

MAY 3, 2022

**REGULAR MEETING**

**MAY 3, 2022**

Be It Remembered that a Regular Meeting of the Mayor and Board of Aldermen of the City of Batesville was held on the first Tuesday afternoon of May, being the 3<sup>rd</sup> day of May, 2022, at 2:00 p.m., when and where were present the following, to-wit:

Mayor Hal Ferrell; Aldermen Dennis Land, Bill Dugger, Stan Harrison, Teddy Morrow and Bobby Walton and City Clerk Susan Berryhill. Also present were: City Attorney Colmon Mitchell; Chief of Police Kerry Pittman; Assistant Chief of Police George Williford; Blake Mendrop and Greg Smith of Mendrop Engineering Resources; Chief Building Official Andy Berryhill; Public Works Director David Karr; Assistant Public Works Director Newt Benson; Fire Chief Tim Taylor; Deputy Chief David Tarver; Parks and Recreation Director Heath Fullilove; Civic Center Director Roy Hyde and Assistant City Clerk Shonnah Weaver.

A quorum being present, the meeting was duly opened by the Mayor and, after the invocation given by Jonathan Garner, the following business was taken up.

**IN RE:        APPROVAL OF AGENDA**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, the agenda of May 3, 2022, was approved with the addition of quotes for the concrete at the Public Works Shop.

MAY 3, 2022



# CITY OF BATESVILLE BOARD MEETING

MAY 3, 2022  
2:00 P.M. | CITY HALL

## AGENDA

**CALL TO ORDER:** Mayor Hal Ferrell

**INVOCATION:** Jonathan Garner

**MAYOR’S WELCOME STATEMENT:** “To all in attendance, pursuant to Order by the Board of Aldermen, adopted on March 1, 2022, in order to address the Mayor and Board of Aldermen, you must be on the agenda.”

**CONFIRMATION OR AMENDMENT TO THE AGENDA**

**MINUTES OF PRIOR MEETINGS**

1. Regular Meeting – April 19, 2022

**CONSENT AGENDA**

1. Approval for Newt Benson, Gary Snider and Tyler Arnold to attend Mississippi Rural Water Association Water Short Course, July 18-21, 2022, in Senatobia, Mississippi. Registration: \$250.00 per person. They will travel in a city vehicle. Lunch expense will be reimbursed through petty cash with applicable receipt, not to exceed \$15.00 each, per day. Reimburse travel expenses if necessary.
2. Approval for Robert Duncan, Mark Shields, Gary Snider, David Karr and Kevin Hodges to attend the Mississippi Rural Water Association Annual Management and Technical Conference and Exhibition, May 31-June 3, 2022, in Biloxi, Mississippi. Registration: \$250.00 per person plus lodging, per diem for meals and mileage if necessary. Reimburse travel expenses if necessary.
3. Approval for Jacob Broome and Cordarius Givens to attend Rope-I (Awareness and Operations) at the Mississippi Fire Academy June 13-16, 2022, and to allow an alternate if one is unable to attend. Course fee: \$365.00 each, which includes dorm room, plus per diem for meals. They will travel in a city vehicle. Reimburse travel expenses if necessary.
4. Approval for Jordan Inman and Zachary McCrite to attend Rope-I (Awareness and Operations) at the Mississippi Fire Academy May 23-26, 2022, and to allow an alternate if one is unable to attend. Course fee: \$365.00 each, which includes dorm room, plus per diem for meals. They will travel in a city vehicle. Reimburse travel expenses if necessary.

MAY 3, 2022

**PAY REQUEST AGENDA**

1. Approval to submit payment to Travelers in the amount of \$384,825.00 relative to the City's general liability insurance and \$6,938.00 relative to the City's cyber coverage.
2. Approval to submit payment to Washington Holcomb Tractor Company, LLC in the amount of \$11,368.92 for repair work done on a tractor used in the Street Department.
3. Approval of Pay App #23 to be made to Century Construction Group in the amount of \$110,991.09 relative to the Concourse.
4. Approval of Pay App #24 to be made to Century Construction Group in the amount of \$21,547.50 relative to the Concourse.

**HUMAN RESOURCES**

1. Resignation of Sergeant Marley Newton, effective April 26, 2022.
2. Resignation of Civic Center employee Michael Webster, effective April 7, 2022.
3. Resignation of John Forrest Franklin, effective April 25, 2022.

**PUBLIC HEARINGS AT 3:00 P.M.**

1. Chick-fil-A – Conditional Use Permit to allow a mobile food truck at Mid-Town Market Shopping Center

**VISITORS**

1. Regina Druetto & Gloria Tucker
2. Mark Bledsoe
3. George Watters
4. Mike Slaughter

**PERMANENT VISITORS**

- Panola Partnership
- North Delta Planning and Development
- Mendrop Engineering Resources – recommendation letter – Hwy 6 waterline extension
- Panola County Board of Supervisors and department heads
- State or Federal legislators representing any part of Panola County
- Any person engaged in contractual business with the City of Batesville
- The Panolian Jeremy Weldon or his proxy

MAY 3, 2022

**REPORT OF DEPARTMENT HEADS**

- **CHIEF BUILDING OFFICIAL – ANDY BERRYHILL**
  1. Monthly inspection list
  2. Monthly complaint list
  3. Planning Commission meeting minutes – April 25, 2022
  4. Set Public Hearing – Terry Hubbard – variance request
  5. Re-evaluate Mayor and Board of Aldermen Use Permit for Cameron Wilks – Flamingo Bar & Grill
  
- **CHIEF OF POLICE – KERRY PITTMAN**
  1. Quotes – purchase six (6) laptop computers for patrol vehicles
  2. Memorandum of Understanding – South Panola School District
  
- **CITY ATTORNEY – COLMON MITCHELL**
  1. Marketing and feasibility study – Kenneth Farrell
  2. Medical Cannabis
  
- **CITY CLERK – SUSAN BERRYHILL**
  1. Grapple boom truck financing quotes
  2. Vehicles financing quotes
  3. Reimbursement for CDL test/license
  
- **FIRE CHIEF – TIM TAYLOR**
  1. Request to obtain quotes – 2 locker units for Station 2 and Station 3
  2. Vehicle assignments
  3. Request to purchase bunker gear
  4. Request to obtain quotes – radio equipment and lights on 2 vehicles
  5. Surplus property – list attached
  
- **PARKS AND RECREATION DIRECTOR – HEATH FULLILOVE**
  
- **CIVIC CENTER DIRECTOR – ROY HYDE**

MAY 3, 2022

- **PUBLIC WORKS DIRECTOR – DAVID KARR**
  1. Quotes – Walmart well motor
  2. Request for water service at 665 Mt Olivet Road – outside the city limits
  3. Discuss providing sewer to two residences – Keating and Eureka
  4. Request for preliminary engineering study for new 35/6 interchange
  5. Request permission to advertise for bids for deep well cathodic protection on gas system and approval of specifications

**OTHER MATTERS BY MAYOR OR ALDERMAN:**

**MATTERS UNDER ADVISEMENT:**

**UNFINISHED BUSINESS**

Darrell Henderson recognition

**ALLOW CLAIMS:** 29356-29975 (includes The Co-op)

**EXECUTIVE SESSION**

1. Easement acquisitions – Lehman Roberts gas line
2. Fire Department – request to hire
3. Street Department – request to hire
4. Police Department – personnel matter
5. Supervision & Finance – request to hire (part-time)
6. Colmon – litigation-delinquent revolving loan debt; acquisition of building; and sale of land
7. Susan – potential litigation

**ADJOURNMENT**

**IN RE:           APPROVAL OF MINUTES**

Upon motion of Alderman Harrison and second of Alderman Dugger and upon unanimous vote taken, the minutes of the April 19, 2022, regular meeting, were approved.

MAY 3, 2022

IN RE:        **SIGNATURE SHEET FOR MEETING OF MAY 3, 2022**

The following were present at the meeting on May 3, 2022, of the Mayor and Board of Aldermen:

Board Meeting

May 3, 2022

Signature Sheet

PLEASE PRINT NAME CLEARLY

Grace Marion	Cameron Wilks
Jim Whitaker	Abundant Holdings, LLC
Billy V. Prince	Trey Lamar
Kerry Pittman	Mya Brown
Deon V. Hill	Shantel Ford
Jonathan Gardner	Leah Reed
James Lee	
Leah Lee	
Michael Lee	
Joe Azevedo	
George Watters	
Walter Williams	
Kesha Dooch	
Glenn Tucker	
Phil M. Hill	
Henry Fullilove	
Andy Berryhill	
Tom Taylor	
Greg Smith	
David Karr	
Ali H. H. H.	
David Taylor	

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**IN RE: APPROVAL OF CONSENT AGENDA**

Upon motion of Alderman Morrow and of Alderman Land and upon unanimous vote taken, it was ordered that the following matters and items on the consent agenda be and they are hereby approved:

1. Approval for **Newt Benson, Gary Snider and Tyler Arnold** to attend Mississippi Rural Water Association Water Short Course, July 18-21, 2022, in Senatobia, Mississippi. Registration: \$250.00 per person. They will travel in a city vehicle. Lunch expense will be reimbursed through petty cash with applicable receipt, not to exceed \$15.00 each, per day. Reimburse travel expenses if necessary.
2. Approval for **Robert Duncan, Mark Shields, Gary Snider, David Karr and Kevin Hodges** to attend the Mississippi Rural Water Association Annual Management and Technical Conference and Exhibition, May 31-June 3, 2022, in Biloxi, Mississippi. Registration: \$250.00 per person plus lodging, per diem for meals and mileage if necessary. Reimburse travel expenses if necessary.
3. Approval for **Jacob Broome and Cordarius Givens** to attend Rope-I (Awareness and Operations) at the Mississippi Fire Academy June 13-16, 2022, and to allow an alternate if one is unable to attend. Course fee: \$365.00 each, which includes dorm room, plus per diem for meals. They will travel in a city vehicle. Reimburse travel expenses if necessary.
4. Approval for **Jordan Inman and Zachary McCrite** to attend Rope-I (Awareness and Operations) at the Mississippi Fire Academy May 23-26, 2022, and to allow an alternate if one is unable to attend. Course fee: \$365.00 each, which includes dorm room, plus per diem for meals. They will travel in a city vehicle. Reimburse travel expenses if necessary.

**IN RE: APPROVAL OF PAY REQUEST AGENDA**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the following matters and items on the pay request agenda be and they are hereby approved:

1. Approval to submit payment to Travelers in the amount of \$384,825.00 relative to the City's general liability insurance and \$6,938.00 relative to the City's cyber coverage.
2. Approval to submit payment to Washington Holcomb Tractor Company, LLC in the amount of \$11,368.92 for repair work done on a tractor used in the Street Department.
3. Approval of Pay App #23 to be made to Century Construction Group in the amount of \$110,991.09 relative to the Concourse.
4. Approval of Pay App #24 to be made to Century Construction Group in the amount of \$21,547.50 relative to the Concourse.

MAY 3, 2022

**IN RE:        APPROVAL OF HUMAN RESOURCES AGENDA**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the following matters and items on the Human Resources agenda be and they are hereby approved:

1.        Approval to accept the resignation of Sergeant Marley Newton, effective April 26, 2022.
2.        Approval to accept the resignation of Civic Center employee Michael Webster, effective April 7, 2022.
3.        Approval to accept the resignation of John Forrest Franklin, effective April 25, 2022.

**IN RE:        CONCERNED CITIZEN**

The Mayor recognized Gloria Tucker and Regina Druetto who appeared before the Mayor and Board of Aldermen to invite them to a “Meet your Alderman” meet and greet to be held on May 23, 2022, at the Panola County Extension building 6:00 p.m.-7:15 p.m. Ms. Druetto also requested that Gloria Tucker, president of the Panola County NAACP, be added to the permanent visitor list.

Upon motion of Alderman Walton and second of Alderman Morrow and upon the following votes taken, the motion to add Ms. Tucker to the permanent visitor list failed: Alderman Walton - Aye; Alderman Morrow - Aye; Alderman Harrison - Nay; Alderman Dugger - Nay and Alderman Land - Nay.

MAY 3, 2022

**IN RE:        MAYOR AND BOARD OF ALDERMEN USE PERMIT - BIANCA RICHMOND - 126 PUBLIC SQUARE**

The Mayor recognized Trey Lamar, attorney for Aberdeen Holdings, LLC, owner of 126 Public Square, who appeared before the Mayor and Board of Aldermen requesting reconsideration of a motion that died for lack of a second relative to a Mayor and Board of Aldermen Use Permit made by Bianca Richmond for use as a gathering place to host meetings, small birthday parties for children and adults, corporate events, and pop up shops for small businesses, etc., which appears to be a use under #5.400 of the table of uses in the Batesville Zoning Ordinances.

No action was taken on the matter discussed.

**IN RE:        GEORGE WATTERS - TUBBS ROAD**

The Mayor recognized George Watters who appeared before the Mayor and Board of Aldermen requesting street lights and that the grass be cut in the ditches near his property located at 429 Tubbs Road.

Alderman Harrison made a motion regarding the above and later withdrew his motion. Tallahatchie Valley Electric Power Association will look to see if a light pole will need to be added and how many lights will need to be added.

MAY 3, 2022

IN RE:           **APPROVAL OF LETTER OF AGREEMENT - REDISTRICTING**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the Letter of Agreement for Planning and Consulting Services between the City of Batesville and Slaughter & Associates, PLLC be and it is hereby approved. A copy of said agreement is on file in the Office of the City Clerk and a copy follows:

**LETTER OF AGREEMENT FOR**  
**PLANNING AND CONSULTING SERVICES**

THIS AGREEMENT is entered into by and between **SLAUGHTER & ASSOCIATES, PLLC**, hereinafter called the CONSULTANT and **CITY OF BATESVILLE**, hereinafter called the CITY.

1. The CITY does hereby employ the CONSULTANT to perform professional and technical services for **REDISTRICTING OF BOARD MEMBER ELECTION DISTRICTS BASED ON THE 2020 DECINIAL CENSUS**:
- Prepare Benchmark Plan utilizing the 2020 census block database (existing election city boundaries);
  - Present Benchmark Plan findings and Demographic Data to the Board;
  - Attend work session/public meeting with the Board;
  - Prepare Alternate Plan (preparation of up to two (2) alternate plans);
  - Present plan(s) to the Board;
  - Attend and conduct Public Hearing; and
  - Prepare revised election city legal descriptions.

*Note: Department of Justice (DOJ) pre-clearance is not required at this time; therefore, this agreement does not include preparation of a submission to DOJ.*


2. The CONSULTANT hereby agrees to perform the above services in a diligent and competent manner in accordance with the standards applicable to this work.
3. The CITY shall compensate the CONSULTANT for professional services rendered (estimated to range from \$8,000 to \$12,000) plus direct reimbursement for out-of-pocket expenses including purchased information and services, copies, graphic materials, travel and other necessary expenses.
4. The CONSULTANT will submit monthly or periodic invoices to the CITY requesting payment. Such requests will be based upon the amount and value of work and services performed by the CONSULTANT and will be accompanied by an itemized statement of work performed. The CITY shall pay the CONSULTANT the total amount of the invoice within thirty (30) days after receipt of the invoice. Nonpayment or payment less than the amount of the invoice within the specified time shall be cause for suspension of work by the CONSULTANT. The invoices will be based on the following rate schedule:

Principal Planner:	\$200/hr.
Associate Planner:	\$150/hr.
Assistant Planner:	\$125/hr.
Planning/GIS Technician:	\$ 75/hr.
Office Technician:	\$ 50/hr.

5. The CITY may terminate or re-negotiate this letter of agreement at any time with written notification to the CONSULTANT.
6. Any reports, information, data, memoranda, or documents in any form, electronic or otherwise, prepared or assembled by the CONSULTANT under this agreement shall be the property of the CITY, even if remaining with the CONSULTANT, and the CONSULTANT shall maintain confidential all of such information unless specifically authorized in writing by the CITY through its Board or Attorney.

IN WITNESS WHEREOF the CITY and the CONSULTANT have executed this Agreement this the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

**CLIENT: CITY OF BATESVILLE**

BY:  \_\_\_\_\_  
Hal Ferrell, Mayor

WITNESS:  \_\_\_\_\_  
Susan Berryhill, City Clerk

**CONSULTANT: SLAUGHTER & ASSOCIATES, PLLC**

BY:  \_\_\_\_\_  
Mike Slaughter, P.E./AICP

WITNESS:  \_\_\_\_\_  
Richard Donovan, AICP

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**IN RE: REAL PROPERTY**

The Mayor recognized Panola Partnership Director Joe Azar who appeared before the Mayor and Board of Alderman requesting the City to authorize City Engineer Blake Mendrop to survey the narrow strip of property located between Zaxby's and Batesville Civic Center.

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that City Engineer Blake Mendrop be and he is hereby authorized to survey the narrow strip of property located between Zaxby's and Batesville Civic Center.

**IN RE: DOWNTOWN BUSINESS DISTRICT USE PERMIT - CAMERON WILKS**

Chief Building Official Andy Berryhill presented to the Mayor and Board of Aldermen the Mayor and Board of Aldermen Use Permit for Cameron Wilks - Flamingo Bar & Grill, located at 125 ½ Public Square, for use #8.000 - restaurant bar and grill, which is up for six (6) month re-evaluation. Mr. Wilks was present and spoke in support of said request.

Upon motion of Alderman Walton and second of Alderman Morrow and upon unanimous vote taken, it was ordered a Downtown Business District Use Permit be extended to Cameron Wilks - Flamingo Bar & Grill for the use stated above and that after six (6) months this permit will be re-evaluated.

MAY 3, 2022

**IN RE: PUBLIC HEARING - 3:00 P.M.  
PUBLIC HEARING - CHICK FIL A - CONDITIONAL USE PERMIT**

The Mayor opened the Public Hearing and Chief Building Official Andy Berryhill explained the purpose of the hearing being a request from Chick-Fil-A for a conditional use permit to allow *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for sales of fresh lemonade, fried pies, and fudge in a C-2, Commercial zone at Mid-Town Market Shopping Center on Hwy. 6, East. Said real property is owned by F.W. Loden, III and is lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is more particularly described as follows, to-wit:

Lot (93.8x400) part of the Southeast Quarter of the Southwest Quarter north of Hwy. 6, East located in Section 9, Township 9 South, Range 7 West in the City of Batesville, Second Judicial District of Panola County, Mississippi at Mid-Town Market Shopping Center

and

Notice of said hearing having been published in the manner and for the time required by law as evidenced by a copy of the Proof of Publication attached hereto:

Lance Reed and Panola Partnership Director Joe Azar were present and spoke in support of this request.

Chief Building Official Andy Berryhill reported that the Planning Commission recommended at their meeting held on March 28, 2022, the conditional use permit be granted for a one (1) year period.

No one was present in opposition to the request.

The Mayor declared the hearing closed.

MAY 3, 2022

# Publisher's Certificate of Publication

STATE OF MISSISSIPPI  
COUNTY OF PANOLA

Rebecca Alexander, being duly sworn, on oath says she is and during all times herein stated has been an employee of Batesville Newsmedia publisher and printer of the The Panolian (the "Newspaper"), has full knowledge of the facts herein stated as follows:

1. The Newspaper printed the copy of the matter attached hereto (the "Notice") was copied from the columns of the Newspaper and was printed and published in the English language on the following days and dates:

04/13/22

2. The sum charged by the Newspaper for said publication is the actual lowest classified rate paid by commercial customer for an advertisement of similar size and frequency in the same newspaper in which the Notice was published.

3. There are no agreements between the Newspaper, publisher, manager or printer and the officer or attorney charged with the duty of placing the attached legal advertising notice whereby any advantage, gain or profit accrued to said officer or attorney

Rebecca Alexander

Rebecca Alexander, Publisher

Subscribed and sworn to before me this 13th Day of April, 2022

Shandale Goodman

Shandale Goodman, Notary Public  
State of Mississippi  
My commission expires 07-30-2022

Account # 180200  
Ad # 1428307

CITY OF BATESVILLE  
PO BOX 689  
BATESVILLE MS 38606

PUBLIC NOTICE  
NOTICE OF PUBLIC HEARING

WHEREAS, There has been submitted by Lance Reed to the Board of Mayor and Aldermen of the City of Batesville, Mississippi, an application for a Conditional Use Permit to allow Use #2.240 Sales from temporary or portable buildings, tent or other structures for sales from a Chick-fil-A food truck in a C-2, Commercial zone at Mid-Town Market Shopping Center on Hwy. 6, East. Said real property is owned by F.W. Loden, III and is lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi and is more particularly described as follows, to-wit: Lot (93.6x400) part of the Southeast Quarter of the Southwest Quarter north of Hwy. 6, East located in Section 9, Township 9 South, Range 7 West in the City of Batesville, Second Judicial District of Panola County, Mississippi at Mid-Town Market Shopping Center and

NOW THEREFORE, pursuant to the order of the Mayor and Board of Aldermen of the City of Batesville, Mississippi, notice is hereby given to all persons interested in, or in any way affected by, said application, that a public hearing on said application shall be held by the Mayor and Board of Aldermen of the City of Batesville, Mississippi, at 3:00 P.M. on May 3, 2022, at the City Hall located at 103 College Street, Batesville, Mississippi, at which time all parties interested in or affected thereby, will be heard, after which a decision will be rendered by the said Board of Mayor and Aldermen. Any objection made concerning the property described herein above may be made by any person in writing or in person at said hearing. If any objection be made in writing, it must be filed with the undersigned before the said time if a hearing thereon or consideration thereof be desired, or any party interested may appear in person or by counsel on said date.

CITY OF BATESVILLE  
Susan S. Berryhill, City Clerk

The Panolian:  
Apr 13, 2022  
PUBLIC HEARING

IN RE:           CONDITIONAL USE PERMIT - CHICK FIL A

Upon motion of Alderman Morrow and second of Alderman Dugger and upon unanimous vote taken, it was ordered that the request from Chick-Fil-A for a conditional use permit to allow *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for sales from a Chick-Fil-A food truck in a C-2, Commercial zone at Mid-Town Market Shopping Center on Hwy. 6, East, be and the same is hereby granted for a one (1) year period, contingent upon the receipt of a transient vendor license.

MAY 3, 2022

**IN RE: BIDS RECONSIDERED - HIGHWAY 6 WATER LINE EXTENSION**

There came on for discussion the matter of bids received at the April 19, 2022, regular meeting of the Mayor and Board of Aldermen for the Highway 6 water line extension. The bids received and itemized are listed below as follows:

<b>Aldridge Construction</b>	<b>\$905,800.00</b>
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Having heard all bids received, upon recommendation of City Engineer Blake Mendrop and upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the bid from Aldridge Construction in the amount of \$905,800.00 for the Highway 6 water line extension, be and it is hereby accepted as the lowest and best bid for the Highway 6 water line extension. A copy of said bid follows:



April 29, 2021

Mr. Hal Ferrell  
The City of Batesville  
103 College Street  
Batesville, MS 38606

RE: Letter of Recommendation to Award  
Highway No. 6 and Bethlehem Road waterline extension  
Batesville, Mississippi

Dear Mr. Ferrell and Board Members:

I have examined the bid submitted on April 19, 2022, regarding the above referenced project, from Aldridge Construction.

After reviewing the bid package, I find that the bid package appears to be in order and all bid documents appear to be properly executed and the bonding company and agent are listed on the Mississippi Insurance Department website.

Therefore, I recommend the project be awarded to the lowest and best bid submitted by **Aldridge Construction**.

I have included a copy of the written bid along with the certified bid tab for your information. Should you have any questions or require any additional information regarding this recommendation, please do not hesitate to contact our office.

Sincerely,

Greg Smith, PE PLS  
Project Engineer, Mendrop Engineering Resources, LLC

MAY 3, 2022

PRICES BID TABLE  
UNIT PRICE OR LUMP SUM PRICE WRITTEN AND IN FIGURES  
HIGHWAY 6 WATER EXTENSION  
CITY OF BATESVILLE  
PANOLA COUNTY, MISSISSIPPI

No.	Pay Item No.	Description	Unit	Quantity	Unit Price (Written Price)	Total Price (Price in Figures)
1	01000-1	MOBILIZATION - DEMOBILIZATION	LS	1	FIVE THOUSAND EIGHTY-FOUR DOLLARS AND SEVENTY-EIGHT CENTS ONE HUNDRED ONE THOUSAND SEVEN HUNDRED AND THIRTY-ONE CENTS	\$ 5,084.78
2	02111-1	GRADING AND GRASSING	AC	0.36	ONE THOUSAND ONE HUNDRED SEVENTY-FOUR DOLLARS AND THIRTY-ONE CENTS	\$ 4,106.36
3	02270-1	SEEDING, FERTILIZING, AND MULCHING (PM)	AC	8.19	ONE THOUSAND NINE HUNDRED TWENTY-ONE DOLLARS AND TWENTY-THREE CENTS	\$ 15,671.22
4	02540-1	TEMPORARY SALT FENCE	LF	1,000	FOUR DOLLARS AND SIXTY-ONE CENTS	\$ 4,601.00
5	02540-2	20' WHITTLES	LF	400	SIX DOLLARS AND TWENTY-THREE CENTS	\$ 2,490.00
6	04100-1	18" PVC WATER MAIN, ANWW C900 CLASS 150 (DN18)	LF	6,770	FIFTY DOLLARS AND FORTY-SIX CENTS	\$ 30,461
7	04100-2	18" HDPE CARRIER HOSE UNDER CREEKS/DRY CREEKS	LF	100	ONE HUNDRED FIFTY-ONE DOLLARS AND SEVENTY-EIGHT CENTS	\$ 15,188
8	04100-3	10" PVC CARRIER HOSE DRIVEWAYS WATER MAIN, ANWW C900 CLASS 150 (DN10)	LF	100	THIRTY-ONE DOLLARS AND ONE CENT	\$ 3,101
9	04100-4	18" PVC WATER MAIN, ANWW C900 CLASS 150 (DN18)	LF	3,340	THIRTY-NINE DOLLARS AND SEVENTY-FIVE CENTS	\$ 35,75
10	04100-5	18" HDPE CARRIER HOSE UNDER CREEKS/DRY CREEKS	LF	80	ONE HUNDRED TWENTY-FOUR DOLLARS AND FORTY CENTS	\$ 1,08.40
11	04100-6	18" PVC CARRIER HOSE DRIVEWAYS WATER MAIN, ANWW C900 CLASS 150 (DN18)	LF	40	EIGHTY DOLLARS AND SEVENTY-ONE CENTS	\$ 3,255.00
12	04100-7	18" STEEL CASING (DICTIONAL, BORE) (24" DIAMETER)	LF	240	TWO HUNDRED FORTY-FIVE DOLLARS AND SEVENTY-THREE CENTS	\$ 243.70
13	04100-8	18" STEEL CASING (DICTIONAL, BORE) (24" DIAMETER)	LF	40	SEVENTY DOLLARS AND SEVENTY-ONE CENTS	\$ 2,848.79
14	04100-9	18" STEEL CASING (DICTIONAL, BORE) (24" DIAMETER)	LF	14	SIX THOUSAND SIX HUNDRED SEVENTY-THREE DOLLARS AND SEVENTY-THREE CENTS	\$ 9,073.85
15	04100-10	18" GATE VALVE WITH VALVE BOX	EA	4	TWO THOUSAND SEVENTY DOLLARS AND SEVENTY-ONE CENTS	\$ 3,271.79
16	04100-11	18" GATE VALVE WITH VALVE BOX	EA	2	TWO THOUSAND SEVENTY DOLLARS AND SEVENTY-ONE CENTS	\$ 2,271.79
17	04100-12	18" GATE VALVE WITH VALVE BOX	EA	10,000	FIVE DOLLARS AND THIRTY-ONE CENTS	\$ 53,100.00
18	04100-13	18" GATE VALVE WITH VALVE BOX	EA	3	ONE THOUSAND SEVENTY DOLLARS AND SEVENTY-ONE CENTS	\$ 3,271.79
TOTAL BID						\$ 905,800.89

IN THE TOTAL PRICE BY THE BIDDER, THE WRITTEN UNIT PRICES AND LUMP SUM PRICES SHALL GOVERN. WRITTEN TOTAL: NINE HUNDRED FIVE THOUSAND EIGHT HUNDRED DOLLARS AND NO CENTS

Memtop Engineering Resources, LLC  
Batesville, MS

11-5

2/2/2022

2/2/2022

MAY 3, 2022

**IN RE: SET PUBLIC HEARING - VARIANCE - TERRY HUBBARD**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, the following Order was adopted:

**ORDER SETTING TIME, DATE, AND PLACE OF PUBLIC HEARING  
ON VARIANCES TO THE SITE & BUILDING DESIGN STANDARDS OF THE CITY OF  
BATESVILLE, MISSISSIPPI AND AUTHORIZING THE CITY CLERK TO  
PUBLISH NOTICE OF SAID HEARING**

WHEREAS, Terry Hubbard has submitted to the Mayor and Board of Aldermen of the City of Batesville, Mississippi, an application for a variance from the requirements of the Site & Building Design Standards adopted by the City of Batesville on February 16, 2010 and amended by ordinances adopted on January 3, 2012, May 1, 2012, and December 2, 2014.

WHEREAS, The said Terry Hubbard requests a variance to allow 2/12 roof pitch and the use of metal sheeting on the sides of new shop building. Said property is located 509 Highway 51 South in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is described as:

A tract of land in the West side of Section 16, Township 9 South, Range 7 West, Panola County, Mississippi, and being more particularly described as follows:

Parcel Number: 3185E0003700 0000700  
1.1 ACC PT Lot 8 –  
Southside S/D PB B-1/21  
509 Highway 51 South

and

WHEREAS, said request was received by the Planning Commission of the City of Batesville at their meeting held on April 25, 2022 and

WHEREAS, said Planning Commission recommended the variance be allowed and

NOW, THEREFORE, BE IT ORDERED that on the 7<sup>th</sup> day of June 2022, at 3:00 o'clock P.M. in the City Hall of the City of Batesville, Mississippi, the Mayor and Board of Aldermen will hold a public hearing on said application and the Clerk of the City of Batesville, Mississippi, is hereby ordered and authorized to place a notice of said public hearing for publication in "The Panolian", a newspaper having a general circulation in the City of Batesville, Mississippi.



MAY 3, 2022

IN RE: QUOTES RECEIVED - LAPTOP COMPUTERS - POLICE DEPARTMENT

The City of Batesville received the following quotes for laptop computers for patrol vehicles for use in the Batesville Police Department:

Complete Computers	\$6,368.95
FireNet1	\$7,730.75

Upon motion of Alderman Morrow and second of Alderman Dugger and upon unanimous vote taken, it was ordered that the quote from Complete Computers in the amount of \$6,368.95, for the purchase of six (6) laptop computers for patrol vehicles for use in the Batesville Police Department, be and it is hereby accepted as the lowest and best quote. A copy of said quotes are on file in the Office of the City Clerk and a copy of the accepted quote follows:



Sold To:

**Batesville Police Department**  
**PO BOX 689 (phy106 COLLEGE ST.**  
**BATESVILLE, MS 38606**

**Quote**

Order Number: 5048967		Customer Terms: Net 30 Days	
Order Date: 4/22/2022		Customer Number: POLICE	
Confirm To: PATRA MCDANEL		Sales Person: DAS	
Customer P.O.			

Item Code	Unit	Ordered	Shipped	Back Order	Price	Amount
*****SPECIAL ORDER*****						
Specifications:						
CPU: Intel i5 8th Gen (4 cores/8 Threads)						
Memory: 8GB DDR4 RAM						
Storage: 256Gb M.2 NVMe SSD						
OS: Windows 10 Pro						
Other: Backlit Keyboard						
Ports: 3 USB Ports, 1 USB Type-C						
807L4K9WWY	EACH	6.00	0.00	0.00	1,059.00	6,354.00
HP Probook 450 G6 15.6 Inch Fu						
800JX1ZSSD	EACH	1.00	0.00	0.00	14.95	14.95
Sabrent 4-Port USB 3.0 Hub wit						
USB Hub for additional ports on 1 laptop						
*****COMPLETED*****						

*David Spear*

Please Remit Payment to:

Complete Computers  
118 Public Square  
Batesville, Ms 38606  
(662) 563-0806

Net Order:	\$6,368.95
Less Discount:	0.00
Freight:	0.00
Sales Tax:	0.00
Order Total:	\$6,368.95

MAY 3, 2022

**IN RE:        MEMORANDUM OF UNDERSTANDING - SOUTH PANOLA SCHOOL DISTRICT**

Upon recommendation of Chief of Police Kerry Pittman and upon motion of Alderman Dugger and second of Alderman Walton and upon unanimous vote taken, it was ordered that the Memorandum of Understanding be and it is hereby approved and further ordered that all parties necessary are hereby authorized to sign the Memorandum of Understanding. A copy of said Memorandum of Understanding is on file in the Office of the City Clerk and a copy follows:

Memorandum of Understanding  
between  
South Panola School District  
\_\_\_\_\_  
"District"  
  
and  
  
Batesville Police Department, Batesville Fire Department, Panola County Sheriff  
Department, Panola County Emergency Management  
  
"Agency"

This memorandum of understanding is between the above reference entities (together known as "the parties"), and concerns the use of nSide Inc. Products and Services by Agency for the benefit of District.

WHEREAS, South Panola School District desires to better ensure the safety of the children in their charge;

WHEREAS, Batesville Police Department, Batesville Fire Department, Panola County Sheriff Department, Panola County Emergency Management (Agency) wishes to utilize products designed and intended to better direct and assist First Responders in responding to both man-made and natural disasters; and,

WHEREAS, nSide Inc. provides said Agency with such products as to better protect and serve the children of the aforementioned District and said products are understood to better effectuate a First Responder situation.

NOW, THEREFORE, the above-referenced Parties Agree as follows;

1. That Agency is to be given restricted access to District property and information, with the understanding that District security and charge privacy protections are paramount, for the sole purpose of utilizing nSide Inc. technology to improve First Responder success, access, and effectiveness;
2. That sole discretion for disclosure of information prior to an emergency situation shall be vested exclusively with the Superintendent of said District;
3. That access to information for the purpose of this Agreement will only be made completely available upon the assumption of control by Law Enforcement during the execution of operations directly related to a disaster, which includes—but is not limited to, tornadoes, hurricanes, floods, fire, and active shooter situations, pursuant to the Family Educational Rights and Privacy Act and all other applicable state and local laws.
4. That upon the assumption of said authority access to information through the nSide Inc. system shall be made immediately available to Agency only in

MAY 3, 2022

- connection with an emergency and if the information is necessary to protect the health or safety of students or other persons.
5. That under no other circumstance will information be made available to any outside Agency, Company, or individual, and that access shall be restricted to only District Personnel.

IN WITNESS WHEREOF, the parties hereto have caused this memorandum of understanding to be entered into by their duly authorized representatives.

Tim Wilder  
Superintendent  
South Panola School District

Date 4-28-2022

Shane Phelps  
Sheriff  
Panola County Sheriff Department

Date 4-28-2022

Daniel Cole  
Director  
Panola County Emergency  
Management

Date 4-28-2022

Kerry Pittman  
Chief of Police  
Batesville Police Department

Date 4-28-2022

Tim Taylor  
Chief of Fire  
Batesville Fire Department

Date 4-28-2022

**IN RE:            MARKETING & FEASIBILITY STUDY - KENNETH FARRELL**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the Marketing & Feasibility Study, to be performed by Kenneth Farrell-Batesville In Motion, LLC, previously taken under advisement April 19, 2022, will remain under advisement.

MAY 3, 2022

**IN RE:           MEDICAL CANNABIS**

The MAYOR AND BOARD OF ALDERMEN (the "Governing Body") of the City of Batesville, Mississippi (the "City"), took up for consideration the matter of opting out of the cultivation, processing, sale, and distribution of medical cannabis and cannabis products, all as authorized by the Mississippi Medical Cannabis Act of 2022, Senate Bill 2095, 2022 Regular Session, as amended (the "Mississippi Medical Cannabis Act"). After full discussion of the subject, Alderman Dugger offered and moved the adoption of the following resolution:

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF BATESVILLE, MISSISSIPPI OPTING OUT OF THE CULTIVATION, PROCESSING, SALE, AND DISTRIBUTION OF MEDICAL CANNABIS AND CANNABIS PRODUCTS WITHIN THE GEOGRAPHICAL LIMITS OF THE CITY AS AUTHORIZED UNDER THE MISSISSIPPI MEDICAL CANNABIS ACT; AND FOR RELATED PURPOSES.**

WHEREAS, the Mississippi Medical Cannabis Act, effective February 2, 2022 (the "Effective Date"), authorizes the cultivation, processing, sale and distribution of medical cannabis and cannabis products in every county and municipality in the State of Mississippi (the "State"); and

WHEREAS, Section 30 the Mississippi Medical Cannabis Act also authorizes and empowers local governments to opt out of the cultivation, processing, sale and distribution of medical cannabis and cannabis products, as applicable, within ninety (90) days of the Effective Date; and

WHEREAS, by opting out the Governing Body will be able to monitor the social, economic and financial effects of the cultivation, processing, sale and distribution of medical cannabis and cannabis products in other parts of the State and will be able to opt in at any time in the future pursuant to the provisions of the Mississippi Medical Cannabis Act; and

WHEREAS, it is in the best interest of the citizens of the City for the Governing Body to opt out of the **CULTIVATION, PROCESSING, SALE AND DISTRIBUTION** of medical cannabis and cannabis products within the geographical limits of the City; and

WHEREAS, the Governing Body has provided due notice of this meeting as required by the Mississippi Medical Cannabis Act and said notice complies with Sections 25-41-1 *et seq.*, Mississippi Code of 1972, as amended and/or supplemented from time to time (the "Open Meetings Act"); and

WHEREAS, all conditions, acts and things required by the Mississippi Medical Cannabis Act, Open Meetings Act and the Constitution and laws of the State to have existed, to have happened and to have been performed precedent to and in connection with the adoption of this resolution (the "Resolution"), have happened and have been performed in regular and due time, form and manner as required by law.

MAY 3, 2022

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, ACTING FOR AND ON BEHALF OF THE CITY, AS FOLLOWS:

SECTION 1. All statements, findings and determinations set forth in the above and foregoing recitations are hereby declared to be true and correct and are incorporated herein as facts.

SECTION 2. The Governing Body hereby opts out of the CULTIVATION, PROCESSING, SALE AND DISTRIBUTION of medical cannabis and cannabis products within the geographical limits of the City.

SECTION 3. The Governing Body, acting for and on behalf of the City, hereby reserves the right to opt in at any time in the future and allow the CULTIVATION, PROCESSING, SALE AND DISTRIBUTION of medical cannabis and cannabis products within the geographical limits of the City upon a vote of the Governing Body or upon an election of qualified electors duly held in accordance with the Mississippi Medical Cannabis Act.

SECTION 4. If any one or more of the provisions of this Resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this Resolution, but this Resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

SECTION 5. This Resolution shall be in effect immediately upon its passage and enactment according to law, or at the earliest date of effect under law, and shall be spread upon the minutes of the Governing Body of the City.

[Remainder of Page Intentionally Left Blank; Signature Page Follows]

Following the reading of the foregoing resolution, Alderman Land seconded the motion, and the question being put to a roll call vote, the result was as follows:

Alderman Bill Dugger	Voted <u>Aye</u>
Alderman Stan Harrison	Voted <u>Nay</u>
Alderman Dennis Land	Voted <u>Aye</u>
Alderman Teddy Morrow	Voted <u>Nay</u>
Alderman Bobby Walton	Voted <u>Nay</u>

RESOLVED this the 3<sup>rd</sup> day of May, 2022.

MAY 3, 2022

**IN RE: QUOTES RECEIVED - GRAPPLEBOOM TRUCK FINANCING**

The City of Batesville received the following quotes for financing the grappleboom truck:

First Security Bank	3.05% for 4 year term
BancorpSouth	2.78% for 4 year term

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the quote from BancorpSouth at a rate of 2.78% for a four (4) year term be and it is hereby accepted as the lowest and best quote for financing the grappleboom truck. A copy of said quotes are on file in the Office of the City Clerk and a copy of the accepted quote follows:



4/28/2022

Sent via: [cityclerk@batesville.ms](mailto:cityclerk@batesville.ms)

City of Batesville, MS

It is a pleasure to submit for your consideration the following proposal to provide lease-purchase financing based on the terms and conditions set forth below:

- |                                           |                                                                                                                                                                                                                                                                                                                                                                                      |
|-------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. <u>Lessor:</u>                         | BancorpSouth Equipment Finance, a division of BancorpSouth Bank                                                                                                                                                                                                                                                                                                                      |
| 2. <u>Lessee:</u>                         | City of Batesville, MS                                                                                                                                                                                                                                                                                                                                                               |
| 3. <u>Equipment Description:</u>          | One (1) New Grapple Boom Truck                                                                                                                                                                                                                                                                                                                                                       |
| 4. <u>Equipment Cost:</u>                 | \$206,250.00                                                                                                                                                                                                                                                                                                                                                                         |
| 5. <u>Lease Term:</u>                     | 4 annual payments                                                                                                                                                                                                                                                                                                                                                                    |
| 6. <u>Lease Payments:</u>                 | (These are approximate payment amounts. The actual payment will be determined at funding date.)<br>4 annual payments @ \$55,242.49 arrears                                                                                                                                                                                                                                           |
| 7. <u>Lease Rate:</u>                     | 2.78%                                                                                                                                                                                                                                                                                                                                                                                |
| 8. <u>Funding Date:</u>                   | This proposal is contingent upon the equipment being delivered and the lease funded prior to an increase of the prime rate above 4.00% (currently 3.50%). Any extension of the funding or delivery date must be in writing.                                                                                                                                                          |
| 9. <u>Purchase Option:</u>                | Title is passed to Lessee at lease expiration for no further consideration.                                                                                                                                                                                                                                                                                                          |
| 10. <u>Non-appropriation/Termination:</u> | The lease provides that Lessee is to make reasonable efforts to obtain funds to satisfy the obligation in each fiscal year. However, the lease may be terminated without penalty in the event of non-appropriation. In such event, the Lessee agrees to provide an attorney's opinion confirming the events of non-appropriation and Lessee's exercise of diligence to obtain funds. |

MAY 3, 2022

- 11. **Bank Qualification:** This lease-purchase financing shall be designated as a bank qualified tax-exempt transaction as per the 1986 Federal Tax Bill. **This means that the Lessee's governing body will pass a resolution stating that it does not anticipate issuing more than \$10 million in General Obligation debt or other debt falling under the Tax Bill's definition of qualifying debt during the calendar year that the lease is funded.**
- 12. **Tax Status:** This proposal is subject to the Lessee being qualified as a governmental entity or "political subdivision" within the meaning of Section 103(a) of the Internal Revenue Code of 1954 as amended, within the meaning of said Section. Lessee agrees to cooperate with Lessor in providing evidence as deemed necessary or desirable by Lessor to substantiate such tax status.
- 13. **Net Lease:** This will be a net lease transaction whereby maintenance, insurance, taxes (if applicable), compliance with laws and similar expenses shall be borne by Lessee.
- 14. **Financial Statements:** Complete and current financial statements must be submitted to Lessor for review and approval of Lessee creditworthiness
- 15. **Lease Documentation:** This equipment lease-purchase package is subject to the mutual acceptance of lease-purchase documentation within a reasonable time period, otherwise payments will be subject to market change.

If the foregoing is acceptable, please so indicate by signing this letter in the space provided below and returning it to BancorpSouth Equipment Finance. **The proposal is subject to approval by BancorpSouth Equipment Finance's Credit Committee and to mutually acceptable terms, conditions and documentation.**

Acceptance of this proposal expires as the close of business on 5/30/2022. Extensions must be approved by the undersigned.

Any concerns or questions should be directed to Jonathan King at 228-223-4642 or [Jonathan.King@BXS.com](mailto:Jonathan.King@BXS.com).

*Jonathan King*

Jonathan King  
Municipal Territory Manager

**ACKNOWLEDGMENT AND ACCEPTANCE**

By: \_\_\_\_\_  
Title

Date: \_\_\_\_\_

MAY 3, 2022

IN RE: QUOTES RECEIVED - CITY VEHICLES FINANCING

The City of Batesville received the following quotes for financing twelve (12) City vehicles:

First Security Bank	3.05% for 4 year term paid annually
BancorpSouth	2.78% for 4 year term paid annually

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the quote from BancorpSouth at a rate of 2.78% for a four (4) year term be and it is hereby accepted as the lowest and best quote for financing twelve (12) City vehicles. A copy of said quotes are on file in the Office of the City Clerk and a copy of the accepted quote follows:



4/28/2022

Sent via: [cityclerk@batesville.ms](mailto:cityclerk@batesville.ms)

City of Batesville, MS

It is a pleasure to submit for your consideration the following proposal to provide lease-purchase financing based on the terms and conditions set forth below:

- |                                           |                                                                                                                                                                                                                                                                                                                                                                                      |
|-------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. <u>Lessor:</u>                         | BancorpSouth Equipment Finance, a division of BancorpSouth Bank                                                                                                                                                                                                                                                                                                                      |
| 2. <u>Lessee:</u>                         | City of Batesville, MS                                                                                                                                                                                                                                                                                                                                                               |
| 3. <u>Equipment Description:</u>          | Twelve (12) New Vehicles                                                                                                                                                                                                                                                                                                                                                             |
| 4. <u>Equipment Cost:</u>                 | \$422,236.00                                                                                                                                                                                                                                                                                                                                                                         |
| 5. <u>Lease Term:</u>                     | 4 annual payments                                                                                                                                                                                                                                                                                                                                                                    |
| 6. <u>Lease Payments:</u>                 | (These are approximate payment amounts. The actual payment will be determined at funding date.)<br><br>4 annual payments @ \$113,092.70 arrears                                                                                                                                                                                                                                      |
| 7. <u>Lease Rate:</u>                     | 2.78%                                                                                                                                                                                                                                                                                                                                                                                |
| 8. <u>Funding Date:</u>                   | This proposal is contingent upon the equipment being delivered and the lease funded prior to an increase of the prime rate above 4.00% (currently 3.50%). Any extension of the funding or delivery date must be in writing.                                                                                                                                                          |
| 9. <u>Purchase Option:</u>                | Title is passed to Lessee at lease expiration for no further consideration.                                                                                                                                                                                                                                                                                                          |
| 10. <u>Non-appropriation/Termination:</u> | The lease provides that Lessee is to make reasonable efforts to obtain funds to satisfy the obligation in each fiscal year. However, the lease may be terminated without penalty in the event of non-appropriation. In such event, the Lessee agrees to provide an attorney's opinion confirming the events of non-appropriation and Lessee's exercise of diligence to obtain funds. |

MAY 3, 2022

- 11. **Bank Qualification:** This lease-purchase financing shall be designated as a bank qualified tax-exempt transaction as per the 1986 Federal Tax Bill. This means that the Lessee's governing body will pass a resolution stating that it does not anticipate issuing more than \$10 million in General Obligation debt or other debt falling under the Tax Bill's definition of qualifying debt during the calendar year that the lease is funded.
- 12. **Tax Status:** This proposal is subject to the Lessee being qualified as a governmental entity or "political subdivision" within the meaning of Section 103(a) of the Internal Revenue Code of 1954 as amended, within the meaning of said Section. Lessee agrees to cooperate with Lessor in providing evidence as deemed necessary or desirable by Lessor to substantiate such tax status.
- 13. **Net Lease:** This will be a net lease transaction whereby maintenance, insurance, taxes (if applicable), compliance with laws and similar expenses shall be borne by Lessee.
- 14. **Financial Statements:** Complete and current financial statements must be submitted to Lessor for review and approval of Lessee creditworthiness
- 15. **Lease Documentation:** This equipment lease-purchase package is subject to the mutual acceptance of lease-purchase documentation within a reasonable time period, otherwise payments will be subject to market change.

If the foregoing is acceptable, please so indicate by signing this letter in the space provided below and returning it to BancorpSouth Equipment Finance. The proposal is subject to approval by BancorpSouth Equipment Finance's Credit Committee and to mutually acceptable terms, conditions and documentation.

Acceptance of this proposal expires as the close of business on 5/30/2022. Extensions must be approved by the undersigned.

Any concerns or questions should be directed to Jonathan King at 228-223-4642 or [Jonathan.King@BXS.com](mailto:Jonathan.King@BXS.com).

*Jonathan King*

Jonathan King  
Municipal Territory Manager

ACKNOWLEDGMENT AND ACCEPTANCE

By: \_\_\_\_\_  
Title

Date: \_\_\_\_\_

IN RE: REIMBURSEMENT FOR CDL TEST/LICENSE

Upon motion of Alderman Morrow and second of Alderman Dugger and upon unanimous vote taken, it was ordered that the following employees be reimbursed for CDL testing and CDL license and/or permit fees:

Employee	Description					Employee Reimbursement
David Karr	Class A CDL Test	\$300.00	CDL 5 Year License	\$55.00		\$355.00
Newt Benson	Class A CDL Test	\$300.00	CDL 5 Year License	\$55.00		\$355.00
Shelton Hawkins	Class A CDL Test	\$300.00				\$300.00
Rodney Alewine	Class A CDL Test	\$300.00	CDL 5 Year License	\$55.00	CDL Permit \$11.00	\$366.00
Vernon Howell	Class A CDL Test	\$300.00	CDL 5 Year License	\$55.00		\$355.00
Zannie Baker	Class A CDL Test	\$300.00	CDL 5 Year License	\$55.00		\$355.00
Taylor Jaudon	Class A CDL Test	\$300.00				\$300.00
Tyler Arnold	Class A CDL Test	\$300.00	CDL 5 Year License	\$55.00		\$355.00

MAY 3, 2022

**IN RE:        APPROVAL TO OBTAIN QUOTES - LOCKER UNITS**

Upon motion of Alderman Walton and second of Alderman Dugger and upon unanimous vote taken, it was ordered that Fire Chief Tim Taylor be and he is hereby authorized to obtain quotes for locker units for Fire Station 2 and Fire Station 3 and further ordered that the following specifications be and they are hereby approved relative to the locker units:

**City of Batesville, Fire Department**

**Specification for Dorm Lockers**

April 2021

Fire Station 2 & 3

- 2 sets of solid door metal lockers in units of 3.
- Size 24" X 21" X 72"
- All Welded construction
- Each locker to have 2 shelves
- Each locker to have door with lock
- The lockers shall be provided with a combination lock and master key override.
- The lockers shall be installed in existing construction.
- The color shall be as determined by the Fire Chief
- Location of Install; 454 Noseff Drive and 102 Woodland Road, Batesville MS, 38606

**IN RE:        TAKE HOME VEHICLES - FIRE DEPARTMENT**

Upon motion of Alderman Dugger and second of Alderman Walton and upon unanimous vote taken, it was ordered that the following Fire personnel be and they are hereby allowed to take a City vehicle home, not to exceed 30 miles one way: Fire Chief, Deputy Fire Chief, Training Chief/Officer, Fire Code Officer and Fire and Life Safety Officer.

**IN RE:        APPROVAL TO PURCHASE BUNKER GEAR - MS STATE CONTRACT**

Upon motion of Alderman Morrow and second of Alderman Walton and upon unanimous vote taken, it was ordered that Fire Chief Tim Taylor be and he is hereby authorized to purchase 8 bunker coats and 8 bunker pants from Sunbelt Fire for an amount of \$29,144.00 through MS State Contract #8200061201.

MAY 3, 2022

**IN RE:            APPROVAL TO OBTAIN QUOTES - RADIO EQUIPMENT AND LIGHTS FOR VEHICLES**

Upon motion of Alderman Walton and second of Alderman Land and upon unanimous vote taken, it was ordered that Fire Chief Tim Taylor be and he is hereby authorized to obtain quotes for radio equipment and lights for two (2) vehicles in the Fire Department and further ordered that the following specifications be and they are hereby approved:

City of Batesville, Fire Department  
Specifications for Communications and Warning Equipment installation.  
May 2022

Scope  
Supply all materials and labor necessary for the installation of emergency warning lighting, 2-way Radio equipment, and other miscellaneous items such as Knox box key vaults, flash lights and sirens in 2 (two) 2022 Chevrolet TAHOEs that are factory equipped with grill lamp and siren speaker wiring harnesses. All equipment supplied by the vendor shall be new and un-used.  
All work shall be professionally installed with the latest technology and methods and shall present a neat and orderly appearance.

Equipment

- 2 each.            Feniex Fusion S interior light bar (Red and White modules)
- 2 each            Feniex Fusion S surface mount lights (Red and White modules)  
                         4 in front grill  
                         2- each side (4) on running boards
- 2 each            Feniex Fusion S double surface inside behind glass above rear tire in cargo area facing the sides of the vehicle.
- 2 each            Feniex Quad under mirror (1 each side) (2)
- 2 each            Feniex Fusion S 600 rear interior bar
- 2 each            Feniex Typhon C4017 controller and siren
- 2 each            Feniex Triton 100 Watt Speaker
- 1 each            Motorola remote radio head-controller

Installation

- RADIO EQUIPMENT
1. Remove 1 Motorola APX radio base from 2013 Chevy Tahoe and install in 2022 Tahoe, with a new remote head (Head supplied by the Fire Department).
  2. Update, program and install a Motorola APX base in the place of the one removed in the 2013 Tahoe in Item #1. (Motorola APX radio supplied by the Fire Department)
  3. Remove 1 Motorola APX radio from Ford F-150; Update, program and install with remote head in 2022 Tahoe (Vendor to supply new remote head)
  4. Update, program and Install 1 Motorola APX radio in place of the one that was removed from a Ford F-150 in item #3. (Motorola APX radio supplied by the Fire Department)
  5. Install the above lighting equipment in 2-(two) 2022 Chevrolet Tahoe SUVs
  6. Install 2 rechargeable flashlights in 2-(two) 2022 Chevrolet Tahoe SUVs (Flashlights will be supplied by the Fire Department)
  7. Update any and all programming on the above radios and lighting equipment.

MAY 3, 2022

**IN RE:       SURPLUS PROPERTY - FIRE DEPARTMENT**

Upon motion of Alderman Dugger and second of Alderman Walton and upon unanimous vote taken, the following Resolution was adopted:

**RESOLUTION**

BE IT RESOLVED that the following equipment is obsolete and is not needed for municipal purposes and therefore, the equipment should be and is hereby declared to be surplus property and further ordered that said equipment, having no value, shall be disposed of as junk, described as follows, to-wit:

Item	Reason	City#
• Bunker Pants	Torn	6513
• Microwave	Broken	7060
• Bunker Pants	Damaged by fire call 21-0000677	6031
• Bunker Coat	Damaged by fire call 21-0000677	6032
• Bunker Pants	Damaged by fire call 21-0000677	6821
• Bunker Pants	Damaged by fire call 21-0000677	7036
• Bunker Pants	Damaged by fire call 21-0000677	7065
• Bunker Pants	Damaged by fire call 21-0000677	6592
• Bunker Coat	Out of Date	6032
• Bunker Coat	Damaged by fire call 21-0000677	6985
• Bunker Coat	Damaged by fire call 21-0000677	7035
• Bunker Pants	Damaged by fire call 21-0000677	6507
• Pack Tracker	Out of Service	5393
• iPhone 7	Out of Service	6656
• Recliner	Broken	5383
• Recliner	Broken	5384
• Flashlight	Broken	L-017
• Hurst Hydraulic Pump	inoperable	3709
• Portable Air condition	inoperable	#####

MAY 3, 2022

IN RE: QUOTES RECEIVED - WELL MOTOR - WALMART

The City of Batesville received the following quotes via email for a well motor for the Walmart well:

Luckett Pump & Well Service, Inc.	\$7,500.00
Hydra Service, Inc.	\$9,400.00

Upon motion of Alderman Harrison and second of Alderman Dugger and upon unanimous vote taken, it was ordered that the quote from Luckett Pump & Well Service, Inc. in the amount of \$7,500.00 be and it is hereby accepted as the lowest and best quote for a well motor for the Walmart well. A copy of said quotes are on file in the Office of the City Clerk and a copy of the accepted quote follows:

**Luckett Pump & Well Service, Inc**  
1420 Emerald Road (Dublin)  
Tutwiler, MS 38963-5213  
  
(662)624-2398      www.luckettump.com  
Fax: (662)624-2399      luckettump@gmail.com

**Estimate**

Date	Estimate #
4/7/2022	6369

Name / Address		Ship To	
City of Batesville POB 689 Batesville, MS 38606		City of Batesville Attn : David Karr, Dir. of Public Works Batesville, MS 38606	

**Due to the instability of product pricing, pricing is good for 10 days from the date of estimate.**

P.O. No.	Terms	Shipped Via	Rep	MPC # or Tax Exempt #
	Net due in 30 days	sample	BCM	
Qty	Item	Description	Rate	Total
1	Material and labor	Material and labor to rebuild one 125HP V.H.S. Motor.	7,500.00	7,500.00

**Due to the instability of product pricing, pricing is good for 10 days from the date of estimate.**  
If you accept the estimate and would like for LPW to proceed, estimate must have the PO#(if required), Signature & date and be faxed or emailed to Luckett Pump. Thank you.  
  
Signature and Date: \_\_\_\_\_

<b>Subtotal</b>	\$7,500.00
<b>Sales Tax (0.0%)</b>	\$0.00
<b>Total</b>	\$7,500.00

MAY 3, 2022

**IN RE:           EXTENSION OF CITY UTILITIES OUTSIDE THE CITY LIMITS -  
                  JAMES & ANGELA CAMPBELL - 665 MT OLIVET ROAD**

There came on for discussion the matter of a request for water services for James & Angela Campbell, located at 665 Mt. Olivet Road, outside the city limits of Batesville.

Upon recommendation of Public Works Director David Karr and upon motion of Alderman Harrison and second of Alderman Dugger and upon unanimous vote taken, it was ordered that city water services be provided to James & Angela Campbell’s property located at 665 Mt. Olivet Road, contingent upon and subject to them paying \$2,228.00 for said service in advance of such extension. A copy of the total amount owed by James & Angela Campbell, is as follows:

Phone:  
Cust PO:  
Reference: James Campbell

Terms:  
Ship Via:

Salesperson: MARK  
Valid Through: 5/11/2022

Stock Code	Description	Taxable	Quantity	Price	Extended
BACKHOE#4	Equipment on Job	N	4.00	44.00	176.00
BOREING MACHINE	BORE MACHINE FOR ROAD BORES	N	1.00	600.00	600.00
TOTAL LABOR	Total Labor on Job	N	1.00	350.00	350.00
TOTAL OF MISC. MATE	1 inch tap fee	N	1.00	850.00	850.00
TOTAL OF MISC. MATE	DEPOSIT	N	1.00	100.00	100.00
TRUCK#11	Equipment on Job	N	4.00	19.00	76.00
TRUCK#2	Equipment on Job	N	4.00	19.00	76.00

Quote for  
James and Angela Campbell  
665 Mt. Olivet Rd

SubTotal:	2,228.00
Tax:	0.00
Shipping:	0.00
Total:	2,228.00

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**IN RE:        APPROVAL TO PROVIDE SEWER SERVICE - WOODLAND ROAD  
                 AND EUREKA ROAD**

Upon recommendation of Public Works Director David Karr and upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that sewer service be providing to two (2) residences located on Eureka Road at Woodland Road.

**IN RE:        APPROVAL TO ADVERTISE - CIVIC CENTER**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that advertisement be made relative to employment opportunities at the Batesville Civic Center.

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**IN RE:        APPROVAL TO ADVERTISE FOR BIDS - CATHODIC PROTECTION  
                 DEEP WELL ANODE BED - GAS**

Upon recommendation of Public Works Director David Karr and upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the City Clerk publish an advertisement in *The Panolian*, a legal newspaper published in Batesville, Mississippi, once each week for not less than two consecutive weeks that the Mayor and Board of Aldermen will receive competitive bids by reverse auction at City Hall, 103 College Street Batesville, Mississippi for cathodic protection deep well anode bed and further ordered that the following specifications be and they are hereby approved and are on file in the Office of the City Clerk:

**TABLE OF CONTENTS  
TECHNICAL SPECIFICATIONS  
CATHODIC PROTECTION DEEP WELL ANODE BED  
FOR: CITY OF BATESVILLE, MS**

- SECTION 1 – SCOPE OF WORK
- SECTION 2 – IMPRESSED CURRENT DEEPWELL GROUNDBED CONSTRUCTION
- SECTION 3 – EROSION CONTROL
- SECTION 4 – FINAL CLEANUP

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## CATHODIC PROTECTION DEEPWELL ANODE GROUND BED

### SECTION 1 - SCOPE OF WORK:

- 1.1 GENERAL: The work to be performed under this contract shall consist of furnishing all labor, tools, equipment and materials and performing all work necessary for the complete construction specified herein. The major items of work shall consist of, but not be limited to; the installation of an impressed current deep well ground bed located at the southeast corner at the intersection of Park and Broadway Streets within the city limits of Batesville, MS. The rectifier is in place, as this installation will be replacing a conventional bed. A final report will be required and shall include detailed as-built drawings complete with a materials list, driller's earth log and resistance log of the ground bed installation. The report is to be provided to the CITY OF BATESVILLE attention Mr. Kevin Hodges 103 College Street Batesville, MS 38606 or email [gassupt@batesville.ms](mailto:gassupt@batesville.ms) or [publicworksdir@batesville.ms](mailto:publicworksdir@batesville.ms). CITY OF BATESVILLE corrosion consultant Bill Tucker 901-491-8563 and email [corrosion@bellsouth.net](mailto:corrosion@bellsouth.net) shall address technical inquiries and will be on site during installation. This project is expected to be completed by October 31, 2022.
- 1.2 STANDARDS: Any reference to a specification or designation of the American Society for Testing and Materials (ASTM), American Petroleum Institute (API), American National Standards Institute (ANSI), United States Department of Transportation (DOT), American Society of Mechanical Engineers (ASME), or other standards, codes, or orders refers to the most recent or latest specification or designation.
- 1.3 QUALITY CONTROL: The Contractor shall be responsible for providing materials which meet the requirements of the specifications contained herein. Copy of this documentation shall be supplied to the City of Batesville.  
  
The Owner reserves the right to withhold payment for any work or materials, which are not approved by the City of Batesville.
- 1.4 UNDERGROUND UTILITIES: It shall be the responsibility of the Contractor to contact all utility companies with underground utilities and to give notification of intent to excavate in the area of the project. Failure by the Contractor to notify said utility companies shall make the Contractor liable under State law for any damages incurred to underground utilities. The contractor shall be responsible for having all existing underground utilities located within the project site. The City of Batesville Public Works Department shall be notified prior to any excavation and requested to locate known City utilities. The contractor shall coordinate excavation work with other utilities as necessary to protect existing utilities. Mississippi State Law, The Underground Facilities Damage Prevention Act, requires three working days advance notification through the Mississippi One-Call System before excavating using mechanized equipment (except in the case of an emergency). The Mississippi One-Call System phone number is 1-800-227-6477. Not all utility companies are members of the Mississippi One-Call System; therefore the Contractor is advised to contact all non-member utilities as well as the One-Call System.

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- 1.5 **GAS OPERATOR QUALIFICATION TRAINING AND EVALUATING PROGRAM:** Each prospective bidder shall submit with their bids their Gas Operator Qualification Training and Evaluating Program. Thereafter the gas operator or committee(s) representing the gas operator shall review the program. This process shall be implemented to address critical issues or deficiencies in the contracting company(s) qualification process or the qualification of each covered task and the establishment of frequencies for re-qualification. The contracting company(s) shall provide an Operator Qualification Program that either equals or exceeds the gas operator's Operator Qualification Program. The contractor's Operator Qualification Program must be accepted by the gas operator prior to acceptance of any bid proposal from the contracting company. The Operator Qualification Program shall communicate the following:

- **Written Statement/Communication of Statement**
- **Covered Task List**
- **Covered Task Performance Evaluation List**
- **Operator Qualification Assessment List**
- **Employee Matrix**
- **Covered Task Employee Information Records**
- **Covered Task Evaluation Methods Identification List**

The submitted Operator Qualification Program shall communicate the following:

*Duties described to perform* (Detailed description of how a specific covered task is to be performed through policy and procedure)

*Abnormal operating conditions* (Detailed description of hazardous or unsafe conditions that may occur during the performance of the covered task)

*Re-qualifications* (Through established re-qualification frequencies, post incident and accident re-qualification, and observed poor performance)

*Communication of changes* (Changes to the program involving technology, duties, equipment, procedures, and policies that would affect the training and qualification of personnel performing a specific covered task)

**NOTE:** Contractors are under the direct jurisdiction of the Department of Transportation. The Department of Transportation shall hold the gas operator responsible for all workers on its system. This means the contractor shall be qualified prior to performance of any duties on the gas operator's pipeline facility. The Operator Qualification Final Rule establishes qualification requirements for individuals performing covered tasks. Unqualified individuals may not perform covered tasks on an operator's natural gas system. At no time shall there be un-qualified personnel performing covered tasks without a qualified representative readily accessible.

- 1.6 **DRUG-TESTING PROGRAM:** The successful bidder shall supply the Owner with his/her drug testing program for all workers who will be working on the project site. This will be kept by the Owner in the event that inspectors from the Public Service Commission visit the project site and request to view the program.
- 1.7 **MAINTENANCE OF TRAFFIC:** The Contractor will provide for maintenance of local traffic during construction operations on all public road rights-of-way with competent flag personnel, signs and other devices as directed by the Engineer. All traffic lanes shall be

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opened at night and other non-working hours. Reasonable egress and ingress for local residents shall be maintained at all times.

- 1.8 WORKMANSHIP: All work accomplished under this Contract shall be accomplished in strict accordance with all MDOT regulations, Mississippi Public Service Commission requirements and CFR 49 DOT 192 regulations.
- 1.9 PROTECTION AND REPAIR OF PROPERTY: Protection and repair of all property, including all expense, shall be the responsibility of the Contractor. The Contractor shall erect and maintain all necessary fences, barricades, lights and danger signals as necessary for the protection of the public. Buildings, trees, fences and other public properties not scheduled for demolition shall be protected during construction. Grass sod and other property damaged or destroyed shall be replaced in like kind at the expense of the Contractor.

SECTION 2 - IMPRESSED CURRENT DEEPWELL GROUNDBED CONSTRUCTION

- 2.1 DESCRIPTION: The work to be performed under this section of the contract shall consist of furnishing all labor, tools, equipment and materials and performing all work necessary for or incidental to the completion of and making ready for operating a cathodic protection system as specified herein and the applicable provisions of the following standards shall apply as if written here in their entirety:

API	American Petroleum Institute
ANSI	American National Standards Institute
ASTM	American Society of Testing and Materials
DOT	United States Department of Transportation
ASME	American Society of Mechanical Engineers
- 2.2 MATERIAL: All materials shall meet the requirements of "Part 192, Transportation of Natural Gas By Pipeline, Minimum Federal Safety Standards, Title 49 of the Code of Federal Regulations" and the following specifications:
  - 2.2.1 6- LIDA ONE, MMO Anode 1" X 60" ASSY with lengths of #8 Halar/HMWPE insulated cable from 340' to 290 ' at 10' increments.
  - 2.2.2 120'- 1" ALL VENT
  - 2.2.3 230'- 1" PVC vent pipe
  - 2.2.4 60- 50# bags LORESCO SC3 Backfill
  - 2.2.5 10- 50# bags PERMA PLUG
  - 2.2.6 20'- 8" PVC Surface casing
  - 2.2.7 1- 8" PVC cap
  - 2.2.8 12- Ventralizers
  - 2.2.9 1- Shunt box with .01-ohm wire shunt for each anode.

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2.3 INSTALLATION OF IMPRESSED CURRENT DEEPWELL ANODE GROUNDBED:

Skilled workmen experienced shall install all cathodic protection system facilities in the type of work required by these specifications. All work shall meet the requirements of the Minimum Federal Safety Standards, OSHA, Mississippi Public Service Commission and Mississippi Dept. of Transportation.

- 2.3.1 Delivery, Storage and Handling of Steel Materials: Particular care shall be taken during material loading, unloading, storing operations. The materials shall be kept off of the ground by at least 3" clearance. The stored materials that are vulnerable to moisture shall be kept dry.
- 2.3.2 Drilling Operation: Depending upon local and state regulations, subsurface water quality, drilling, and/or groundbed construction permits and/or completion reports may be required. Consult and strictly adhere to any regulations governing this type of installation.
  - 2.3.2.1 The deep ground bed bore hole diameter shall be a minimum of 8" Nominal Diameter at a depth of 320'.
  - 2.3.2.2 The use of portable drilling mud pits is required. The drilling mud and spoils shall be properly disposed of in a City or County landfill.
  - 2.3.2.3 Surface casings and any other casings necessary to maintain an open hole or to prevent contamination of aquifer zones shall be installed in accordance with local and state regulations if required.
  - 2.3.2.4 The annular space outside the surface casing shall be filled with PERMA PLUG clay material.
  - 2.3.2.5 Soil Resistivity readings shall be performed in the borehole at 5' intervals to a depth of 320' and they shall be saved and entered into the drilling log.
  - 2.3.2.6 After the desired depth of 320' has been reached, sufficient fresh water shall be circulated to clean the hole of all cuttings. All cuttings and mud which can reasonably be removed will be removed from the hole upon completion of drilling.
  - 2.3.2.7 Upon completion of drilling, a copy of the drilling log shall be provided by the Contractor to the City of Batesville.
  - 2.3.2.8 The hole will be electrically logged. Current readings will be recorded at five- foot intervals. A log copy will be provided to the City of Batesville.
  - 2.3.2.9 Anodes shall be positioned in the hole based on the results of the electric log.
  - 2.3.2.10 The first anode lowered in the hole shall be designated anode number

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one. No nick, cuts, cracks or splices will be allowed in any anode leads. All anode leads shall be checked for continuity prior to loading in the hole.

2.3.2.11 Anodes will be attached to vent pipe by ventralizers at levels determined by the electrical log.

2.3.2.12 LORESCO SC3 Backfill will then be pumped in from the bottom via stemmie pipe. Once complete, material will be allowed to settle eight hours or over night.

2.3.2.13 Sand, pea gravel or native soil may be used to fill void from top of PERMA PLUG installation to ground level.

2.3.2.14 An underground PVC Vent Cap shall be installed on the top of the surface casing. The underground vent cover shall have a minimum of 18" of soil cover. Where the 1" PVC Vent Pipe is extended through the side of the surface casing, provisions shall be made to seal the orifice. A perforated cap shall be placed on top of the PVC vent pipe where it is brought to the surface at the existing rectifier.

2.3.2.15 Contractor shall install the anode cables and vent pipe in a trench from the well hole to the existing rectifier.

### 2.3.3 Deepwell Anode Groundbed Tie in

2.3.3.1 Each anode wire will be connected to appropriate shunt in newly installed junction box.

2.3.3.2 Vent pipe will lay in anode wire trench and terminate 6' above ground at the rectifier with a 90 degree turn.

### 2.3.4 Operation Mode

2.3.4.1 The City of Batesville representative, Mr. Bill Tucker will energize and balance system.

## SECTION 3- EROSION CONTROL

3.1 GENERAL: This work shall consist of erosion control on all cut and fill operations, excavation, backfill, or other construction activities within the limits of the construction site, within any temporary or permanent easements, and within any borrow site used during the period of construction. The protection of these sites shall continue throughout the construction period.

## SECTION 4 - FINAL CLEANUP:

4.1 GENERAL: After all construction and installations are complete, the Contractor shall remove all equipment, materials and debris from the site and perform any final clean-up

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as required by the City of Batesville resulting from the Contractor's operations. The right of way shall be restored in a manner so that it will not degrade.

The right of way shall be dressed up to fill trench areas that have settled due to poor compaction. The ground surface on the right-of-way shall be smoothed down by means of a grader blade or harrow disc, to eliminate remaining ruts and/or clods of earth. All disking shall be done on contour as the last operation of clean up. The leftover backfill shall be placed over the trench and then smoothed down with a grader or harrow so that the finished work will present a neat, finished, and workmanlike appearance.

Tree debris and other waste from the clearing operations shall be disposed of in a manner that is in accordance with Local, County and State agencies.

All excess water, drilling mud, trash and excess materials will be removed and properly disposed of by the Contractor and the ground brought back to as near original state as possible.

The City of Batesville shall have final approval that all work site remediation has been completed.

**IN RE:            APPROVAL TO OBTAIN QUOTES - CONCRETE - PUBLIC WORKS SHOP**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Public Works Director David Karr be and he is hereby authorized to obtain quotes for approximately 138 yards of concrete for the Public Works Shop.

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\*Alderman Harrison recused himself from the meeting.

**IN RE:        ALLOW CLAIMS**

Upon motion of Alderman Dugger and second of Alderman Walton and upon unanimous vote taken, it was ordered by the Mayor and Board of Aldermen of the City of Batesville, Mississippi that claims numbered 29356-29975 (includes the Co-Op) be and the same are hereby approved and allowed, and shall be paid by Warrant drawn on the fund indicated.

\*Alderman Harrison returned to the meeting.

**IN OPEN SESSION**

Alderman Dugger moved that the meeting be closed to determine whether or not the Mayor and Board of Aldermen should declare an executive session. Thereafter, upon the affirmative votes of Aldermen Land, Dugger, Harrison, Morrow and Walton it was ordered that the meeting be closed in order to determine whether or not the Board should declare an executive session.

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### **IN THE CLOSED MEETING**

Mayor Ferrell announced that the meeting is closed to determine whether or not the Mayor and Board of Aldermen should declare an executive session. Present in the closed meeting were: Mayor Ferrell; Aldermen Land, Dugger, Walton, Morrow and Harrison; City Clerk Susan Berryhill; City Attorney Colmon Mitchell; Assistant City Clerk Shonnah Weaver; Chief of Police Kerry Pittman and Assistant Chief of Police George Williford.

On motion made by Alderman Harrison, seconded by Alderman Land, and unanimously carried upon the affirmative votes of Aldermen Land, Dugger, Harrison, Morrow and Walton it was ordered that the Mayor and Board of Aldermen go into executive session in order to discuss easement acquisitions; personnel matters in the Street Department, Fire Department, Police Department, Supervision and Finance; potential litigation; litigation regarding a revolving loan debt; potential purchase of real property and sale of surplus property.

### **IN OPEN MEETING**

The Mayor announced that the Mayor and Board of Aldermen will go into executive session for the purpose of discussing easement acquisitions; personnel matters in the Street Department, Fire Department, Police Department, Supervision and Finance; potential litigation; litigation regarding a revolving loan debt; potential purchase of real property and sale of surplus property and that the total vote on the motion to go into executive session was five (5) aldermen in favor and no aldermen opposed. Those present in the open meeting were Mayor Ferrell; Aldermen Land, Dugger, Walton, Morrow and Harrison; City Clerk Susan Berryhill; City Attorney Colmon Mitchell; Assistant City Clerk Shonnah Weaver; Chief of Police Kerry Pittman and Assistant Chief of Police George Williford.

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### **IN EXECUTIVE SESSION**

Mayor Ferrell announced that the Mayor and Board are in executive session. Those present in executive session were Mayor Ferrell; Aldermen Dugger, Harrison, Walton, Morrow and Land; City Clerk Susan Berryhill; City Attorney Colmon Mitchell; Assistant City Clerk Shonnah Weaver; Chief of Police Kerry Pittman and Assistant Chief of Police George Williford.

There came on for discussion of easement acquisitions relative to the gas line extension to Lehman Roberts. (Public Works Director David Karr and Assistant Public Works Director Newt Benson were present for this discussion.)

There next came on for discussion the personnel matter in Street Department. (Public Works Director David Karr and Assistant Public Works Director Newt Benson were present for this discussion.)

There next came on for discussion the personnel matter in the Fire Department. (Fire Chief Tim Taylor and Deputy Fire Chief David Tarver were present for this discussion.)

There next came on for discussion the personnel matter in the Police Department.

There next came on for discussion the personnel matter in Supervision and Finance.

There next came on for discussion the potential litigation.

There next came on for discussion the litigation regarding a revolving loan debt.

There next came on for discussion the potential purchase of real property. (Alderman Stan Harrison recused himself from this part of discussion.) (Public Works Director David Karr and Assistant Public Works Director Newt Benson were present for this discussion.)

There next came on for discussion the sale of surplus property. (Public Works Director David Karr and Assistant Public Works Director Newt Benson were present for this discussion.)

The executive session was concluded and the Mayor and Board went into open meeting.

### **IN OPEN MEETING**

The Mayor announced that the Mayor and Board are now in open meeting. Those present were Mayor Ferrell; Aldermen Land, Dugger, Walton, Morrow and Harrison; City Clerk Susan Berryhill; City Attorney Colmon Mitchell; Assistant City Clerk Shonnah Weaver; Chief of Police Kerry Pittman and Assistant Chief of Police George Williford.

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**IN RE:           APPROVAL TO OFFER EMPLOYMENT - STREET DEPARTMENT**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Kenya Bobo be and she is hereby offered full-time employment in the Street Department at a rate of \$13.50 per hour, due to her having a Class A CDL permit, contingent upon her accepting the offer and undergoing a medical exam and a drug and alcohol test and being free of drugs and cleared for employment pursuant thereto, and that said offer of employment expires on May 16, 2022, at midnight if not accepted.

**IN RE:           APPROVAL TO OFFER EMPLOYMENT - STREET DEPARTMENT**

Upon motion of Alderman Morrow and second of Alderman Land and upon unanimous vote taken, it was ordered that Charlie Armstrong be and he is hereby offered full-time employment in the Street Department at a rate of \$11.00 per hour, contingent upon him accepting the offer and undergoing a medical exam and a drug and alcohol test and being free of drugs and cleared for employment pursuant thereto, and that said offer of employment expires on May 16, 2022, at midnight if not accepted.

**IN RE:           APPROVAL TO OFFER EMPLOYMENT - STREET DEPARTMENT**

Upon motion of Alderman Morrow and second of Alderman Land and upon unanimous vote taken, it was ordered that Tyrone Casey be and he is hereby offered full-time employment in the Street Department at a rate of \$11.00 per hour, contingent upon him accepting the offer and undergoing a medical exam and a drug and alcohol test and being free of drugs and cleared for employment pursuant thereto, and that said offer of employment expires on May 16, 2022, at midnight if not accepted.

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**IN RE:           APPROVAL TO OFFER EMPLOYMENT - STREET DEPARTMENT**

Upon motion of Alderman Morrow and second of Alderman Land and upon unanimous vote taken, it was ordered that Brandon Taylor be and he is hereby offered full-time employment in the Street Department at a rate of \$11.00 per hour, contingent upon him accepting the offer and undergoing a medical exam and a drug and alcohol test and being free of drugs and cleared for employment pursuant thereto, and that said offer of employment expires on May 16, 2022, at midnight if not accepted.

**IN RE:           APPROVAL TO OFFER EMPLOYMENT - STREET DEPARTMENT**

Upon motion of Alderman Morrow and second of Alderman Land and upon unanimous vote taken, it was ordered that Cedric Perry be and he is hereby offered full-time employment in the Street Department at a rate of \$11.00 per hour, contingent upon him accepting the offer and undergoing a medical exam and a drug and alcohol test and being free of drugs and cleared for employment pursuant thereto, and that said offer of employment expires on May 16, 2022, at midnight if not accepted.

**IN RE:           APPROVAL TO OFFER EMPLOYMENT - FIRE DEPARTMENT**

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous vote taken, it was ordered that Cameron LaCook be and he is hereby offered full-time employment in the Fire Department at a rate of \$13.60 per hour, contingent upon him accepting the offer and undergoing a medical exam and a drug and alcohol test and being free of drugs and cleared for employment pursuant thereto, and that said offer of employment expires on May 16, 2022, at midnight if not accepted.

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**IN RE:        APPROVAL TO OFFER EMPLOYMENT - FIRE DEPARTMENT**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that Dennis Blake Pearson be and he is hereby offered full-time employment in the Fire Department at a rate of \$12.91 per hour, contingent upon him accepting the offer and undergoing a medical exam and a drug and alcohol test and being free of drugs and cleared for employment pursuant thereto, and that said offer of employment expires on May 16, 2022, at midnight if not accepted.

**IN RE:        APPROVAL FOR PROMOTION - POLICE DEPARTMENT**

Upon recommendation of Chief of Police Kerry Pittman and upon motion of Alderman Dugger and second of Alderman Harrison and upon unanimous vote taken, it was ordered that Andrew Geeslin be and he is hereby promoted to Sergeant with a salary increase of \$2.00 per hour, effective May 5, 2022.

**IN RE:        APPROVAL TO OFFER EMPLOYMENT - SUPERVISION AND FINANCE**

Upon motion of Alderman Morrow and second of Alderman Land and upon unanimous vote taken, it was ordered that Anna Katherine Baker be and she is hereby offered part-time employment in Supervision and Finance at a rate of \$10.00 per hour, contingent upon her accepting the offer and undergoing a medical exam and a drug and alcohol test and being free of drugs and cleared for employment pursuant thereto, and that said offer of employment expires on May 16, 2022, at midnight if not accepted.

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**IN RE: DELINQUENT REVOLVING LOAN DEBT - ORDER APPROVED**

The delinquent debtor on the revolving loan will be allowed to sign a Forbearance Agreement [prepared by the City attorney] in favor of the City relative to the delinquent debt and upon debtor doing so and performing the Agreement the City will allow him opportunity to repay the debt without the City filing Litigation during the forbearance period or until debtor defaults in performance of the Agreement. The form and content of the Agreement must be approved by the Mayor and Board of Aldermen.

**IN RE: POTENTIAL LITIGATION - MID-SOUTH BORING & PIPING**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, the following Order was adopted:

**ORDER**

Mid-South Boring and Piping has submitted a claim against the City for \$22,515.00. This claim represents work done by the claimant that was in addition to the work the claimant did pursuant to their quote that was accepted by the City on a gas pipe project. The claimant's letter to the City dated March 23, 2022, states, among other things, that it intends to litigate its claim if the City fails to pay it. The Mayor and Board of Alderman find that the claim is legitimate, lawful, and bona-fide and is not exempt from liability pursuant to Miss. Code Ann. Section 11-46-9 or pursuant to any other legal defense and that Miss. Code Ann. Section 21-1-47(2) authorized the City to settle this claim and pay same. Accordingly it is ordered that it is in the best interest of the City, and the Mayor and Board of Aldermen do hereby order, that the claim be paid in order to settle the matter and avoid that cost and expense of litigation.

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**IN RE: ACQUISITION OF REAL PROPERTY**

Upon motion of Alderman Morrow and second of Alderman Land and upon unanimous vote taken, it was ordered that the Mayor be and he is hereby authorized to sign the Letter of Intent relative to the purchase of real property.

**IN RE: COMMERCIAL DRIVERS LICENSE**

Upon recommendation of Public Works Director David Karr and upon motion of Alderman Walton and second of Alderman Morrow and upon unanimous vote taken, it was ordered that a salary increase of \$2.00 per hour be granted to the following seven (7) employees that participated in the Commercial Drivers License testing and received their Commercial Drivers License: Newt Benson, Shelton Hawkins, Rodney Alewine, Vernon Howell, Zannie Baker, Taylor Jaudon and Tyler Arnold.

**NOTE:** No action was taken on the easement acquisitions relative to the gas line extension for Lehman Roberts nor the sale of surplus property.

**OTHER MATTERS COMING BEFORE THE MAYOR AND BOARD FOR DISCUSSION**

1. Chief Building Official Andy Berryhill provided copies of the monthly inspection list and the complaint list for April 2022 as well as the Planning Commission meeting minutes for April 25, 2022, to the Mayor and Board of Aldermen.
2. Parks and Recreation Director Heath Fullilove provided updates on various projects.
3. Civic Center Director Roy Hyde provided updates on events and various projects at the Civic Center.

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Upon motion duly made and seconded, the meeting was adjourned to reconvene at 2:00 o'clock p.m., Tuesday, May 17<sup>th</sup>, 2022, at the City Hall at 103 College Street, Batesville, Mississippi.

In accordance with Section 25-41-7, Mississippi Code of 1972, as amended, a notice of said regular meeting has been posted in the City Hall and a copy of said notice follows these minutes.

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Mayor

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Clerk of the Mayor and Board of Aldermen  
of the City of Batesville, Mississippi

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**NOTICE OF PLACE, DATE, HOUR AND SUBJECT MATTER**  
**OF A REGULAR MEETING OF THE MAYOR AND**  
**BOARD OF ALDERMEN OF THE CITY OF BATESVILLE, MISSISSIPPI**

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The regular meeting of the Mayor and Board of Aldermen of the City of Batesville, Mississippi, shall be held on the following subject matter at the following place, date, and hour, to-wit:

Place: City Hall, 103 College Street, Batesville, MS 38606

Date: On the 17<sup>th</sup> day of May, 2022

Hour: 2:00 p.m.

Subject Matter: To transact any and all business that may be transacted at the regular meeting of the Mayor and Board of Aldermen on the first and third Tuesdays of each month.

The meeting may be conducted through teleconference or video means. Participation is available to the general public at said location.