayor and Board relative to his concerns regarding the slow progress with the recycling initiative in the City.

Mr. Randall McMillan addressed the Mayor and Board regarding his support for recycling and voiced his concerns with the slow progress regarding the recycling in the City.

Ms. Dorothy Issac addressed the Mayor and Board of Aldermen relative to her concerns regarding the storm sirens throughout the City.

Mr. Michael Hense resident of Ward 4 addressed the alcohol ordinance voicing his support for the ordinance.

**PUBLIC APPEARANCES:**

Ms. Sherry Wiygul of the Oktibbeha County Humane Society presented their annual budget request.

Ms. Whitney Hilton of the City of Starkville Commission on Disability presented the annual budget request.

Mr. Stan Shurden with Starkville Recycling addressed the Mayor and Board to discuss the role of Starkville Recycling in the City of Starkville curbside recycling plan.

**PUBLIC HEARING:****FIRST PUBLIC HEARING ON AMENDING THE CITY OF STARKVILLE ORDINANCE 2005-2 AND THE CODE OF ORDINANCES, CHAPTER 10, ALCOHOLIC BEVERAGES**

The Mayor and Board held the first public hearing Public hearing on the amendment to the beer ordinance 2005-2 and the corresponding code of ordinances Chapter 10, Article II, Sections 10-36 et. seq.

Mayor Wiseman set the parameters of the public hearing noting that speakers will be allowed thirty minutes total speaking time in increments of three minutes per each speaker. Mayor also noted that each person wishing to speak after the allotted time had expired, will be placed on a speakers list for the next public hearing, with said list taking precedence at the next meeting.

After setting the parameters for the public hearing on the amendment to the beer ordinance 2005-2 and the corresponding code of ordinances Chapter 10, Article II, Sections 10-36 et. Seq, Mayor Wiseman opened the floor for comments from the public.

Mr. Richard Mullenax, ward five resident, addressed the Mayor et al stating that he was “neutral” on the sales but was not in favor of the the distance.

Mr. Cecil Wilkerson, ward five resident, spoke in opposition to the ordinance.

Mr. Mark Duncan, ward one resident, spoke in favor of the proposed ordinance.

Judge James “Jim “Mills, ward two resident, spoke in opposition of the proposed ordinance.

Ms. Allison Knoffsinger, ward five resident, spoke in favor of the proposed ordinance.

Ms. Dorothy Issac, ward six resident, spoke in opposition to the proposed ordinance.

Mr. Robbie Ward ward five resident, spoke in favor of the proposed ordinance.

Pastor Jason Middleton, spoke in opposition to the proposed ordinance.

Professor Michael Mazola, (county resident) spoke in favor of the proposed ordinance.

Ms. Carolyn Reed ward one resident spoke in opposition to the proposed ordinance.

Mr. Harry Freeman, ward one resident, spoke in favor of the proposed ordinance.

Mr. Alvin Turner ward seven resident, spoke in opposition of the proposed ordinance.

Professor Brian Schrader ward three resident, spoke in favor of the proposed ordinance.

Mr. Scott Reed ward one resident spoke in favor of the proposed ordinance.

Mr. Milo Burnham ward one resident spoke in favor of the proposed ordinance.

Mr. Buck Swain, spoke in opposition to the proposed ordinance.

Upon conclusion of the allotted time for speakers, the following individuals requested that their names be listed for comments at the August eighteenth meeting.

In favor of:

Allen Couey, Bethany Stich, Jay Yates, Ashleigh Murdock, Jim Gafford, and Nicholas Pappas.

Opposed to:

Marnita Henderson, Buck Swain, Julie Williams, Stan Ballentine, and Bobby Coleman.

Upon conclusion of the public comments, the Mayor closed that portion of the public hearing noting that the public was welcome to submit questions and comments to the Board in writing.

Mayor called for questions or comments for the Board which was received as follows:

Alderman Parker asked for clarification on the specific language of the proposed ordinance regarding what was actually being proposed for consideration and passage.

Mayor Wiseman stated that the Chief Administrative Officer was tasked with compiling that information and transcribing it for dissemination in final form. Mayor informed the Board et al that the final version for consideration of passage will be posted on the City's website by the close of business on Friday August the fourteenth.

Alderman Corey also noted that the entire Board packets will be reflected on the website for review.

Alderman Carver expressed his concerns over what he perceived to be constant changes in the verbiage and the lack of consistency with notification of all Board members. He further expressed his concerns associated with the propose distance change associated with churches and schools. In closing, Alderman Carver requested that he be notified when meetings are held and that he be notified of any such meetings in advance of said meeting and that he be made aware of any additional changes.

Alderman Vaughn noted that the majority of the speakers were opposed to the ordinance. Alderman Vaughn stated that he believed that his family was more important than revenue generated from the sale of alcohol.

Calling for and hearing no additional comments from anyone, the Mayor adjourned the public hearing and declared a five minute recess.

The meeting reconvened after the five minute recess.

**4. AN ORDER APPROVING AUGUST ELEVENTH AT FIVE THIRTY TO HEAR BUDGET DISCUSSIONS**

There came for consideration the matter of the approval of the motion to hold a meeting of the Mayor and Board for the purposes of the discussion of the municipal budget; location of said meeting to be determine and disseminated to the public. After discussion and upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Richard Corey,

The Board moved unanimous approval of the motion to hold a meeting of the Mayor and Board for the purposes of the discussion of the municipal budget; location of said meeting to be determined and disseminated to the public.

**5. AN ORDER APPROVING A STREET SIGNAGE POLICY TO ALLOW NON-STANDARD STREET SIGNS REQUESTED BY DESIGNATED NEIGHBORHOODS**

There came for consideration the matter of the approval of the motion to adopt the street signage policy to allow non-standard street signs requested by designated neighborhoods. After discussion and upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas,

The Board moved unanimous approval of the motion to adopt the street signage policy to allow non-standard street signs requested by designated neighborhoods as follows:

**SPECIAL DISTRICT/NEIGHBORHOOD STREET SIGNAGE POLICIES**

- 1) City receives a written submission from the requesting party or parties to include explanation and justification for the requested change. The written submission should be directed to the City Engineer or the Chief Administrative Officer.
- 2) The recipient of the request notifies the Alderman or Aldermen in whose ward(s) the street(s) is/are located.
- 3) The streets signs proposed must conform to the most current City of Starkville sign ordinance, specifically, the reflectivity, the size, the hardware and the correctness of the name of the street included in the request.
- 4) The petitioner shall provide a map showing the exact boundaries of the area to re-signed and the proposed location of said signage and a list of the street names that will be affected.
- 5) The petitioner shall indicate the affected neighborhood(s) and provide a plat map with names and addresses.
- 6) The petitioner shall provide the authorizing language in the case of an association, neighborhood organization, developer, etc. and shall agree to the standard city-provided commitment letter as to the methodology providing for the placement, replacement and upkeep of the proposed signage.
- 7) The City shall provide the labor for the initial installation and shall be responsible for the replacement installation with reasonable notice from the association that the signage to be replaced is ready and has been made available to the City for said installation.
- 8) The petitioner shall provide a rendering, picture, or drawing and a full scale sample of the proposed signage for the Board of Aldermen to examine as an exhibit when presenting the request to the Board of Aldermen.

- 9) Upon the successful completion of the above steps, the petitioner(s) must come before the board for the presentation of the request and the petition.
- 10) After approval by the Board of Aldermen, and if the petitioner does not comply with said agreed upon commitments, then petitioner acknowledges that the signage will revert to the current standard city signage on an attrition basis. Said attrition will become effective after 60 days of absence of the required street signage.
- 11) The petitioner acknowledges that the city is not agreeing to purchase, maintain, repair, or replace the requested signage and does bear any responsibility toward same

This policy is adopted and entered into the minutes of the Board of Aldermen dated August 4<sup>th</sup>, 2009.

#### **DISCUSSION:**

The Chief Administrative Officer gave a report to the Mayor and Board relative to the capital improvement project. Upon conclusion of the discussion the Mayor informed the Board et al that the August eighteenth Board meeting would have the matter on the agenda for detailed discussion.

#### **6. AN ORDER DIRECTING THE APPROPRIATE CITY STAFF TO DRAFT A CONTRACT FOR CONSIDERATION AT THE AUGUST EIGHTEENTH BOARD MEETING FOR RECYCLING SERVICES BETWEEN THE CITY OF STARKVILLE AND STARKVILLE RECYCLING**

There came for consideration the matter of the approval of the motion to direct the appropriate city staff to draft a contract for the purpose of recycling services between the City of Starkville and Starkville Recycling. And that said contract, upon the review and approval of the Interim City Attorney, shall be provided to the full Board for discussion and the August eighteenth meeting for discussion and consideration of approval. After discussion and upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn,

The motion to direct the appropriate city staff to draft a contract for the purpose of recycling services between the City of Starkville and Starkville Recycling. And that said contract, upon the review and approval of the Interim City Attorney, shall be provided to the full Board for discussion and the August eighteenth meeting for discussion and consideration of approval was put to a vote with the results as follows:

Alderman Ben Carver,	Ward 1	voted: YEA
Alderman Sandra C. Sistrunk,	Ward 2	voted: YEA
Alderman Eric Parker,	Ward 3	voted: YEA
Alderman Richard Corey,	Ward 4	voted: YEA
Alderman Jeremiah Dumas,	Ward 5	voted: YEA
Alderman Roy A'. Perkins,	Ward 6	voted: YEA
Alderman Henry N. Vaughn, Sr.	Ward 7	voted: YEA

Having received the majority of the affirmative vote, with no abstentions, the Mayor declared the motion passed, approved and adopted.

## 7. AN ORDER APPROVING THE COMPOSITION OF THE TECHNOLOGY COMMITTEE, ITS GOALS AND OBJECTIVES

There came for consideration the matter of the approval of the motion approving the composition of the Technology Committee appointing as members Aldermen, Richard Corey, Jeremiah Dumas and Ben Carver and that said Committee will be governed by the by-laws adopted as follows:

### **Technology Committee**

#### **STRUCTURE**

The composition of the technology committee shall be made up of four (4) regular members. The technology committee shall designate a chairman and may create its own rules for the conduct, frequency and other matters related to its meetings. The composition shall consist of two designated alderman, the Information Technology specialist for the city, the Chief Administrative Officer and any additional member(s) as designated by the Board.

#### **TERM IN OFFICE**

The City of Starkville deems this committee to be an internal standing committee. The members of the committee shall serve during the four (4) year administration of the current elected Board membership.

#### **RULES**

The Technology Committee shall keep minutes in accordance with the requirements of the open meetings and open records act and shall make their meetings accessible and available to the public. They shall report quarterly to the Board any matter of importance and issues of interest to the Board for their consideration.

#### **PURPOSE AND GOALS**

##### **Purpose:**

The City of Starkville Technology Committee is formed to act as an oversight and advisory body to the Board of Aldermen for the purpose of:

- 1) Developing and recommending to the Board of Aldermen innovations and technological advances that will benefit the City of Starkville
- 2) Monitoring the current status of the city's website and making recommendations for improvements and additions thereto
- 3) Developing a plan for the municipal facilities to become wireless
- 4) Recommending expenditures for any technological improvements that will facilitate the city's mission and the department operations
- 5) Researching grants for the City of Starkville to act upon for the purpose of improving the technological offerings and operations of the City of Starkville
- 6) Coordinating and communicating with other city departments for the use of the available technology and any enhancements to improve the city operations, including facilitating dialog between outside sources and appropriate city staff.
- 7) Seeking out methods by which new technologies might save time and money to the city.

##### **Goals:**

- 1) To see to the thorough investigation of means of improving the technological infrastructure of the City of Starkville as outlined in the purposes above.
- 2) Establish the City of Starkville as a leader in the area in innovative and technological improvements.
- 3) Ensure that available software and computer hardware resources are kept up to date.
- 4) Seek out methods of providing area wireless internet access in public buildings.

5) Develop a working relationship with the resources offered through various departments at Mississippi State University, including but not limited to the Research Park, Center for Governmental Technology, and Department of Software and Computer

**8. AN ORDER TO ESTABLISH A SOLID WASTE AND THE RECYCLING COMMITTEE**

There came for consideration the matter of the approval of the motion to approve formation of the solid waste and recycling committee. After discussion and upon the motion of Alderman Jeremiah Dumas duly seconded by Alderman Richard Corey,

The Board unanimously approved the motion to establish the solid waste and recycling committee.

**9. AN ORDER APPOINTING MEMBERS TO THE SOLID WASTE AND THE RECYCLING COMMITTEE**

There came for consideration the matter of the approval of the motion to appointment of members to the solid waste and recycling committee, excluding Mrs. Melanie Mullenax, with the appointment of Alderman Parker as the Board's liaison and the Sanitation Departments Head Sharon Boyd as the City's liaison. After discussion and upon the motion of Alderman Jeremiah Dumas duly seconded by Alderman Richard Corey,

The Board unanimously approved the motion appointing the members to the solid waste and recycling committee, excluding Mrs. Melanie Mullenax, with the appointment of Alderman Parker as the Board's liaison and the Sanitation Departments Head Sharon Boyd as the City's liaison; said committee members are as follows:

Charlotte Fuquay  
Nisreen Cain  
Brad Mauck  
Board of Aldermen liaison Eric Parker  
City Staff support Sanitation Department Head

**10. AN ORDER TO SEEK LETTERS OF INTERESTS FOR A TWO WEEK PERIOD FOR VACANT POSITIONS ON THE SOLID WASTE AND RECYCLING COMMITTEE**

There came for consideration the matter of the approval of the motion to seek letters of interest for a period of two weeks for the vacant positions on the Solid Waste and Recycling Committee. After discussion and upon the motion of Alderman Jeremiah Dumas duly seconded by Alderman Richard Corey

The Board unanimously approved the motion to seek letters of interest for a period of two weeks for the vacant positions on the Solid Waste and Recycling Committee.

**11. AN ORDER ESTABLISHING TERM LIMITS FOR THE SOLID WASTE AND RECYCLING COMMITTEE**

There came for consideration the matter of the approval of the motion to establish a two year term limit for the Solid Waste and Recycling Committee. After discussion and upon the motion of Alderman Jeremiah Dumas duly seconded by Alderman Richard Corey

The Board unanimously approved the motion to establish a two year term limit for the Solid Waste and Recycling Committee.

**12. AN ORDER TO ACCEPT THE LOWEST AND BEST BID FROM GEO-PRODUCTS**

There came for consideration the matter of the approval of the motion to accept the lowest and best bid from Geo-Products as the lowest and best bidder for this project and authorize to purchase erosion control matting materials for the 2009 Drainage Improvement Project with staff recommendations. After discussion and upon the motion of Alderman Jeremiah Dumas duly seconded by Alderman Richard Corey,

The Board moved unanimous approval of the motion to accept the lowest and best bid from Geo-Products as the lowest and best bidder for this project and authorize to purchase erosion control matting materials for the 2009 Drainage Improvement Project with staff recommendations as follows:

Derived from the City Engineer

Staff Recommends APPROVAL

Bids for the 2009 Drainage Improvement Program were received on 3/31/09 and a total of 2 bidders submitted proposals for multiple products. Find attached a Bid Tabulation and product comparison for the Erosion Control Matting which includes the proposal to provide materials.

As part of the 2009 Drainage Improvement Project, a couple of alternatives have been studied and evaluated to protect the side slopes of the drainage ways from Erosion and sediment pollution. The traditional method is to install rock rip rap along each side slope for the full length of the channel. The rip rap installation is usually more costly due to the costs associated with transporting the material and the installation of the rock requires heavy equipment.

An alternative to the rock rip rap is a permanent Erosion Control Matting. The process of installation includes shaping the side slopes, installing vegetative materials, and then installing the permanent mat with the use of earth anchors.

Once the vegetation has established, the erosion control mat rivals rip rap as far as velocity protection and shear stress resistance.

In addition to the cost savings for this application, the long term maintenance is lower and it is also more visually appealing.

It is recommended to approve Geo-Products as the lowest and best bidder for this project and authorize to purchase erosion control matting materials for the 2009 Drainage Improvement Project.

**3. AN ORDER APPROVING THE ACCEPTANCE OF REN-ROCK CONSTRUCTION AS THE LOWEST AND BEST BID FOR THE 2009 DRAINAGE IMPROVEMENT PROGRAM- PROJECT NO. 12-HOLLIS II AND AUTHORIZATION TO ENTER INTO CONTRACTUAL AGREEMENT WITH SAID PROVIDER**

There came for consideration the matter of the approval of the motion to approve Ren-Rock Construction as the lowest and best bidder for HOLLIS II Project including the proposal to install the Erosion Control Matting as well as an alternate bid to install rip rap and to enter into a contractual agreement to perform the 2009 Drainage Improvement Project- HOLLIS II (after review and approval by the City Attorney), with the estimated Cost: \$331,016 (Capital Improvement Drainage Program Cost Estimate, 1-16-09), projected Cost- Erosion Matting Alternate: \$174,852, projected Cost- Rip Rap Alternate : \$342,576, and to accept the proposal to install the Erosion Control Matting instead of the Rip Rap alternate. After discussion and upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Henry N. Vaughn, Sr.,

The Board moved unanimous approval of the motion to approve Ren-Rock Construction as the lowest and best bidder for HOLLIS II Project including the proposal to install the Erosion Control Matting as well as an alternate bid to install rip rap and to enter into a contractual agreement to perform the 2009 Drainage Improvement Project- HOLLIS II (after review and approval by the City Attorney), with the estimated Cost: \$331,016 (Capital Improvement Drainage Program Cost Estimate, 1-16-09), projected Cost- Erosion Matting Alternate: \$174,852, projected Cost- Rip Rap Alternate : \$342,576, and to accept the proposal to install the Erosion Control Matting instead of the Rip Rap alternate.

**4. AN ORDER APPROVING REN-ROCK CONSTRUCTION AS THE LOWEST AND BEST BID FOR THE 2009 DRAINAGE IMPROVEMENT PROGRAM- PROJECT NO. 14-HOLLIS IV AND AUTHORIZATION TO ENTER INTO CONTRACTUAL AGREEMENT WITH**

There came for consideration the matter of approval of the motion HOLLIS IV Project which includes the proposal to install the Erosion Control Matting as well as an alternate bid to install rip rap. It is recommended to approve Ren-Rock Construction as the lowest and best bidder for this project and enter into a contractual agreement to perform the 2009 Drainage Improvement Project- HOLLIS IV. Estimated Cost: \$69,851 (Capital Improvement Drainage Program Cost Estimate, 1-16-09) projected Cost- Erosion Matting Alternate: \$62,955 Projected Cost- Rip Rap Alternate: \$72,640 It is further recommended to accept the proposal to install the Erosion Control Matting instead of the Rip Rap alternate .After discussion and upon the motion of Alderman Jeremiah Dumas duly seconded by Alderman Richard Corey,

The Board unanimously moved to approval of the motion HOLLIS IV Project which includes the proposal to install the Erosion Control Matting as well as an alternate bid to install rip rap. It is recommended to approve Ren-Rock Construction as the lowest and best bidder for this project and enter into a contractual agreement to perform the 2009 Drainage Improvement Project- HOLLIS IV. Estimated Cost: \$69,851 (Capital Improvement Drainage Program Cost Estimate, 1-16-09) projected Cost- Erosion Matting Alternate: \$62,955 Projected Cost- Rip Rap Alternate: \$72,640

**5. AN ORDER TO APPROVE OF THE LOW BID FOR THE 2009 DRAINAGE IMPROVEMENT PROGRAM- PROJECT NO. 23- SPORTSPLEX AND AUTHORIZATION TO ENTER INTO CONTRACTUAL AGREEMENT WITH PHILLIPS CONSTRUCTION**

There came for consideration the matter of the approval of the motion to approve Phillips Construction as the lowest and best bidder for the 2009 Drainage Improvement Program and authorize to enter into a contractual agreement to perform the 2009 Drainage Improvement Project 23- SPORTSPLEX. Estimated Cost: \$251,572 (Capital Improvement Drainage Program Cost Estimate, 1-16-09) Projected Cost- Erosion Matting Alternate: \$120,000 projected Cost- Rip Rap Alternate: \$201,600, and to accept the proposal to install the Erosion Control Matting instead of the Rip Rap alternate. After discussion and upon the motion of Alderman Eric Parker, duly seconded by Alderman Sandra C. Sistrunk,

The Board voted unanimously to approve the motion to approve Phillips Construction as the lowest and best bidder for the 2009 Drainage Improvement Program and authorize to enter into a contractual agreement to perform the 2009 Drainage Improvement Project 23- SPORTSPLEX. Estimated Cost: \$251,572 (Capital Improvement Drainage Program Cost Estimate, 1-16-09) Projected Cost- Erosion Matting Alternate: \$120,000 projected Cost- Rip Rap Alternate: \$201,600, and to accept the proposal to install the Erosion Control Matting instead of the Rip Rap alternate.

**6. AN ORDER APPROVE THE PURCHASE A VEHICLE FOR THE WATER AND SEWER ENTERPRISE FUND FROM STATE CONTRACT IN THE AMOUNT OF \$15,760.00**

There came for consideration the matter of the approval of the motion to purchase A 2009 Ford Escape SUV can be purchased from state contract for \$15,760.00. After discussion and upon the motion of Alderman Eric Parker, duly seconded by Alderman Henry N. Vaughn Sr.,

The motion to appoint purchase a 2009 Ford Escape SUV can be purchased from state contract for \$15,760.00, was put to a vote with the results as follows:

Alderman Ben Carver,	Ward 1	voted: YEA
Alderman Sandra C. Sistrunk,	Ward 2	voted: YEA
Alderman Eric Parker,	Ward 3	voted: YEA
Alderman Richard Corey,	Ward 4	voted: YEA
Alderman Jeremiah Dumas,	Ward 5	voted: YEA
Alderman Roy A'. Perkins,	Ward 6	voted: YEA
Alderman Henry N. Vaughn, Sr.	Ward 7	voted: YEA

Having received the majority of the affirmative vote, with no abstentions, the Mayor declared the motion passed, approved and adopted.

**7.      AN ORDER TO MOVE INTO A CLOSED DETERMINATION SESSION**

There came for consideration the matter of the approval of the motion to move into a closed determination session to discuss the need for an executive session. After discussion and upon the motion of Alderman Dumas, duly seconded by Alderman Richard Corey,

The Board moved unanimous approval of the motion to to move into a closed determination session to discuss the need for an executive session.

**8.      AN ORDER TO MOVE INTO EXECUTIVE SESSION**

Having determined the need to move into executive session, there came for consideration the matter of the approval of the motion to move into a closed determination session to discuss the need for an executive session. After discussion and upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Eric Parker,

The Board moved unanimous approval of the motion to move into a closed determination session to discuss the need for an executive session

- Present in executive session was the Board of Aldermen, the Mayor, the Chief Administrative Officer and the Deputy City Clerk.

**9.      AN ORDER TO PROCEED WITH PENDING LITIGATION**

There came for consideration the matter of the approval of the motion to proceed with pending litigation as it relates to the Bluefield Water Association. After discussion and upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Eric Parker,

The Board moved unanimous approval of the motion to proceed with pending litigation as it relates to the Bluefield Water Association.

**10.     AN ORDER TO EXECUTE AND PURCHASE AND SALE AGREEMENT**

There came for consideration the matter of the approval of the motion to execute the purchase and sale agreement between the City of Starkville and Cassandra L. Moore and Douglas A. Hudson relative to the estate of Ms. Bridgette Moore (deceased). After discussion and upon the motion of Alderman Roy A. Perkins, duly seconded by Alderman Eric Parker,

The Board moved unanimously to approve the motion to execute the purchase and sale agreement between the City of Starkville and Cassandra L. Moore and Douglas A. Hudson relative to the estate of Ms. Bridgette Moore (deceased).

**11. AN ORDER TO AUTHORIZE THE MAYOR TO RESUME NEGOTIATIONS RELATIVE TO THE PROPERTIES OF BLOCK 18-A RESPECTIVELY**

There came for consideration the matter of the approval of the motion to authorize the Mayor to resume negotiations pertaining to the properties of block eighteen A as it relates to property acquisition for the proposed municipal justice complex. After discussion and upon the motion of Alderman Richard Corey duly seconded by Alderman Henry N. Vaughn, Sr.,

The Board moved unanimous approval of the motion to authorize the Mayor to resume negotiations pertaining to the properties of block eighteen A as it relates to property acquisition for the proposed municipal justice complex.

**Before the discussion relative to the personnel matter, the Mayor and CAO exited the meeting leaving Mayor Pro Tempore presiding.**

**12. AN ORDER TO ADVERTISE FOR THE POSITION OF MUNICIPAL ATTORNEY**

There came for consideration the matter of the approval of the motion directing the personnel Director to advertise in the Starkville Daily News, the Commercial Dispatch and the Tupelo Daily Journal with requirements and description for the position as follows:

Title: City Attorney

**CITY OF STARKVILLE  
JOB DESCRIPTION**

Department: Judicial

Reports to: Mayor and Board of Aldermen Classification: Exempt

Date Prepared: August 3, 2009 Approved by Board: 8/3/09

**GENERAL POSITION SUMMARY:**

Performs a broad range of professional legal services for the City. Interprets codes, represents the City in legal proceedings, prepares and/or reviews resolutions, ordinances, and other legal documents for the City. Provides legal support and opinions to the Mayor, the Board of Aldermen, Department Heads, Boards, Commissions, or Committees as designated by the Mayor and Board of Aldermen. Provides administrative work to assist in the legal activities of the City. Exercises independent judgment. Must possess excellent legal research, writing, and communication skills in addition to having the personal disposition, character, and psychological qualities necessary to work well with the public in a legal setting.

The City Attorney position will require a minimum of twenty (20) hours per week.

**ESSENTIAL JOB FUNCTIONS:**

1. Provides legal representation and advice to all City officials (including the Mayor, the Board of Aldermen, Department Heads, Boards, Commissions, or Committees as designated by the Mayor and Board of Aldermen) pertaining to City legal matters and compliance with all applicable codes, ordinances, laws, and statutes.
2. Handles real estate transaction including acquisition and sale of land and interests in land through preparation of contracts, leases, easements, deeds, trusts deeds, instruments of title, liens, releases and other document. Conducts title examinations. Negotiates and coordinates with surveyors, appraisers, engineers, property owners, tenants and attorneys.
3. Prepares and/or reviews contract documents for construction projects and for the purchase, lease, or sale of goods, services and professional services including specifications, bid documents, requests for proposals, and requests for qualifications, bonds, and contractual agreements.
4. Reviews rules, policies, plans and forms prepared by other City personnel for compliance with applicable laws.
5. Researches legal issues and prepares legal opinions, memoranda and correspondence.
6. Handles litigation brought on behalf of City or brought against City, City officials, or City employees. Researches, writes, and files pleadings, motions, briefs, and other documents and exhibits. Conducts depositions, trials, and appeals of proceedings in State and Federal Courts. Trial practice includes violations of municipal ordinances and appeals there from; collection of debts and delinquent taxes; bankruptcy; inverse condemnation and eminent domain; torts; and, other civil proceedings.
7. Maintains and develops expertise about laws, regulations, and court decisions affecting municipal legal issues through ongoing educational efforts of self-study and seminar attendance.
8. Attends Board of Aldermen meetings and conferences for the purpose of learning policies underlying official action, and gives advice on legal questions involved, including advice as to alternative legal and administrative approaches to the solution of major City problems; plans and supervises the work of professional staff; supervises the preparation and trial of important cases; represents the City in all courts.
9. Reviews information to keep informed of proposed state and federal legislation affecting the City; prepares and approves ordinances for final consideration by the Board of Aldermen.
10. Create, review, interpret and enforce contracts for City on a wide variety of subjects, including real estate, development, intergovernmental, loan, personnel, and other agreements. Conduct research, analyze and advise City on various legal questions and recommended courses of action. Prepare correspondence, memoranda and reports concerning questions, analyses, interpretations and opinions.
11. Research, review, interpret and create City ordinances. Prepare necessary reports for City staff, Mayor, and Board of Aldermen information and action. Communicate both orally and in writing, with violators concerning compliance with various City codes.

12. Advise City on disciplinary actions and review grievances filed by employees. Conduct necessary research, analyze and interpret various related questions and advise City regarding best course of action.
13. Negotiates legal problems with interest groups, vendors and customers of the City, the general public and officials.
14. Recommend any occasions for use of outside counsel and monitor such external legal work as necessary.
15. By the due date given in each meeting announcement, the City Attorney should provide any item to be included in the agenda of an upcoming Board of Aldermen or other meeting.

**INTERPERSONAL CONTACTS:**

Interacts with Mayor and Board of Aldermen. Has regular contact with internal and external sources, including employees, Department Heads, outside agencies, the media, and other governmental agencies

**PHYSICAL AND MENTAL CAPABILITIES**

Requires the ability to sit, stand, walk, see, and effectively communicate with others for extended periods of time. May be required to lift objects weighing up to 25 pounds without assistance. Must be able to handle multiple tasks or projects simultaneously, work with numerous interruptions, and adjust to changing priorities. Must demonstrate good use of judgment and demonstrate the ability to properly deal with confidential matters. Must use good interpersonal skills.

**JOB CONDITIONS:**

The job is performed primarily indoors in an office setting with adequate heat, light, and ventilation.

**EDUCATION AND/OR EXPERIENCE REQUIRED:**

1. Juris Doctorate Degree and member of MS Bar Association.
2. Annual continuing education through MS Judicial College.
3. Must have accurate working knowledge of legal processes and procedures, including civil law, judicial procedures, and rules of evidence.
4. Must have working knowledge of and be able to research applicable laws, rules, regulations, legal codes, precedents and history, and/or policies and procedures.
5. Must have knowledge of municipal codes and applicable state laws, and federal statutes.
6. Must be skilled in analyzing facts, legal commitment and impact, precedent, organizing information and interpreting and applying legal principles to complex legal issues.
7. Minimum of four (4) years experience in legal processes, including first hand courtroom experience and expertise in municipal matters.

*The duties listed above are intended as illustrations of the types of work that may be performed. The omission of specific job duties does not exclude them from the position if the work is similar, related, or a logical assignment to the position. The job description does not constitute an employment contract and is subject to change as the needs of the City and requirements of the job change.*

*Regular and consistent attendance is a condition of continuing employment.*

THE CITY OF STARKVILLE, MISSISSIPPI is accepting Letters of Interest for the position of

## CITY ATTORNEY

**The duties of the City Attorney include but are not limited to:**

Performs a broad range of professional legal services for the City. Interprets codes, represents the City in legal proceedings, prepares and/or reviews resolutions, ordinances, and other legal documents for the City. Provides legal support and opinions to the Mayor, the Board of

Aldermen, Department Heads, Boards, Commissions, or Committees as designated by the Mayor and Board of Aldermen. Provides administrative work to assist in the legal activities of the City. Exercises independent judgment. Must possess excellent legal research, writing, and communication skills in addition to having the personal disposition, character, and psychological qualities necessary to work well with the public in a legal setting. The City Attorney position is will require a minimum of twenty (20) hours per week.

### **Education and/or experience required:**

1. Jurist Doctorate Degree and member of MS Bar Association.
2. Must have knowledge of municipal codes and applicable state laws, and federal statutes.
3. Must be skilled in analyzing facts, legal conunitment and impact, precedent, organizing information and interpreting and applying legal principles to complex legal issues.
4. Minimum of four (4) years experience in legal processes, including first hand courtroom experience and expertise in municipal matters.

Interested parties may contact Randy Boyd, Personnel Officer at 662-323-2525, ext. 124, for a full job description.

LETTERS OF INTEREST SHOULD BE RETURNED TO: RANDY BOYD, PERSONNEL OFFICER  
101 E. LAMPKIN STREET, STARKVILLE, MS 39759 ON OR BEFORE AUGUST 31, 2009

PLEASE INCLUDE IN YOUR SUBMISSION:

1. A detailed resume,
2. Three (3) letters of reference,
3. A list of experience with municipal matters,
4. A summary list of your first-hand courtroom experience
5. Please identify the expected salary range or the costs for your services including the method for the determination of the costs. Please segregate any additional professional fees from expected expenses and/or retainer fee, i.e. bond participation, etc.

*The City of Starkville/le, Mississippi, is an equal opportunity employer and does not discriminate upon the basis of race, color, religion, national origin, sex, age, disability, or veteran status. The City of Starkville is a smoke-free working environment.*

The City of Starkville, Mississippi is accepting Letters of Interest for the position of

## CITY ATTORNEY

### The duties of the City Attorney include but are not limited to:

Performs a broad range of professional legal services for the City. Interprets codes. Represents the City in legal proceedings, prepares and/or reviews resolutions, ordinances, and other legal documents for the City. Provides legal support and opinions to the Mayor, the Board of Aldermen, Department Heads, Boards, Commissions, or Committees as designated by the Mayor and Board of Aldermen. Provides administrative work to assist in the legal activities of the City. Exercises independent judgment. Must possess excellent legal research, writing, and communication skills in addition to having the personal disposition, character, and psychological qualities necessary to work well with the public in a legal setting.

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### Education and/or experience required:

1. Jurist Doctorate Degree and member of MS Bar Association.
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101 E. LAMPKIN STREET, STARKVILLE, MS 39759 ON OR BEFORE AUGUST 31, 2009  
PLEASE INCLUDE IN YOUR SUBMISSION:

1. A detailed resume,
2. Three (3) letters of reference,
3. A list of experience with municipal matters,
4. A summary list of your first-hand courtroom experience
5. Please identify the expected salary range or the costs for your services including the method for the determination of the costs. Please segregate any additional professional fees from expected expenses and/or retainer fee, i.e. bond participation, etc.

*The City of Starkville, Mississippi, is an equal opportunity employer and does not discriminate upon the basis of race, color, religion, national origin, sex, age, disability, or veteran status. The City of Starkville is a smoke-free working environment.*

After discussion and upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Richard Corey,

The Board moved unanimous approval of the motion to direct the personnel Director to advertise in the Starkville Daily News, the Commercial Dispatch and the Tupelo Daily Journal with requirements and description for the position as

**13. AN ORDER DIRECTING THE APPROPRIATE CITY STAFF TO REVIEW THE SOLID WASTE ORDINANCE**

There came for consideration the matter of the approval of the motion to direct the appropriate City staff to review the current Solid Waste Ordinance relative to recycling services within the City, and provide the results of said review to the Mayor and Board at the next regularly scheduled meeting for discussion and possible revision(s); and that, current recycling services currently underway may continue in the interim. After discussion and upon the motion of Alderman Henry N. Vaughn Sr., duly seconded by Alderman Richard Corey,

The Board moved unanimous approval of the motion to direct the appropriate City staff to review the current Solid Waste Ordinance relative to recycling services within the City, and provide the results of said review to the Mayor and Board at the next regularly scheduled meeting for discussion and possible revision(s); and that, current recycling services currently underway may continue in the interim.

**14. AN ORDER TO MOVE OUT OF EXECUTIVE SESSION**

There came for consideration the matter of the approval of the motion to move out of executive session. After discussion and upon the motion of Alderman Eric Parker duly seconded by Alderman Henry N. Vaughn Sr.,

The Board moved unanimous approval of the motion to move out of executive session.

**A MOTION TO RECESS UNTIL 1:00 PM ON TUESDAY AUGUST 18, 2009**

Alderman Richard Corey moved that the Board of Aldermen recess until 5:30 p.m. on Tuesday August 18, 2009, in the Court Room of City Hall located at 101 Lampkin Street, Starkville, MS. Alderman Jeremiah Dumas, seconded, with the motion carrying unanimously.

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PARKER WISEMAN, MAYOR

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TAMMY R. TYNDALL,  
DEPUTY CITY CLERK

SIGNED AND SEALED THIS \_\_\_ DAY OF \_\_\_\_\_ 2009.