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

The City of Starkville, Mississippi November 4, 2014

Be it remembered that the Mayor and Board of Alderman met in a Regular Meeting on November 4, 2014 at 5:30 p.m. in the Courtroom of City Hall, located at 101 E. Lampkin Street, Starkville, MS. There being present were Mayor Parker Wiseman, Aldermen Ben Carver, Lisa Wynn, David Little, Jason Walker, Scott Maynard, Roy A.' Perkins, and Henry Vaughn, Sr. Attending the Board were City Attorney Chris Latimer, CAO/CFO Taylor V. Adams and City Clerk Lesa Hardin.

Mayor Parker Wiseman opened the meeting with the Pledge of Allegiance followed by a moment of silence.

Mayor Parker Wiseman asked for any revisions to the Official Agenda.

#### REQUESTED REVISIONS TO THE OFFICIAL AGENDA:

Alderman Henry Vaughn, Sr. requested the following changes to the published November 4, 2014 Official Agenda:

Remove Public Appearance Item "Public Appearance by Helen Taylor of Brickfire".

Alderman Scott Maynard requested the following changes to the published November 4, 2014 Official Agenda:

Add to Agenda Item X.A. and renumber remaining items under Board Business. Consideration of the approval of an agreement to allow New York Life insurance to sell New York Life products to city employees through payroll deduction. This item was tabled at a previous meeting. Alderman Roy A.' Perkins inquired as to the item being added after the deadline and asked that his objection to late agenda additions be noted.

The Mayor asked for further revisions to the published November 4, 2014 Official Agenda. No further revisions were requested.

#### 1. A MOTION TO APPROVE THE OFFICAL AGENDA.

There came for consideration the matter of approving and adopting the November 4, 2014, Official Agenda of the Regular Meeting of the Mayor and Board of Aldermen, as revised. Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn, to approve the November 4, 2014, Official Agenda, the Board voted as follows to approve the motion:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion carried.

#### OFFICIAL AGENDA

#### THE MAYOR AND BOARD OF ALDERMEN

#### OF THE

#### CITY OF STARKVILLE, MISSISSIPPI

REGULAR MEETING OF TUESDAY, NOVEMBER 4, 2014 5:30 P.M., COURT ROOM, CITY HALL 101 EAST LAMPKIN STREET

- I. CALL THE MEETING TO ORDER
- II. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE
- III. APPROVAL OF THE OFFICIAL AGENDA
- IV. APPROVAL OF BOARD OF ALDERMEN MINUTES

REQUEST APPROVAL OF THE MINUTES OF THE SEPTEMBER 23, 2014 RECESS MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS INCORPORATING ANY AND ALL CHANGES RECOMMENDED BY THE CITY ATTORNEY.

REQUEST APPROVAL OF THE MINUTES OF THE OCTOBER 7, 2014 REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS INCORPORATING ANY AND ALL CHANGES RECOMMENDED BY THE CITY ATTORNEY.

- V. ANNOUNCEMENTS AND COMMENTS
  - A. MAYOR'S COMMENTS:
  - B. BOARD OF ALDERMEN COMMENTS:
- VI. CITIZEN COMMENTS
- VII. PUBLIC APPEARANCES

A PUBLIC APPEARANCE BY HELEN TAYLOR FROM BRICKFIRE.

A PUBLIC APPEARANCE BY ALVIN TURNER.

#### VIII. PUBLIC HEARING

A PUBLIC HEARING ON THE RESOLUTION DECLARING THE INTENTION OF THE CITY OF STARKVILLE, MISSISSIPPI, TO PARTICIPATE IN THE CAP LOAN PROGRAM FOR INDUSTRIAL PARK SANITARY SEWER REHABILITAION AND OTHER PROJECT UPON COMPLETION.

A PUBLIC HEARING ON THE RESOLUTION TO ADOPT THE MEMA DISTRICT 4 REGIONAL HAZARD MITIGATION PLAN.

#### IX. <u>MAYOR'S BUSINESS</u>

A. DISCUSSION AND CONSIDERATION OF THE APPROVAL OF THE 2015 CCDF MATCHING SUBGRANT FOR BRICKFIRE.

#### X. BOARD BUSINESS

- A. CONSIDERATION OF AN AGREEMENT TO ALLOW NEW YORK LIFE INSURANCE TO SELL NEW YORK LIFE PRODUCTS TO THE EMPLOYEES OF THE CITY OF STARKVILLE.
- B. DISCUSSUION AND CONSIDERATION OF A RESOLUTION DECLARING THE INTENTION OF THE CITY OF STARKVILLE, MISSISSIPPI, TO PARTICIPATE IN THE CAP LOAN PROGRAM FOR INDUSTRIAL PARK SANITARY SEWER REHABILITAION AND OTHER PROJECT UPON COMPLETION.
- C. DISCUSSION AND CONSIDERATION OF A RESOLUTION DECLARING THE INTENTION OF THE CITY OF STARKVILLE, MS TO PARTICPATE IN THE MEMA DISTRICT 4 REGIONAL HAZARD MITIGATION PLAN.
- D. DISCUSSION AND CONSIDERATION OF ENTERING INTO A CONSTRUCTION CONTRACT, AS APPROVED BY THE CITY ATTORNEY, WITH BRISLIN, INC OF COLUMBUS, MISSISSIPPI IN AN AMOUNT NOT TO EXCEED \$303,538.00 (BASE BID \$228,750.00; ALTERNATE 1 \$46,908.00; ALTERNATE 2 \$27,880.00) TO CONSTRUCT WATER, WASTEWATER AND STORM DRAINAGE FOR THE MILL AT MSU PROJECT.
- E. DISCUSSION AND CONSIDERATION OF APPROVAL OF CHANGE ORDER NUMBER ONE (1) FOR PHASE II CONSTRUCTION CONTRACT FOR THE PARKING GARAGE AND RE-ALIGN CDBG BUDGET TO REFLECT CONSTRUCTION CHANGE ORDER (ADJUSTMENT OF BUDGETED LINE ITEMS)
- F. DISCUSSION AND CONSIDERATION OF A RESOLUTION APPROVING THE ASSIGNMENT OF A CABLE TELEVISION FRANCHISE AGREEMENT TO BCI MISSISSIPPI BROADBAND, LLC.
- G. DISCUSSION AND CONSIDERATION OF AN AGREEMENT WITH BLOCK COMMUNICATIONS INC.
- H. DISCUSSION AND CONSIDERATION OF THE CEMETARY BOARD'S RECOMMENDATION REGARDING ANIMALS IN THE CEMETARIES.
- I. A REPORT FROM PARK AND RECREATION REGARDING OVERALL FINANCIAL STATUS.

- J. DISCUSSION AND CONSIDERATION OF REAPPOINTMENT OF BILL POE TO OKTIBBEHA COUNTY HERITAGE MUSEUM COMMITTEE.
- K. DISCUSSION AND CONSIDERATION OF MAKING GLADNEY STREET ONE WAY TO THE NORTH FOR GENERAL TRAFFIC AND REMAINING TWO WAY FOR EMERGENCY VEHICLES.
- L. DISCUSSION AND CONSIDERATION OF SENDING ALDERMAN LISA WYNN AND CHIEF ADMINISTRATIVE OFFICER TAYLOR V. ADAMS TO THE MISSISSIPPI MUNICIPAL LEAGUE SMALL TOWN CONFERENCE NOVEMBER 5 THROUGH 7 IN AN AMOUNT NOT TO EXCEED PER \$900.00 PER PERSON WITH ADVANCE TRAVEL APPROVED.

#### XI. DEPARTMENT BUSINESS

A. AIRPORT

THERE ARE NO ITEMS FOR THIS AGENDA

- B. COMMUNITY DEVELOPMENT DEPARTMENT
  - 1. CODE ENFORCEMENT

THERE ARE NO ITEMS FOR THIS AGENDA

- 2. PLANNING
  - A. REQUEST APPROVAL OF A SIGN HEIGHT VARIANCE VA 14-07 FOR PANDA EXPRESS SIGN HEIGHT.
  - B. REQUEST APPROVAL OF AN EVALUATION TEAM TO ADVISE THE BOARD OF ALDERMEN ON THE SELECTION OF A CONSULTING FIRM TO COMPLETE THE STARKVILLE COMPREHENSIVE PLAN.
  - C. REQUEST APPROVAL TO ALLOW BUDDY SANDERS TO ATTEND THE AMERICAN PLANNING ASSOCIATION CONFERENCE IN TUPELO, MS IN AN AMOUNT NOT TO EXCEED 700.00 WITH ADVANCE TRAVEL APPROVED.

#### C. COURTS

THERE ARE NO ITEMS FOR THIS AGENDA

- D. ELECTRIC DEPARTMENT
  - 1. REQUEST APPROVAL FOR TERRY KEMP TO TRAVEL TO CHATTANOOGA, TN FOR SEVEN STATES POWER CORPORATION

AND TVPPA BOARD MEETINGS ON NOVEMBER  $10^{TH}$  AND DECEMBER  $8^{TH}$  AND  $9^{TH}$  IN AN AMOUNT NOT TO EXCEED \$1.500.00 WITH ADVANCE TRAVEL APPROVED.

#### E. ENGINEERING

1. REQUEST APPROVAL OF PHILLIPS CONSTRACTING COMPANY, INC. AS THE LOWEST AND BEST BIDDER WITH A TOTAL BID OF \$1,147,892.46 AND AUTHORIZATION FOR THE MAYOR TO PROCEED WITH EXECUTING A CONSTRUCTION CONTRACT PENDING MOOT REVIEW AND CONCURRENCE.

#### F. FINANCE AND ADMINISTRATION

- 1. REQEST APPROVAL OF THE SEPTEMBER 30, 2014 FINANCIAL STATEMENTS FOR THE CITY OF STARKVILLE.
- 2. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS INCLUDING STARKVILLE ELECTRIC DEPARTMENT AS OF OCTOBER 31, 2014 FOR FISCAL YEAR ENDING 9/30/14.
- 3. REQUEST APPROVAL OF THE FINAL BUDGET AMENDMENT FOR FISCAL YEAR 2014.
- 4. REQUEST APPROVAL TO ADVERTISE FOR 2015 SOURCE OF SUPPLY.
- 5. REQUEST APPROVAL FOR ADVANCE TRAVEL NOT TO EXCEED \$375 FOR CITY CLERK LESA HARDIN TO ATTEND MASTER MUNICIPAL CLERK TRAINING DECEMBER 18 & 19 IN JACKSON.
- G. FIRE DEPARTMENT

  THERE ARE NO ITEMS FOR THIS AGENDA
- H. INFORMATION TECHNOLOGY

  THERE ARE NO ITEMS FOR THIS AGENDA

#### I. PERSONNEL

- 1. REQUEST APPROVAL TO ADVERTISE TO FILL VACANT POSITIONS FOR FIREFIGHTER IN THE FIRE DEPARTMENT.
- 2. REQUEST APPROVAL OF THE 2015 HOLIDAY SCHEDULE FOR THE CITY OF STARKVILLE.
- J. POLICE DEPARTMENT
  THERE ARE NO ITEMS FOR THIS AGENDA
- K. PUBLIC SERVICES

- 1. REQUEST APPROVAL TO ISSUE A NOTICE TO PROCEED TO ORMAN WELDING AND FABRICATION, THE SUBMITTER OF THE LOWEST QUOTE, TO REPLACE A FAILING AIR SUPPLY LINE AT THE WASTEWATER TREATMENT PLANT IN THE AMOUNT OF \$13,965.
- L. SANITATION DEPARTMENT

  THERE ARE NO ITEMS FOR THIS AGENDA
- XII. CLOSED DETERMINATION SESSION
- XIII. OPEN SESSION
- XIV. <u>EXECUTIVE SESSION</u>
  - A. PERSONNEL
  - **B. POTENTIAL LITIGATION**
  - C. PENDING LITIGATION
  - D. ACQUISITION OF PROPERTY
- XV. OPEN SESSION
- XVI. RECESS UNTIL NOVEMBER 18, 2014 @ 5:30 IN THE COURT ROOM AT CITY HALL LOCATED AT 101 EAST LAMPKIN STREET.

The City of Starkville is accessible to persons with disabilities. Please call the ADA Coordinator, Joyner Williams, at (662) 323-2525, ext. 121 at least forty-eight (48) hours in advance for any services requested.

# 2. REQUEST APPROVAL OF THE MINUTES OF THE SEPTEMBER 23, 2014 RECESS MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS INCORPORATING ANY AND ALL CHANGES RECOMMENDED BY THE CITY ATTORNEY.

Upon the motion of Alderman Walker, duly seconded by Alderman Wynn, to approve the September 23, 2014 minutes of the Mayor and Board of Alderman of the City of Starkville, MS as reviewed by the City Attorney, the Board voted as follows:

Alderman Ben Carver
Alderman Lisa Wynn
Voted: Yea
Alderman David Little
Voted: Yea
Alderman Jason Walker
Alderman Scott Maynard
Alderman Roy A'. Perkins
Alderman Henry Vaughn, Sr.
Voted: Yea
Voted: Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

# 3. REQUEST APPROVAL OF THE MINUTES OF THE OCTOBER 7, 2014 REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS INCORPORATING ANY AND ALL CHANGES RECOMMENDED BY THE CITY ATTORNEY.

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn, to approve the October 7, 2014 minutes of the Mayor and Board of Aldermen of the City of Starkville, MS as reviewed by the City Attorney, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

#### **ANNOUNCEMENTS AND COMMENTS:**

MAYOR'S COMMENTS: None

**BOARD COMMENTS:** None

#### **CITIZEN COMMENTS:**

Alvin Turner, Ward 7, expressed concern with the Lampkin / Lafayette intersection.

Michelle Jones, asked that the Board consider all residents along Gladney Lane.

George Ellis, Jr., thanked the Mayor and Board for their support of the Mayor's Youth Council.

#### **PUBLIC APPEARANCES:**

<u>Alvin Turner</u>, Ward 7, presented pictures of his family and spoke of his upbringing. His mother was a single parent and he felt her rules and beliefs should be encouraged today. He asked that single parents be better assisted by others.

#### **PUBLIC HEARINGS:**

A PUBLIC HEARING ON THE RESOLUTION DECLARING THE INTENTION OF THE CITY OF STARKVILLE, MISSISSIPPI, TO PARTICIPATE IN THE CAP LOAN PROGRAM FOR INDUSTRIAL PARK SANITARY SEWER REHABILITAION AND OTHER PROJECT UPON COMPLETION.

Phylis Benson, GTPDD, and Doug Devlin presented an overview of the CAP Loan Program. Ms. Benson noted the public hearing had been noticed four times as required. She also discussed the ways the program may be used and that it is project specific. Mr. Devlin presented a project to replace the old corroding steel sewer lines along Industrial Park Road and to be extended towards the new proposed Industrial Park.

Mayor Wiseman then opened the floor for public comments.

There being no public comments, the Mayor closed the public comment section of the public hearing.

Alderman Maynard asked that as the budget chairman he would like to look at cash flow statements in the future before any more major projects are presented.

Mayor Wiseman closed the Public Hearing on the CAP Loan Program at this time.

### A PUBLIC HEARING ON THE RESOLUTION TO ADOPT THE MEMA DISTRICT 4 REGIONAL HAZARD MITIGATION PLAN.

Taylor Adams presented a brief overview of the Resolution to adopt the MEMA District 4 Regional Hazard Mitigation Plan.

Mayor Wiseman then opened the floor for comments. There being none, Mayor Wiseman closed the Public Hearing on the Resolution to adopt the MEMA District 4 Regional Hazard Mitigation Plan at this time.

## 4. DISCUSSION AND CONSIDERATION OF THE APPROVAL OF THE 2015 CCDF MATCHING SUBGRANT FOR BRICKFIRE.

Mayor Wiseman presented a background of the Brickfire program. Upon the motion of Alderman Vaughn, duly seconded by Alderman Wynn, the Board Attorney expressed his concern with the risk associated with the proposed contract. The Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 5. DISCUSSION AND CONSIDERATION OF AN AGREEMENT TO ALLOW NEW YORK LIFE INSURANCE TO SELL NEW YORK LIFE PRODUCTS TO THE EMPLOYEES OF THE CITY OF STARKVILLE.

Alderman Little offered a motion to approve an agreement to allow New York Life insurance to sell New York Life products to the employees of the City of Starkville. The motion was duly seconded by Alderman Maynard. Alderman Perkins clarified that this item was not intended to endorse the insurance, but to allow premiums to be withheld voluntarily from employee pay. The Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

# 6. DISCUSSUION AND CONSIDERATION OF A RESOLUTION DECLARING THE INTENTION OF THE CITY OF STARKVILLE, MISSISSIPPI, TO PARTICIPATE IN THE CAP LOAN PROGRAM FOR INDUSTRIAL PARK SANITARY SEWER REHABILITAION AND OTHER PROJECT UPON COMPLETION.

Mr. Devlin answered questions as to whether this project will require a rate increase and how this project was determined. He did not feel this particular project would require an increase. The area was determined after a camera was run through the lines and identified as needing repairs. Upon the motion of Alderman Little to approve a resolution declaring the intention of the City of Starkville, Mississippi, to participate in the CAP Loan Program for Industrial Park Sanitary Sewer Rehabilitation and other project upon completion, duly seconded by Alderman Wynn, the Board voted as follows:

Alderman Ben Carver Voted: Yea Alderman Lisa Wynn Voted: Yea

Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

#### **STATE OF MISSISSIPPI**

#### **CITY OF STARKVILLE**

#### ORDER AUTHORIZING \$400,000 CAP LOAN

There came on for consideration	n by the Board a	a public hearing for	ollowing notif	ication through
publication concerning the Board's inte	ent to obtain a \$4	00,000 Capital Im	provement Lo	an (CAP) from
the State and there being no commen	ts, objections or	input by the pub	lic, on motion	n by Alderman
	·,	seconded	by	Alderman
	, the Boar	d unanimously au	thorized advar	ncement for the
CAP loan proceeds.				
So ORDERED this the 4 th day of Nove	ember 2014.			
			Parker Wisem	an Mayor
Lesa Hardin, City Clerk				
(SEAL)				

## 7. DISCUSSION AND CONSIDERATION OF A RESOLUTION DECLARING THE INTENTION OF THE CITY OF STARKVILLE, MS TO PARTICPATE IN THE MEMA DISTRICT 4 REGIONAL HAZARD MITIGATION PLAN.

Upon the motion of Alderman Little, duly seconded by Alderman Vaughn, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## RESOLUTION TO ADOPT THE MEMA DISTRICT 4 REGIONAL HAZARD MITIGATION PLAN

WHEREAS, the City of Starkville is vulnerable to an array of natural hazards that can cause loss of life and damages to public and private property; and

WHEREAS, the City of Starkville desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the development and implementation of a hazard mitigation plan can result in actions that reduce the long-term risk to life and property from natural hazards; and

WHEREAS, it is the intent of the Mayor and Board of Aldermen to protect its citizens and property from the effects of natural hazards by preparing and maintaining a local hazard mitigation plan; and

WHEREAS, it is also the intent of the Mayor and Board of Aldermen to fulfill its obligation under Section 322: Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act to remain eligible to receive federal assistance in the event of a declared disaster affecting the City of Starkville; and

WHEREAS, the City of Starkville with input from the appropriate local and state officials has participated in the development of a multi-jurisdictional hazard mitigation plan, called the MEMA District 4 Regional Hazard Mitigation Plan;

WHEREAS, the Mississippi Emergency Management Agency and the Federal Emergency Management Agency have reviewed the MEMA District 4 Regional Hazard Mitigation Plan for legislative compliance and has approved the plan pending the completion of local adoption procedures;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen of the City of Starkville, hereby:

- 1. Adopts the MEMA District 4 Regional Hazard Mitigation Plan; and
  - 2. Agrees to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

Adopted on November 4, 2014.

8. DISCUSSION AND CONSIDERATION OF ENTERING INTO A CONSTRUCTION CONTRACT, AS APPROVED BY THE CITY ATTORNEY, WITH BRISLIN, INC OF COLUMBUS, MISSISSIPPI IN AN AMOUNT NOT TO EXCEED \$303,538.00 (BASE BID – \$228,750.00; ALTERNATE 1 - \$46,908.00; ALTERNATE 2 - \$27,880.00) TO CONSTRUCT WATER, WASTEWATER AND STORM DRAINAGE FOR THE MILL AT MSU PROJECT.

Alderman Walker offered a motion to enter into a construction contract, as approved by the City Attorney, with Brislin, Inc of Columbus, Mississippi in an amount not to exceed \$303,538.00 (base bid - \$228,750.00; alternate 1 - \$46,908.00; alternate 2 - \$27,880.00) to construct water, wastewater and storm drainage for the Mill at MSU project. Alderman Wynn seconded the motion with the Board voting as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

# 9. DISCUSSION AND CONSIDERATION OF APPROVAL OF CHANGE ORDER NUMBER ONE (1) FOR PHASE II CONSTRUCTION CONTRACT FOR THE PARKING GARAGE AND RE-ALIGN CDBG BUDGET TO REFLECT CONSTRUCTION CHANGE ORDER (ADJUSTMENT OF BUDGETED LINE ITEMS)

Upon the motion of Alderman Maynard to approve the change order number one (1) for phase II construction contract for the parking garage and re-align CDBG budget to reflect construction change order (adjustment of budgeted line items), duly seconded by Alderman Walker, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 10. DISCUSSION AND CONSIDERATION OF A RESOLUTION APPROVING THE ASSIGNMENT OF A CABLE TELEVISION FRANCHISE AGREEMENT TO BCI MISSISSIPPI BROADBAND, LLC.

Mayor Wiseman presented a background of the City's history with Metrocast and of the new company which is purchasing the system. Upon the motion of Alderman Walker to approve a resolution approving the assignment of a cable television franchise agreement to BCI Mississippi Broadband, LLC, duly seconded by Alderman Little, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Nay
Alderman Roy A'. Perkins	Voted:	Nay
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## RESOLUTION A RESOLUTION APPROVING THE ASSIGNMENT OF A CABLE TELEVISION FRANCHISE TO BCI MISSISSIPPI BROADBAND, LLC

**WHEREAS**, MetroCast Communications of Mississippi, LLC ("**Grantee**") owns, operates, and maintains a cable television system ("System") serving the City of Starkville, Mississippi ("City") pursuant to the cable television franchise held by Grantee (the "**Franchise**"); and

WHEREAS, Grantee entered into an Asset Purchase Agreement dated July 1, 2014 (the "Agreement") with BCI Mississippi Broadband, LLC ("BCI Mississippi") and other parties in which, among other things, the Grantee proposed to sell and assign to BCI Mississippi certain of the assets, including the Franchise, held by Grantee in the operation of the System (the "Transaction"); and

**WHEREAS**, On or about July 11, 2014, Grantee filed with the City FCC Form 394- Application for Franchise Authority Consent to Assignment or Transfer of Control of Cable Television Franchise; and

WHEREAS, Grantee and BCI Mississippi reasonably anticipate the Transaction to close during the fourth quarter of 2014; and

**WHEREAS,** BCI Mississippi was formed on June 26, 2014 and is a wholly owned subsidiary of Block Communications, Inc., an Ohio corporation founded in 1900 ("BC"); and

**WHEREAS**, BC's Officers and senior managers have significant operational experience and expertise in the cable television business and BCI Mississippi will rely upon BC's experience and expertise in the cable industry; and

**WHEREAS**, BC owns and operates Buckeye Cable System, serving subscribers in the Ohio and Michigan region; and

**WHEREAS**, City is willing to consent to the transfer of the Franchise to BCI Mississippi effective upon the satisfaction of all terms and conditions set forth herein.

**NOW, THEREFORE, BE IT RESOLVED**, that in consideration of the foregoing and the promises set forth herein, City resolves as follows:

- 1. Each of the foregoing recitals is hereby incorporated by reference.
- 2. The City confirms that the Franchise was properly granted or assigned to Grantee and is in full force and effect.
- 3. Upon the satisfaction of the terms and conditions specified in paragraph 5 below, the City consents to and approves the pledge or grant of a security interest to any lender(s) in BCI Mississippi's assets, including, but not limited to, the Franchise, or of interests in BCI Mississippi, for purposes of securing any indebtedness.
- 4. The City releases Grantee, effective upon the closing date of the Transaction ("Closing Date"), from all obligations and liabilities under the Franchise relating to the period after the Closing Date; and BCI Mississippi shall be responsible for any obligations and liabilities under the Franchise relating to the period on and after the Closing Date.
- 5. Effective upon the date the following conditions are satisfied, the City consents to and approves of the assignment of the Franchise to BCI Mississippi:
- a. Within ten (10) days after the adoption of this Resolution by the City, BCI Mississippi shall fully reimburse the City for all the City's reasonable costs and expenses in connection with the City's review of the proposed Transaction, including without limitation, all costs incurred by the City for experts and attorneys retained by City to assist in the review as well as any notice and publication costs ("Reimbursement"). The Reimbursement shall not be deemed to be "Franchise Fees" within the meaning of Section 622 of the Cable Act (47 U.S.C. §542), nor shall the Reimbursement be deemed to be (i) "payments in kind" or any involuntary payments chargeable against the franchise fees to be paid to the City by Grantee or BCI Mississippi pursuant to the Franchise. The Reimbursement shall be considered a requirement or charge incidental to the awarding or enforcing of the Franchise.

- b. Within ten (10) days after adoption of this Resolution by the City, BCI Mississippi shall deliver to the City: 1) a signed acceptance of this Resolution in the form attached hereto as Exhibit A and incorporated by reference; and 2) a signed guaranty from Block Communications, Inc. in a form reasonably acceptable to the City and pursuant to which Block
- 6. In the event the Transaction contemplated by this Resolution is not completed for any reason, or in the event the conditions specified herein are not satisfied, the City's consent shall not be effective.

This Resolution shall take effect as provided herein and, continue and remain in effect, from and after the date of its passage, approval, and adoption.

#### **GUARANTY**

THIS AGREEMENT is made this \_\_\_\_\_ day of \_\_\_\_\_\_, 2014 between Block Communications, Inc., an Ohio corporation ("Guarantor"), the City of Starkville, Mississippi ("Franchising Authority"), and BCI Mississippi Broadband, LLC, an Ohio limited liability company ("Company").

#### **RECITALS**

WHEREAS, the Franchising Authority by action of its governing body on

October \_\_\_\_\_\_, 2014 adopted Resolution No. \_\_\_\_\_\_ ("Resolution") approving transfer of the cable television franchise ("Franchise") from MetroCast Communications of Mississippi, LLC to the Company; and

WHEREAS, Guarantor is the direct parent of the Company; and

WHEREAS, the Resolution requires the Company to furnish a guaranty to ensure the faithful payment and performance by Company of the obligations under the Franchise; and

WHEREAS, the Guarantor desires to provide its unconditional guaranty that Company will fulfill its obligations and requirements under the Franchise.

#### **AGREEMENT**

NOW, THEREFORE, in consideration of the foregoing premises and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Guarantor hereby unconditionally guarantees Company's due and punctual payment and performance of all of the debts, liabilities and obligations contained in the Franchise ("Indebtedness").

This Agreement, unless terminated, substituted, or canceled, as provided herein, shall remain in full force and effect for the duration of the term of the Franchise and during any period in which the Company has outstanding obligations to the Franchising Authority, except as expressly provided otherwise in the Franchise.

Upon substitution of another Guarantor reasonably satisfactory to the Franchising Authority or upon transfer of the Franchise to another entity not under common control of Guarantor, this Agreement shall be terminated, substituted, or canceled by Guarantor upon thirty (30) days prior written notice from Guarantor to the Franchising Authority and the Company.

Such termination shall not affect liability incurred or accrued under this Agreement prior to the effective date of such termination or cancellation.

The Guarantor's obligation to promptly and fully pay and discharge the Indebtedness shall not be contingent upon or delayed because of the Guarantor's right, if any, to contribution, reimbursement, recourse or subrogation available to the Guarantor against the Company or any other person liable for payment of the Indebtedness or any collateral security therefor.

The Recitals are incorporated herein by reference.

The Guarantor will pay or reimburse the Franchising Authority for all reasonable costs and expenses (including reasonable attorneys' fees and legal expenses) incurred by the Franchising Authority in connection with the enforcement of this guaranty in any arbitration, litigation or bankruptcy or insolvency proceedings.

The Guarantor will not assert, plead or enforce against the Franchising Authority any defense of discharge in bankruptcy of the Company, statute of frauds, or unenforceability of this Guaranty which may be available to the Company.

Any notices given pursuant to this Agreement shall be addressed to the Guarantor and Company at 5566 Southwyck Blvd, Toledo, Ohio 43614, Attn: Vice President Business & Legal Affairs, with a copy to David Waterman, Esq., 1000 Jackson, Toledo, Ohio 43604 and to the Franchising Authority at 101 Lampkin Street, Starkville, Mississippi, 39759, Attn: Mayor. IN WITNESS WHEREOF, the Company, Franchising Authority, and Guarantor have executed this Guaranty as of the day,

month and year first above written.

:

## 11. DISCUSSION AND CONSIDERATION OF A GUARANTY AGREEMENT WITH BLOCK COMMUNICATIONS INC. (See guarantee above)

Upon the motion of Alderman Walker to enter into a guaranty agreement with Block Communications, Inc., duly seconded by Alderman Little, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

### 12. DISCUSSION AND CONSIDERATION OF THE CEMETARY BOARD'S RECOMMENDATION REGARDING ANIMALS IN THE CEMETARIES.

Alderman Wynn offered a motion to not allow animals in all City owned cemeteries. Alderman Maynard seconded the motion. Alderman Carver asked if less expensive signage could be purchased or if the cemetery board might purchase the signage. The Board Attorney recommended two public hearings be held as this involves the changing of a City Ordinance. A motion was then offered by Alderman Perkins to amend the original motion to proceed with a moratorium prohibiting all pets in all City cemeteries with the Attorney to draft changes to the Ordinance and for the City to advertise a public hearing. Alderman Wynn seconded the motion as it amended her original motion. The Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Nay
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 13. A REPORT FROM PARK AND RECREATION REGARDING OVERALL FINANCIAL STATUS.

Park Director Herman Peters presented a financial status update on the Park and Recreation Department. He showed increase in facility rentals and outside participation fees. Discussion followed as to status of past due electric bills as well as projected overall financial stability of the program.

## 14. CONSIDERATION OF REAPPOINTMENT OF BILL POE TO OKTIBBEHA COUNTY HERITAGE MUSEUM COMMITTEE.

Upon the motion of Alderman Little, duly seconded by Alderman Maynard to reappoint Bill Poe to Oktibbeha County Heritage Museum Committee for the three year term ending 9/30/17, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

### 15. CONSIDERATION OF MAKING GLADNEY LANE ONE WAY TO THE NORTH FOR GENERAL TRAFFIC AND REMAINING TWO WAY FOR EMERGENCY VEHICLES.

Upon the motion of Alderman Perkins to deny the request based on recommendation of Police Chief to make Gladney Lane one way to the north for general traffic and remaining two way for emergency vehicles, Alderman Walker seconded the motion and thanked Alderman Carver for bringing the matter before the Board so that the City can be alert to means of making the City safer for its citizens. The Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

Alderman Carver then offered a motion that in the process of amending the comprehensive plan, a traffic engineering study be performed in the Greensboro Historic District and adjoining streets to address issues of traffic flow and speed in the area. Alderman Little seconded the motion with the Board voting as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

# 16. DISCUSSION AND CONSIDERATION OF SENDING ALDERMAN LISA WYNN AND CHIEF ADMINISTRATIVE OFFICER TAYLOR V. ADAMS TO THE MISSISSIPPI MUNICIPAL LEAGUE SMALL TOWN CONFERENCE NOVEMBER 5 THROUGH 7 IN AN AMOUNT NOT TO EXCEED PER \$900.00 PER PERSON WITH ADVANCE TRAVEL APPROVED.

Upon the motion of Alderman Carver, duly seconded by Alderman Little, to authorize Alderwoman Wynn and Chief Administrative Officer Taylor V. Adams to the Mississippi Municipal League Small Town Conference November 5 through 7 in an amount not to exceed per \$900.00 per person with advance travel, the Board voted as follows:

Alderman Lisa Wynn  Alderman David Little  Alderman Jason Walker  Alderman Scott Maynard  Alderman Roy A'. Perkins  Alderman Henry Vaughn, Sr.  Voted: Yea  Voted: Yea  Voted: Yea	Alderman Ben Carver	Voted:	Yea
Alderman Jason Walker Voted: Yea Alderman Scott Maynard Voted: Yea Alderman Roy A'. Perkins Voted: Yea	Alderman Lisa Wynn	Voted:	Yea
Alderman Scott Maynard Voted: Yea Alderman Roy A'. Perkins Voted: Yea	Alderman David Little	Voted:	Yea
Alderman Roy A'. Perkins Voted: Yea	Alderman Jason Walker	Voted:	Yea
•	Alderman Scott Maynard	Voted:	Yea
Alderman Henry Vaughn, Sr. Voted: Yea	Alderman Roy A'. Perkins	Voted:	Yea
<b>3 2</b> ,	Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 17. APPROVAL OF A SIGN HEIGHT VARIANCE VA 14-07 FOR PANDA EXPRESS SIGN HEIGHT.

Panda Express has recently purchased property from Wal-Mart Stores of America and is planning on constructing a restaurant in the parking area between the two curb cuts off of Highway 12 where Wal-Mart is located. The applicant is requesting approval of a Variance from the maximum allowed single store sign height in a C-2 Zone from 8' to 11' 2 11/16".

Alderman Little offered a motion to approve a sign height variance VA 14-07 for the Panda Express sign height with one condition as recommended by the Board that the sign be landscaped as proposed on approved landscape plan and as required by current landscape ordinance. The motion was duly seconded by Alderman Little and the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 18. CONSIDERATION AND APPROVAL OF AN EVALUATION TEAM TO ADVISE THE BOARD OF ALDERMEN ON THE SELECTION OF A CONSULTING FIRM TO COMPLETE THE STARKVILLE COMPREHENSIVE PLAN.

Alderman Maynard offered a motion for the approval of a committee to advise the Board of Aldermen on the selection of a consulting firm to complete the Starkville Comprehensive Plan from the following firms:

Kendig Keast Collaborative – Sugar Land, TX The Walker Collaborative – Nashville, TN Orion Planning Group – Hernando, MS

With suggested Committee members:

The Honorable Parker Wiseman (Mayor)

Vice-Mayor Roy A' Perkins (Ward 6)

Alderman Jason Walker (Ward 4)

Alderman Scott Maynard (Ward 5)

Mr. Taylor Adams (Chief Administrative Officer)

Mr. Buddy Sanders (Community Development Director)

Mr. Edward Kemp (City Engineer)

Mr. Daniel Havelin (City Planner)

The motion was duly seconded by Alderman Vaughn and the Board voted as follows:

Alderman Ben Carver Voted: Yea
Alderman Lisa Wynn Voted: Yea
Alderman David Little Voted: Yea
Alderman Jason Walker Voted: Yea
Alderman Scott Maynard Voted: Yea
Alderman Roy A'. Perkins Voted: Yea
Alderman Henry Vaughn, Sr. Voted: Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 19. REQUEST APPROVAL TO ALLOW BUDDY SANDERS TO ATTEND THE AMERICAN PLANNING ASSOCIATION CONFERENCE IN TUPELO, MS IN AN AMOUNT NOT TO EXCEED 700.00 WITH ADVANCE TRAVEL APPROVED.

Upon the motion of Alderman Little, duly seconded by Alderman Maynard, to allow Buddy Sanders to attend the American Planning Association conference in Tupelo, MS, November 11, 2014 – November 14, 2014 in an amount not to exceed \$700.00 with advance travel approved, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

# 20. APPROVAL FOR TERRY KEMP TO TRAVEL TO CHATTANOOGA, TN FOR SEVEN STATES POWER CORPORATION AND TVPPA BOARD MEETINGS ON NOVEMBER 10TH AND DECEMBER 8TH AND 9TH IN AN AMOUNT NOT TO EXCEED \$1,500.00 WITH ADVANCE TRAVEL APPROVED.

Upon the motion of Alderman Vaughn, duly seconded by Alderman Wynn for approval for Terry Kemp to travel to Chattanooga, TN for Seven States Power Corporation and TVPPA board meetings on November 10<sup>th</sup> and December 8<sup>th</sup> and 9<sup>th</sup> in an amount not to exceed \$1,500.00 with advance travel approved, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

# 21. REQUEST APPROVAL OF PHILLIPS CONTRACTING COMPANY, INC. AS THE LOWEST AND BEST BIDDER WITH A TOTAL BID OF \$1,147,892.46 AND AUTHORIZATION FOR THE MAYOR TO PROCEED WITH EXECUTING A CONSTRUCTION CONTRACT PENDING MDOT REVIEW AND CONCURRENCE.

On Friday, October 31, 2014, bids were opened for the Lynn Lane Multi-Use path project. Five bids were received and a summary of the bids is attached. Phillips Contracting Company was the low bidder with a total bid amount of \$1,147,892.46. It is recommended to except this low bid and proceed with a contract.

Pending contract approval, construction is expected to commence in early Spring 2015.

CONTRACTOR	TOTAL BID	
Gregory Construction Company, Inc.	\$1,311,227.00	
Phillips Contracting Company, Inc.	\$1,147,892.46	LOW BID
Prairie Construction, LLC	\$1,300,248.50	
Precision Construction	\$1,298,528.00	
Simmons Erosion Control, Inc.	\$1,376,410.03	

Upon the motion of Alderman Henry Vaughn, Sr., duly seconded by Alderman Maynard, to approve Phillips Contracting Inc. as the lowest and best bidder with a total bid of \$1,147,892.46 and authorization for the mayor to proceed with executing a construction contract pending MDOT review and concurrence, the Board voted as follows to approve the motion:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion carried.

### 22. REQUEST APPROVAL OF THE SEPTEMBER 30, 2014 FINANCIAL STATEMENTS FOR THE CITY OF STARKVILLE.

Upon the motion of Alderman Vaughn, duly seconded by Alderman Little, to approve the September 30, 2012 Financial Statements for the City of Starkville, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 23. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS AS OF OCTOBER 31, 2014 FOR FISCAL YEAR ENDING 9/30/14.

Upon the motion of Alderman Vaughn to approve the City of Starkville Claims Docket for all departments as of October 31, 2014 for fiscal year ending 9/30/14 and duly seconded by Alderwoman Wynn, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Nay
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

General Fund	001	\$ 615,234.12
Restricted Police Fund	002	204.28
Airport Fund	015	2,950.13
Sanitation	022	33,916.37
Landfill	023	1,696.46

Computer Assessments	107	18,012.64
Park & Rec Tourism	375	10,322.39
Water/Sewer	400	233,839.62
Sub Total Before SED		\$ 916,576.00
Electric Dept	SED	3,542,178.55
Total Claims	Total	\$ 4,458,754.55

### 24. REQUEST APPROVAL OF THE FINAL BUDGET AMENDMENT FOR FY 2014.

Upon the motion of Alderman Maynard, duly seconded by Alderman Vaughn, to appove the final budget amendment for Fiscal Year ending 9/30/14, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

#### 9-30-14 Budget Amendments:

001-120-918-807	Office Equipment	1,510.00	
001-100-610-350	Travel-Aldermen		6,600.00
001-100-604-330	Communications		2,500.00
001-130-501-200	Elections Supplies		4,000.00
001-123-604-330	Communications	3,500.00	
001-123-501-200	Supplies		2,500.00
001-123-450-125	Overtime		2,000.00
001-142-410-104	City Clerk		15,000.00
001-142-420-105	CCO-Management		14,915.00
001-159-620-371	Surety Bonds	100.00	
001-169-600-309	Legal Expenses	10,750.00	
001-190-918-807	Building DeptComputers	4,000.00	

001-190-604-330	Communications	7,500.00	
001-190-410-104	City Planner		23,500.00
001-192-510-220	Building Supplies	4,000.00	
001-192-491-135	Worker's Compensation	380.00	
001-192-630-403	Building Repairs		3,000.00
001-145-600-303	Data Processing	20,000.00	
001-196-630-402	Cemetary Maintenance	3,500.00	
001-000-223-026	Demolition Permits		21,880.00
001-197-501-200	Engineering Supplies	300.00	
001-197-600-308	Engineering Services	3,200.00	
001-197-430-107	Assistant Engineer		3,500.00
004 204 420 405	Assistant City Discourse	12 000 00	
001-281-420-105	Assistant City Planner	12,000.00	
001-281-430-107	Clerical	6,000.00	
001-281-480-133	Insurance	3,000.00	
001-281-630-360	Repairs and Maintenance		2,000.00
001-281-630-360	Repairs and Maintenance		2,000.00
001-281-630-360 001-281-690-553	Repairs and Maintenance  Training		2,000.00
001-281-690-553	Training		4,000.00
001-281-690-553 001-190-501-231	Training Gas and Oil	16,500.00	4,000.00 1,500.00
001-281-690-553 001-190-501-231 001-190-501-200 001-200-410-104	Training Gas and Oil Supplies Police Admin. Salaries		4,000.00 1,500.00
001-281-690-553 001-190-501-231 001-190-501-200	Training Gas and Oil Supplies	16,500.00 30,000.00	4,000.00 1,500.00
001-281-690-553 001-190-501-231 001-190-501-200 001-200-410-104 001-201-556-251	Training Gas and Oil Supplies  Police Admin. Salaries  Police Supplies		4,000.00 1,500.00 1,500.00
001-281-690-553 001-190-501-231 001-190-501-200 001-200-410-104 001-201-556-251 001-201-420-103	Training Gas and Oil Supplies  Police Admin. Salaries  Police Supplies Police Staff Salaries		4,000.00 1,500.00 1,500.00
001-281-690-553 001-190-501-231 001-190-501-200 001-200-410-104 001-201-556-251 001-201-420-103 001-201-420-105	Training Gas and Oil Supplies  Police Admin. Salaries  Police Supplies  Police Staff Salaries  Police Management	30,000.00	4,000.00 1,500.00 1,500.00
001-281-690-553 001-190-501-231 001-190-501-200 001-200-410-104 001-201-556-251 001-201-420-103 001-201-420-105 001-201-555-250	Training Gas and Oil Supplies  Police Admin. Salaries  Police Supplies Police Staff Salaries Police Management  Police Small Tools	30,000.00	4,000.00 1,500.00 1,500.00
001-281-690-553 001-190-501-231 001-190-501-200 001-200-410-104 001-201-556-251 001-201-420-103 001-201-420-105 001-201-555-250 001-201-535-233	Training Gas and Oil Supplies  Police Admin. Salaries  Police Supplies Police Staff Salaries Police Management  Police Small Tools  Uniforms	30,000.00	4,000.00 1,500.00 1,500.00 30,000.00 33,500.00
001-281-690-553 001-190-501-231 001-190-501-200 001-200-410-104 001-201-556-251 001-201-420-103 001-201-420-105 001-201-555-250 001-201-535-233 001-201-480-133	Training Gas and Oil Supplies  Police Admin. Salaries  Police Supplies Police Staff Salaries Police Management  Police Small Tools  Uniforms Insurance	30,000.00	4,000.00 1,500.00 1,500.00 30,000.00 33,500.00
001-281-690-553 001-190-501-231 001-190-501-200 001-200-410-104 001-201-556-251 001-201-420-105 001-201-555-250 001-201-535-233 001-201-480-133 001-215-541-237	Training Gas and Oil Supplies  Police Admin. Salaries  Police Supplies Police Staff Salaries Police Management  Police Small Tools  Uniforms Insurance Prisoner Expenses	30,000.00 30,000.00 17,000.00	4,000.00 1,500.00 1,500.00 30,000.00 33,500.00

2,000.00

001-244-820-874	Wireless Communications	150.00	
001-245-440-103	Dispatchers	5,750.00	
001-201-630-360	Police Supplies	,	5,000.00
001-261-525-231	Fire Gas and Oil	18,000.00	
001-261-918-805	Fire Equipment	5,500.00	
001-261-420-105	Fire Salaries	,	30,100.00
004 363 600 300	Fire Training	0.000.00	
001-263-600-390	Fire Training	8,000.00	9 100 00
001-264-690-550	Micellaneous		8,100.00
001-264-820-874	Debt Service	100.00	
001-267-625-380	Fire-Utilities	7,700.00	
001-267-558-269	<b>Building Maintenance</b>		1,000.00
001-301-630-400	Street Equipment Repairs	11,000.00	
001-301-918-805	Machinery-Street	5,500.00	
001-301-515-221	Environmental Supplies		8,000.00
001-301-560-270	Construction Supplies		8,500.00
001-319-911-971	Safe Routes Construction		40,000.00
001-000-246-054	Safe Route Grant	40,000.00	
001-360-440-114	Animal Control Labor	1,075.00	
001-360-625-380	Animal Control Utilities	5,500.00	
001-201-430-107	Police Clerical		6,575.00
001-195-951-965	Transfer to Day Care		222,697.00
001-000-258-076	Day Care Grant	222,697.00	
001-000-242-028	Brownfield Grant	120,000.00	
001-605-600-300	Brownfield Services		86,500.00
001-605-615-341	Brownfield Advertising		10,000.00
001-605-610-350	Brownfield Travel		23,500.00
015-000-250-056	DIP Grant	120,000.00	
015-505-630-403	DIP Grant Expenses		120,000.00
022-000-395-925	Sale of Equipment		200,000.00
022-000-359-627	Sanitation Fees		120,000.00
022-322-440-114	Sanitation-Labor	6,000.00	-
022-322-551-239	Garbage Bags	18,000.00	
022-322-820-874	Debt Svc-Sanitation	135,000.00	
022-322-525-231	Gas & Oil-Sanitation	-	10,000.00
022-325-525-231	Gas & Oil-Rubbish	10,000.00	-
		•	

022-325-820-874	Debt Svc-Rubbish	156,000.00	
022-341-525-231	Gas & Oil-Landscaping	5,000.00	
400-000-254-072	MDA CAP Loan	1,500,000.00	
400-747-600-300	SW Stk Sewer Imp		41,000.00
400-747-600-305	N Stk Sewer Imp		25,000.00
400-747-900-816	SW Stk Sewer Property		35,000.00
400-747-911-859	N Stk Sewer Construction		330,000.00
400-747-911-860	SW Stk Sewer Construction		215,000.00
400-747-948-854	Carver Drainage Const		110,000.00
400-000-341-605	Tower Lease Revenue		40,000.00
400-000-360-629	Water Sales		100,000.00
400-000-361-631	Sewer Sales		304,000.00
400-000-373-645	Sale of Materials		75,000.00
400-721-555-250	Sewer Supplies	10,000.00	
400-721-630-566	Construction Materials		160,000.00
400-721-630-568	Contract Labor		250,000.00
400-723-587-279	Street Repairs-Utilities	70,000.00	
400-723-555-250	Water Supplies	35,000.00	
400-723-525-231	Gas & Oil - Water	10,000.00	
400-726-600-338	Contract Services	35,000.00	
400-726-625-380	Utilities	75,000.00	
400-726-630-428	Remote Pump Maint	100,000.00	
400-726-630-400	Equipment Repair	70,000.00	
400-726-720-801	Capital Improvements		75,000.00
400-740-915-809	New Vehicles		20,000.00
400-740-586-278	Tank & Well Maintenance		125,000.00
400-740-480-133	Insurance	100	
400-740-535-233	Uniforms		100
	Total	3,031,217.20	3,031,217.20

#### 25. REQUEST APPROVAL TO ADVERTISE FOR 2015 SOURCE OF SUPPLY.

Upon the motion of Alderman Little, duly seconded by Alderman Wynn, to approve the advertising for the 2015 source of supply, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 26. REQUEST APPROVAL FOR ADVANCE TRAVEL NOT TO EXCEED \$375 FOR CITY CLERK LESA HARDIN TO ATTEND MASTER MUNICIPAL CLERK TRAINING DECEMBER 18 & 19 IN JACKSON.

Alderman Perkins offered a motion approving the advance travel not to exceed \$375 for City Clerk Lesa Hardin to attend Master Municipal Clerk Training December 18 & 19 in Jackson, MS. Alderman Little seconded the motion and the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 27. REQUEST APPROVAL TO ADVERTISE TO FILL VACANT POSITIONS FOR FIREFIGHTER IN THE FIRE DEPARTMENT.

Upon the motion of Alderman Little, duly seconded by Alderman Wynn, to advertise to fill vacant positions for firefighter in the fire department, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

## 28. REQUEST APPROVAL OF THE 2015 HOLIDAY SCHEDULE FOR THE CITY OF STARKVILLE.

Upon the motion of Alderman Vaughn, duly seconded by Alderman Wynn, to approve the 2015 holiday schedule for the City of Starkville, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

#### **2015 Holiday Schedule**

New Year's Day	1st of January	Thursday, January 1, 2015
Martin Luther King Jr.	3rd Monday in January	Monday, Januar19, 2015
President's Day	3rd Monday in February	Monday, February 16, 2015

Good Friday Friday before Easter Friday, April 3, 2015

Memorial Day Last Monday in May Monday, May 25, 2015

Independence Day 4th of July Friday, July 3, 2015

Labor Day 1st Monday in September Monday, September 7, 2015 Columbus Day 2nd Monday in October Monday, October 12, 2015

Thanksgiving Holidays Thanksgiving Day and day after Thurs & Fri, Nov 26 & 27, 2015 Christmas Holidays Christmas Eve & Christmas Day Thurs & Fri, Dec 24 & 25, 2015

# 29. REQUEST APPROVAL TO ISSUE A NOTICE TO PROCEED TO ORMAN WELDING AND FABRICATION, THE SUBMITTER OF THE LOWEST QUOTE, TO REPLACE A FAILING AIR SUPPLY LINE AT THE WASTEWATER TREATMENT PLANT IN THE AMOUNT OF \$13,965.

Upon the motion of Alderman Vaughn, duly seconded by Alderman Walker, to issue a notice to proceed to Orman Welding and Fabrication, the submitter of the lowest quote, to replace a failing air supply line at the wastewater treatment plant in the amount of \$13.965, the Board voted as follows:

Alderman Ben Carver
Alderman Lisa Wynn
Voted: Yea
Alderman David Little
Voted: Yea
Alderman Jason Walker
Alderman Scott Maynard
Alderman Roy A'. Perkins
Alderman Henry Vaughn, Sr.
Voted: Yea
Voted: Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

The two quotes received were: Orman Welding and Fabrication, Inc: \$13,695 and Brislin, Inc.: \$13,950.

### 30. A MOTION TO ENTER INTO A CLOSED SESSION TO DETERMINE IF THERE IS PROPER CAUSE FOR EXECUTIVE SESSION.

There came for consideration the matter of entering a closed session to determine if there is proper cause for an executive session. Upon the motion of Alderman Vaughn, duly seconded by Alderman Maynard, to enter into a Closed Session to determine if there is proper cause for Executive Session:

The Board voted as follows:

Alderman Ben Carver
Alderman Lisa Wynn
Alderman David Little
Alderman Jason Walker
Alderman Scott Maynard
Alderman Roy A'. Perkins
Alderman Henry Vaughn, Sr.
Voted: Yea
Voted: Yea
Voted: Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

31. A MOTION TO ENTER EXECUTIVE SESSION TO CONSIDER PERSONNEL MATTERS REGARDING A POLICE EMPLOYEE DISCIPLINARY MATTER, AN SED PERSONNEL MATTER, POTENTIAL LITIGATION REGARDING A CONSTRUCTION CONTRACT, POTENTIAL LITIGATION REGARDING A DEVELOPMENT, POTENTIAL LITIGATION REGARDING A GRANT CONTRACT AND PROPERTY ACQUISITION INVOLVING A

#### BUILDING.

Alderman Vaughn offered a motion to enter an executive session regarding personnel matters, a police employee disciplinary matter, an SED personnel matter, potential litigation regarding a construction contract, potential litigation regarding a development, potential litigation regarding a grant contract and property acquisition involving a building. Following a second by Alderman Maynard, the Board voted as follows:

Alderman Ben Carver	Voted: \	Yea
Alderman Lisa Wynn	Voted: \	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

The Mayor invited the Public back in to make the announcement of the Board's decision to enter into executive session.

At this time the Board entered executive session.

#### 32. A MOTION TO RETURN TO OPEN SESSION.

Upon the motion of Alderman Maynard, duly seconded by Alderman Vaughn, to return to Open Session, the Board voted as follows:

Alderman Ben Carver	Voted:	Yea
Alderman Lisa Wynn	Voted:	Yea
Alderman David Little	Voted:	Yea
Alderman Jason Walker	Voted:	Yea
Alderman Scott Maynard	Voted:	Yea
Alderman Roy A'. Perkins	Voted:	Yea
Alderman Henry Vaughn, Sr.	Voted:	Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

The Mayor announced that the Board had taken action in executive session and asked the Clerk to read the motions.

## 33. MOTION TO RATIFY THE RECOMMENDATION OF THE POLICE CHIEF IN A DISCIPLINARY MATTER AS PRESENTED TO THE ALDERMEN IN EXECUTIVE SESSION PAPER PACKAGES PRIOR TO THE MEETING.

Upon the motion of Alderman Perkins, duly seconded by Alderman Maynard, to ratify the recommendation of the Police Chief in a disciplinary matter, the Board voted as follows:

Alderman Ben Carver
Alderman Lisa Wynn
Alderman David Little
Alderman Jason Walker
Alderman Scott Maynard
Alderman Roy A'. Perkins
Alderman Henry Vaughn, Sr.
Voted: Yea
Voted: Yea
Voted: Yea
Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

## 34. MOTION TO RECESS UNTIL NOVEMBER 18, 2014 @ 5:30 IN THE COURT ROOM AT CITY HALL LOCATED AT 101 EAST LAMPKIN STREET.

Upon the motion of Alderman Maynard, duly seconded by Alderman Wynn, for the Board of Aldermen to recess the meeting until November 18, 2014 @ 5:30 at 101 E. Lampkin Street in the City Hall Courtroom, the Board voted as follows:

Alderman Ben Carver	Voted: Yea			
Alderman Lisa Wynn	Voted: Yea			
Alderman David Little	Voted: Yea			
Alderman Jason Walker	Voted: Yea			
Alderman Scott Maynard	Voted: Yea			
Alderman Roy A'. Perkins	Voted: Yea			
Alderman Henry Vaughn, Sr.	Voted: Yea			
Having received a majority aft SIGNED AND SEALED THI		•	•	
Attest:				
LESA HARDIN, CITY	CLERK			PARKER WISEMAN, MAYOR