

**REGULAR MEETING
NOVEMBER 3, 2009**

**MINUTES OF THE REGULAR
MEETING OF THE MAYOR AND
BOARD OF ALDERMEN, CITY
OF WAYNESBORO, MS.**

BE IT THEREFORE REMEMBERED, that the Mayor and Board of Aldermen met in a regular meeting on Tuesday, November 3, 2009 at 6:00 p.m. in the board room at city hall. The meeting was called to order by Mayor Joe Taylor. Alderman Johnny Gray rendered the invocation. Those present in addition to Mayor Taylor were; Aldermen Greg Johnson, Johnny Gray, Tammie Wilson, Robert Reynolds and Ben Graves. Others present were City Clerk Sytrechia Hull, City Attorney John Gunn, Public Works Director Harvey Hull, Police Chief James Bunch, Fire Chief Willard Crocker, Treatment Plant Operator Rodney Parker, Zoning Administrator Ken Roberts, Water Supervisor Steve Miller, Parks & Recreation Maintenance Supervisor Ray Polk, and Street Supervisor Cecil Cooley. Representatives of the local media were in attendance, as well as some citizens.

AGENDA ADOPTED

It was moved by Alderman Johnson and duly seconded by Alderman Reynolds to adopt the agenda with the following additions:

Additions:

- E. 3. Harvey Hull to attend chemical spill course in Hattiesburg, MS November 17, 2009.
 - R. CONSIDER BID FOR PURCHASE OF TRACKLOADER.
 - S. APPOINT SELECTION COMMITTEE TO RATE ENGINEERING PROPOSALS REGARDING PROPOSED POLICE DEPARTMENT RENOVATION.
 - T. DISCUSS TV CABLE.
 - U. DISCUSS PERSONNEL.
- All voted aye. Motion declared carried unanimously.

MINUTES ADOPTED

Motion was made by Alderman Reynolds and duly seconded by Alderman Wilson that the minutes of the October meetings be adopted as printed. All voted aye. Motion declared carried unanimously.

CLAIMS DOCKET APPROVED

Upon motion of Alderman Gray and duly seconded by Alderman Reynolds, the board voted unanimously to approve payment of the Claims Docket #'s 35272 through 35534, Warrant #'s 36930 through 37054. All voted aye. Motion declared carried unanimously.

NARCOTICS CLAIMS DOCKET APPROVED

It was moved by Alderman Wilson and duly seconded by Alderman Reynolds to approve payment of the Narcotics Claims Docket. All voted aye. Motion declared carried unanimously.

TRAVEL APPROVED

Motion was made by Alderman Gray, duly seconded by Alderman Wilson, and unanimously approved to authorize the following travel:

- Jan Bishop to attend purchasing meeting November 18, 2009 in Quitman, MS, and that she is reimbursed for meals, mileage and all related expenses.

- Harvey Hull to attend a water operator's expo in Laurel, MS November 5, 2009 and that he is reimbursed for meals, mileage and all related expenses.
- Harvey Hull to a chemical spill response training in Hattiesburg, MS November 17, 2009 and that he is reimbursed for meals, mileage, and all related expenses.

MAYOR TAYLOR AUTHORIZED TO APPROVE EMERGENCY OR UNSCHEDULED TRAVEL

Motion was made by Alderman Graves and duly seconded by Alderman Reynolds to authorize Mayor Taylor to approve emergency or unscheduled travel. This authority is to be exercised in the case of unanticipated events of which notification was received after the regular monthly meeting of the Mayor and Board of Aldermen. The Board will continue to authorize all other travel. All voted aye. Motion declared carried unanimously.

NON-DISCRIMINATION AGREEMENT WITH MISSISSIPPI DEPARTMENT OF TRANSPORTATION (MDOT) ADOPTED

Motion was made by Alderman Gray and duly seconded by Alderman Reynolds to adopt the attached Title VI Non-Discrimination Agreement between the City of Waynesboro and the Mississippi Department of Transportation (MDOT). Said agreement states in part that the City of Waynesboro will assure that every effort will be made to ensure non-discrimination in all of its programs and activities. All voted aye. Motion declared carried unanimously.

CDBG REQUISITION NO. 3 APPROVED REGARDING "GO ZONE" PROJECT (PROPOSED RUBBISH SITE)

Motion was made by Alderman Johnson and duly seconded by Alderman Gray to approve payment of CDBG Requisition No. 3 in regards to the CDBG "Go Zone" Project in the amount of \$2,400.00. Said requisition includes one invoice to Apex Environmental Consultants, Inc. in the amount of \$2,400.00. All voted aye. Motion declared carried unanimously.

PAYMENT APPROVED TO SOUTHERN MISSISSIPPI PLANNING & DEVELOPMENT FOR HAZARD MITIGATION PLAN

Motion was made by Alderman Gray and duly seconded by Alderman Johnson to approve payment in the amount of \$564.41 to Southern Mississippi Planning & Development for the city's share in the cost to prepare a multi-jurisdictional hazard mitigation plan on behalf of Wayne County, the City of Waynesboro and the Town of State Line. All voted aye. Motion declared carried unanimously.

CONTRACT BETWEEN CITY OF WAYNESBORO AND WAYNE COUNTY SOCCER PROGRAM APPROVED

Motion was made by Alderman Reynolds and duly seconded by Alderman Gray to execute a contract between the City of Waynesboro and the Wayne Soccer Program. Per the contract, the Wayne Soccer Program agrees to provide an organized soccer program for the youth of the city and county. The City of Waynesboro agrees to pay the Wayne Soccer Program the sum of \$2,100.00 to be used for operational costs and the support of said program. The soccer organization also agrees to provide adequate insurance coverage for participants in the program. All voted aye. Motion declared carried unanimously. (Contract on file in city clerk's office).

MEMORANDUM OF UNDERSTANDING EXECUTED REGARDING PROPOSED MUSEUM GRANT

Motion was made by Alderman Gray and duly seconded by Alderman Reynolds that the Mayor and City Clerk be authorized to execute the Memorandum of Understanding (MOU) with the Mississippi Department of Transportation (MDOT) regarding the proposed museum grant. Execution of said document indicates the city's willingness to

participate in the Transportation Enhancement program and the terms and conditions, to ensure Federal and State rules and regulations will be followed. All voted aye. Motion declared carried unanimously.

LEGAL AND COMPLIANCE CERTIFICATION APPROVED IN REGARDS TO PROPOSED MUSEUM GRANT

Motion was made by Alderman Gray and duly seconded by Alderman Johnson to adopt an order in regards to the proposed museum grant certifying that no known foreseeable legal impediments exist that would prohibit completion of the project and that the project complies with all applicable codes, standards and/or regulations required for completion. All voted aye. Motion declared carried unanimously.

ZONING ORDINANCE DISCUSSED

Alderman Reynolds led a discussion regarding the city's current zoning ordinance. There was some discussion regarding amendments to and interpretation of the ordinance. There were also recommendations of future meetings aimed at educating governing authorities and the public regarding said ordinance. However, no action was taken.

MARY ANNIE EZELL APPOINTED TO WAYNESBORO-WAYNE COUNTY BOARD OF TRUSTEES

Motion was made by Alderman Graves and duly seconded by Alderman Reynolds to appoint Mary Annie Ezell to serve on the Waynesboro-Wayne County Library Board of Trustees for a five-year term beginning October 1, 2009. Mrs. Ezell will be replacing Cathy Norsworthy whose term expires November 30, 2009. All voted aye. Motion declared carried unanimously.

WATER METER DEPOSIT INCREASE FOR RENTALS AND MOBILE HOMES APPROVED

Motion was made by Alderman Graves and duly seconded by Alderman Reynolds that water meter deposits on rental property and mobile homes be increased from \$125.00 to \$200.00, effective immediately. All voted aye. Motion declared carried unanimously.

2005 DODGE DAKOTA TRANSFERRED FROM FIRE DEPARTMENT TO GENERAL ADMINISTRATION

Motion was made by Alderman Johnson and duly seconded by Alderman Wilson to transfer the 2005 Dodge Dakota (SN 1D7HE22K85S169389) from the fire department to general administration to be used by the mayor. All voted aye. Motion declared carried unanimously.

PUCKETT MACHINERY COMPANY AWARDED BID FOR PURCHASE AND LEASE FINANCING OF CATERPILLAR TRACK LOADER

Bids were opened as advertised on November 3, 2009 for the purchase and/or lease of one (1) new track loader to be used in the public works department. The only bid received was that of Puckett Machinery Co., Hattiesburg, MS for the amount of \$196,220.00. After a review of said bid, it was moved by Alderman Graves and duly seconded by Alderman Gray to accept the bid of Puckett Machinery Company along with accompanying quote for financing.

Included as part of Puckett's bid was a quote for financing the equipment through Hancock Bank. This quote was also accepted as part of the bid package for lease financing of the equipment. The Board chose the guaranteed buy-back option of \$62,000.00 @ 60 months or 7500 hours and a 3.23% interest rate. In that same motion, the Board accepted and authorized the execution of the lease purchase agreement and related documentation. All voted aye. Motion declared carried unanimously.

SELECTION COMMITTEE APPOINTED REGARDING ARCHITECTURAL SERVICES FOR PROPOSED POLICE DEPARTMENT RENOVATION

The following proposals were received as advertised for work related to the renovation of the police department building:

Architect Keleal S. Hassin, Jr., Gulfport, MS

Badia-Moro Hewett Architect, PLLC Jackson, MS

Williams & Associates, PA Biloxi, MS

A motion was made by Alderman Graves and duly seconded by Alderman Reynolds to appoint Mayor Joe Taylor, Alderman Ben Graves and City Clerk Sytrecia Hull as a selection committee to review said proposals and to bring back a recommendation to the Board. All voted aye. Motion declared carried unanimously.

REQUEST FOR TV CABLE REPRESENTATIVE TO ATTEND BOARD MEETING

Alderman Johnson led a discussion regarding complaints with the local TV cable. Alderman Johnson requested that a representative from CMA Cable attend the next regular meeting of the Mayor and Board of Aldermen. Mayor Taylor stated that he would contact a representative regarding said request. No official action was taken.

OPEN MEETING CLOSED TO DISCUSS NEED FOR EXECUTIVE SESSION

It was moved by Alderman Graves and duly seconded by Alderman Gray to go into a closed session to determine if there was a need for an executive session. The result of a roll call vote was as follows:

Alderman Johnson -Aye
 Alderman Gray -Aye
 Alderman Wilson -Aye
 Alderman Reynolds -Aye
 Alderman Graves -Aye

Motion declared carried unanimously.

After a brief discussion, it was determined that there was a need for an executive session. Motion was made by Alderman Johnson and duly seconded by Alderman Gray to come out of a closed session and to notify the public of an executive session. Voting was as follows:

Alderman Johnson -Aye
 Alderman Gray -Aye
 Alderman Wilson -Aye
 Alderman Reynolds -Aye
 Alderman Graves -Aye

Motion declared carried unanimously.

EXECUTIVE SESSION CALLED

At this time the Board reconvened into a public meeting. Motion was then made by Alderman Graves and duly seconded by Alderman Gray to go into executive session to discuss the job performance of certain employees in general administration and the public works department.

Voting was as follows:

Alderman Johnson -Aye
 Alderman Gray -Aye
 Alderman Wilson -Aye
 Alderman Reynolds -Aye
 Alderman Graves -Aye

Motion declared carried unanimously.

EXECUTIVE SESSION

The executive session was called to order by Mayor Taylor. Aldermen present were Greg Johnson, Johnny Gray, Tammie Wilson, Robert Reynolds, and Ben Graves. City Clerk Sytrecia Hull, City Attorney John Gunn, and Public Works Director Harvey Hull were also present. During the executive session, a discussion was held regarding the job performance of certain employees in general administration and the public works

department. After discussion, a motion was made by Alderman Graves and duly seconded by Alderman Johnson that Danny Lee be suspended for three (3) days without pay, effective immediately, and that a copy of these minutes be placed in Mr. Lee's personnel file. A roll call vote resulted as follows:

Alderman Johnson -Aye
 Alderman Gray -Aye
 Alderman Wilson -Aye
 Alderman Reynolds -Aye
 Alderman Graves -Aye

Motion declared carried unanimously.

At this time, a motion was made by Alderman Graves and duly seconded by Alderman Reynolds to come out of executive session and to reconvene into a public meeting. A roll call vote resulted as follows:

Alderman Johnson -Aye
 Alderman Gray -Aye
 Alderman Wilson -Aye
 Alderman Reynolds -Aye
 Alderman Graves -Aye

Motion declared carried unanimously.

PUBLIC MEETING RECONVENED

At this time the public meeting was reconvened with the city clerk stating to the public the official action that was taken during the executive session.

WILLIE JOHNSON CHANGED FROM PART TIME TO FULL TIME STATUS

Motion was made by Alderman Reynolds and duly seconded by Alderman Graves that public works employee Willie Johnson be changed from part time to full time status, effective immediately. Along with Mr. Johnson's change in status, his pay is to increase to \$8.00 per hour. All voted aye. Motion declared carried unanimously.

There being no further business at hand, motion was made by Alderman Reynolds and duly seconded by Alderman Wilson that the meeting be adjourned (7:07 p.m.). All voted aye. Motion declared carried unanimously.

APPROVED BY ME THIS _____
DAY OF _____, 2009

MAYOR

ATTEST: _____
CITY CLERK