

REGULAR MEETING**OCTOBER 18, 2022**

Be It Remembered that a Regular Meeting of the Mayor and Board of Aldermen of the City of Batesville was held on the third Tuesday afternoon of October, being the 18th day of October 2022, at 2:00 p.m., when and where were present the following, to-wit:

Mayor Hal Ferrell; Aldermen Stan Harrison, Dennis Land, Bill Dugger, Teddy Morrow and Bobby Walton. Also present were: City Clerk Susan Berryhill; City Attorney Colmon Mitchell; Chief Police Kerry Pittman; Assistant Chief of Police George Williford; 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; Assistant City Clerk Shonnah Weaver and Jeremy Weldon of The Panolian.

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

IN RE: APPROVAL OF AGENDA

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, the agenda of October 18, 2022, was approved with the addition of discussing lighting at the Civic Center.

CITY OF BATESVILLE BOARD MEETING

OCTOBER 18, 2022
2:00 P.M. | CITY HALL

AGENDA

CALL TO ORDER: Mayor Hal Ferrell

INVOCATION: Jeremy Weldon

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 – October 4, 2022

CONSENT AGENDA

- 1. Approval for City Officials and personnel to attend the Mississippi Economic Council 21st Annual Hobnob Mississippi 2022 October 27, 2022, in Jackson, Mississippi with expenses covered by the City. Reimburse travel expenses if necessary.
- 2. Approval for **David Karr** to attend the Damage Prevention Summit November 2-4, 2022, in Biloxi, Mississippi. Late registration: \$349.00 plus lodging and per diem for meals. Reimburse travel expenses if necessary.
- 3. Approval for **James Snyder** to attend the Mississippi Building Officials Association Mid-Winter Conference November 30-December 2, 2022, in Natchez, Mississippi. Registration: \$200.00 plus lodging and per diem for meals. Reimburse travel expenses if necessary.

PAY REQUEST AGENDA

- 1. Approval of payment of Invoice No. 21W10460-2 in the amount of \$9,550.00 to be made to Garver, LLC in connection with the Wastewater Treatment Plant Expansion Study. (Board approved April 5, 2022)
- 2. Approval of Pay Application #4 in the amount of \$147,866.81 to be made to Brocato Construction Co., Inc. in connection with the Sanitary Sewer & Forcemain Improvements Project.
- 3. Approval of Pay Application No. 8 in the amount of \$59,246.75 to be made to Russell Contracting, LLC in connection with the Public Works shop.

HUMAN RESOURCES

1. Approval to accept the retirement of Larry “Bubba” Fennell, effective December 15, 2022.
2. Approval to accept the resignation John Gregory of the Police Department, effective October 13, 2022.
3. Approval to accept the resignation of part-time employee Emma Bainer, effective October 4, 2022.

VISITORS

1. Edna Richardson
2. Shalonda Ford
3. Deloris Fields
4. Mary Murphy
5. Layla Gibson

PERMANENT VISITORS

- Panola Partnership
- North Delta Planning and Development
- Mendrop Engineering Resources
- 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

REPORT OF DEPARTMENT HEADS

- **CHIEF BUILDING OFFICIAL – ANDY BERRYHILL**

1. License Commission Meeting Minutes – October 11, 2022
2. Small Cell Nodes
3. Approval to increase monthly amount - Planning/License Commission

- **CHIEF OF POLICE – KERRY PITTMAN**

1. Approval to purchase ammunition – MS State Contract
2. Approval to adopt the Internship Program policy
3. Monthly report

- **CITY ATTORNEY – COLMON MITCHELL**

1. Possible amendment to August 16, 2022, Minutes

- **CITY CLERK – SUSAN BERRYHILL**

1. Approval to accept the Municipal Compliance Questionnaire
2. Acknowledge Certificate of Attendance – Allison Payne
3. Panola County Humane Society agreement
4. Approval to adopt amended budget
5. Re-establish cash drawers

- **FIRE CHIEF – TIM TAYLOR**

1. Approval to purchase portable light tower
2. Executive Session – personnel matter

- **PUBLIC WORKS DIRECTOR – DAVID KARR**

1. Request for water and gas service outside the city limits – Larry Cole, Jr at
2. Request for water service outside the city limits – Chad Tidwell at 3700 Mt Olivet Road

OTHER MATTERS BY MAYOR OR ALDERMAN:

MATTERS UNDER ADVISEMENT:

EXECUTIVE SESSION

1. Kerry Pittman – request to hire
2. David Karr – request to hire (Civic Center)
3. Tim Taylor – personnel matter

ADJOURNMENT

IN RE: APPROVAL OF MINUTES

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, the minutes of the October 4, 2022, regular meeting, were approved.

IN RE: SIGNATURE SHEET FOR MEETING OF OCTOBER 18, 2022

<u>Board Meeting</u>	
<u>October 18, 2022</u>	
<u>Signature Sheet</u>	
<u>PLEASE PRINT NAME CLEARLY</u>	
<u>George Williford</u>	
Please print name clearly	
<u>Desmond Sibert</u>	
Please print name clearly	
<u>Jim Whisen</u>	
Please print name clearly	
<u>David Kan</u>	
Please print name clearly	
<u>Nat Benson</u>	
Please print name clearly	
<u>Kerry Pittman</u>	
Please print name clearly	
<u>David Taylor</u>	
Please print name clearly	
<u>Tim Taylor</u>	
Please print name clearly	
<u>Andy Berryhill</u>	
Please print name clearly	
<u>Edna Richardson</u>	
Please print name clearly	
<u>Robert Richardson</u>	
Please print name clearly	
<u>Regina Druetta</u>	
Please print name clearly	
<u>Gloria Tucker</u>	
Please print name clearly	
<u>Joe Azar</u>	
Please print name clearly	
<u>Chris Smith</u>	
Please print name clearly	

IN RE: APPROVAL OF CONSENT AGENDA

Upon motion of Alderman Harrison and second 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 City Officials and personnel to attend the Mississippi Economic Council 21st Annual Hobnob Mississippi 2022 October 27, 2022, in Jackson, Mississippi with expenses covered by the City. Reimburse travel expenses if necessary.
2. Approval for **David Karr** to attend the Damage Prevention Summit November 2-4, 2022, in Biloxi, Mississippi. Late registration: \$349.00 plus lodging and per diem for meals. Reimburse travel expenses if necessary.
3. Approval for **James Snyder** to attend the Mississippi Building Officials Association Mid-Winter Conference November 30-December 2, 2022, in Natchez, Mississippi. Registration: \$200.00 plus lodging and per diem for meals. 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 of payment of Invoice No. 21W10460-2 in the amount of \$9,550.00 to be made to Garver, LLC in connection with the Wastewater Treatment Plant Expansion Study. (Board approved April 5, 2022)
2. Approval of Pay Application #4 in the amount of \$147,866.81 to be made to Brocato Construction Co., Inc. in connection with the Sanitary Sewer & Forcemain Improvements Project.
3. Approval of Pay Application No. 8 in the amount of \$59,246.75 to be made to Russell Contracting, LLC in connection with the Public Works shop.

IN RE: APPROVAL OF HUMAN RESOURCES 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 Human Resources agenda be and they are hereby approved:

1. Approval to accept the retirement of Larry “Bubba” Fennell, effective December 15, 2022.
2. Approval to accept the resignation John Gregory of the Police Department, effective October 13, 2022.
3. Approval to accept the resignation of part-time employee Emma Bainer, effective October 4, 2022.

IN RE: EDNA RICHARDSON – 205 DRAPER STREET

The Mayor recognized Edna Richardson of 205 Draper Street who appeared before the Mayor and Board of Aldermen requesting assistance with loud noise, speeding, fighting and littering on her street. She also requested having neighborhood watch signs, no littering signs as well as a camera placed on her street.

Upon motion of Alderman Morrow and second of Alderman Walton and upon unanimous vote taken, it was ordered that speed bumps be placed on King Street, Deaton Street and Draper Street.

IN RE: CONTRIBUTION TO PANOLA PARTNERSHIP

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

RESOLUTION

WHEREAS, Mississippi House Bill No. 1837 of the 1997 Legislative Session, as amended by Mississippi House Bill 1587 of the 2016 Regular Legislative Session, authorizes the City of Batesville, Mississippi [“City”], to levy and collect the tax specified therein for the purpose of providing funds for the promotion of tourism, economic development, and industry in the City and the surrounding area, and authorizes the City to expend said funds for the purpose of carrying out programs and activities designed to attract visitors, tourists, and industry in order to promote and enhance the tourism, industry, and economic development of the City and the surrounding area; and

WHEREAS, Section(s) 21-19-44 and 21-19-44.1 of the Mississippi Code of 1972, as amended, authorizes municipal governing authorities of municipalities to appropriate, contribute, and donate to, or expend budgeted funds for, local economic development organizations; and

WHEREAS, Panola Partnership, Inc. is a Mississippi non-profit corporation organized and existing under and by virtue of the laws of the State of Mississippi for the purpose of promoting economic development, commerce, trade, business, education, and industry in Panola County, Mississippi; and

WHEREAS, the Mayor and Board of Aldermen do hereby find and determine that Panola Partnership, Inc. is an organization to which the City may appropriate, contribute, and donate to, or expend budgeted funds for, pursuant to the authority of Section(s) 21-19-44 and 21-19-44.1 of the Mississippi Code of 1972 as amended; and

WHEREAS, the Mayor and Board of Aldermen do hereby find and determine that monies contributed to Panola Partnership, Inc. pursuant to Section(s) 21-19-44 and 21-19-44.1 are used for the purpose of carrying out programs and activities designed to attract visitors, tourists, and industry in order to promote and enhance the tourism, industry, and economic development of the City and the surrounding area; and

WHEREAS, the Mayor and Board of Aldermen do hereby find and determine that the City is authorized by Section(s) 21-19-44 and 21-19-44.1 and Mississippi House Bill

No. 1837 of the 1997 Legislative Session, as amended by Mississippi House Bill 1587 of the 2016 Regular Legislative Session, to contribute funds received from the tax authorized by said House Bill to Panola Partnership, Inc. for the purposes set forth above.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Batesville, Mississippi, as follows:

1.

That the recitations set forth above are true and correct.

2.

That the City of Batesville shall set aside and appropriate from the City's tourism and industry promotion tax fund and expend and contribute such funds to the Panola Partnership, Inc. in the amount of \$5,000.00, and the City Clerk is authorized to do so.

RESOLVED, this the 18th day of October, 2022.

IN RE: SMALL CELL NODES

Chief Building Official Andy Berryhill provided locations where C-Spire is requesting placing small cell nodes.

Upon motion of Alderman Harrison and second of Alderman Dugger and upon unanimous vote taken, it was ordered that the above request be and it is hereby taken under advisement.

**IN RE: APPROVAL OF MONTHLY COMPENSATION INCREASE –
PLANNING/LICENSE COMMISSION**

Upon recommendation of Chief Building Official Andy Berryhill and upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the monthly compensation amount be increased from \$50.00 per month to \$75.00 per month, effective October 1, 2022.

IN RE: **APPROVAL TO PURCHASE AMMUNITION – MS STATE CONTRACT**

Upon motion of Alderman Dugger and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Chief of Police Kerry Pittman be and he is hereby authorized to purchase ammunition from Precision Delta Corporation in the amount of \$8,645.53through MS State Contract #8200062305.



STATE OF MISSISSIPPI

VENDOR INFORMATION	CONTRACT INFORMATION
Vendor Number : 3100019905	Contract Number : 8200062305
Vendor : PRECISION DELTA CORP PO BOX 128 RULEVILLE MS 38771	Agency Contract Identifier : 1130-22-C-SWCT-00206
Contact Name : PRECISION DELTA CORP PRECISION DELTA CORP	Contract Type : Statewide Contract
Tel Number :	Contract Description : N/A
Fax Number :	Contract Valid Dates : 06/01/2022 - 05/31/2023
Email : precdelta@tecinfo.com	Total Value : N/A
	Distributors : None
	Delivery Days : 0

SHIPPING ADDRESS	BUYER INFORMATION
	Contact Person : CHRISTOPHER STATHAM
	Telephone : (662) 549-2925
	Fax :
	E-mail :
	CHRISTOPHER.STATHAM@DFA.MS.GOV

Supplier Text :
MAGIC users must use Price List to order products and view/compare prices.

Notice to Vendor :
Ammunition Precision Delta State of Mississippi Statewide Contract

Item	Qty	Unit	Price Per Unit	Description	Delivery / Required Date
		Retention	Product Number/ Supplier Product	Discount	Amount
# 1	N/A		\$ 0.00	Ammunition	-
		0.00 %		0.00	N/A
# 2	N/A		\$ 0.00	Ammunition, Reloaded	-
		0.00 %		0.00	N/A

PRECISION DELTA CORPORATION

205 W Floyce St
PO Box 128
Ruleville, MS 38771

QUOTE

Date	Quote #
9/22/2022	200999

Name / Address
CITY OF BATESVILLE ACCOUNTS PAYABLE PO BOX 689 BATESVILLE, MS 38606

Ship To
BATESVILLE POLICE DEPT Ruby Myers 662-934-1802 106 COLLEGE ST BATESVILLE, MS 38606

					Rep
					L.E.
Item	Manufacture	Description	Qty	Rate	Total
Q4170 - Case	Winchester	45 Auto 230gr. FMJ 500 rd/case	20	152.60	3,052.00
Q3131K / Q3131K - ...	Winchester	5.56mm 55 grain FMJ 1000 rds/case	6	414.61	2,487.66
RA223BSTAY-Case	Winchester	.223 Rem 55gr. Ranger SBST 1,000 round case	1	904.18	904.18
USA9MMI - Case	Winchester	9 MM 147 gr. Truncated FMJ 500 rd/case	10	127.58	1,275.80
RA12RS15 - Case	Winchester	12 GA 2 3/4" Rifled Slug Ranger Low Recoil 250 rd/case	4	156.86	627.44
RA308B - Case	Winchester	308 Win 168 gr Ranger Bonded JHP 200 rds/case CONTRACT # FOR MS 8200062305	1	298.45	298.45
			Total		\$8,645.53
Phone #		Fax #			
662-756-2810		662-756-2590			

IN RE: APPROVAL TO ADOPT POLICY – INTERNSHIP PROGRAM

Upon recommendation of Chief of Police Kerry Pittman and upon motion of Alderman Land and second of Alderman Dugger and upon unanimous vote taken, it was ordered that the standard policies and procedures – Internship Program in the Batesville Police Department be and it is hereby adopted. A copy of said policy follows:

BATESVILLE POLICE DEPARTMENT	
Standard	
Policies and Procedures	
Subject: Internship Program	Policy Number: 6.15
Issue Date:	Revision Date: N/A
Approval Authority	
Title and Signature: Chief Kerry Pittman	

POLICY
The Batesville Police Department College Internship Program introduces students to aspects of law enforcement that enhances students' understanding of the criminal justice system. It was established for students of Criminal Justice or related degree program through an internship with the Batesville Police Department for the criteria of meeting the standards of the Criminal Justice class with 200 hours of required work for one semester. The number of intern hours may vary depending on the Criminal Justice program. The internship program increases citizen involvement in law enforcement by their participation in police activities through routinely assisting with law enforcement activities. The Internship program allows students to think about the transition from school to practice and to develop insights into the law enforcement profession that are rarely available in a conventional classroom setting. It also broadens and enhances public service and garners citizen support and understanding of the police function through citizen involvement.

PURPOSE
Interns will work alongside department personnel in a wide spectrum of assignments throughout the Batesville Police Department. Interns will be exposed to effective problem-solving and partnership-building skills as well as gaining a better understanding of day-to-day operations of the law enforcement profession. In addition, students are introduced to the various career opportunities that await them should they decide to choose law enforcement as a career. The intern is assigned to work a pre-determined amount of hours by the school, and it is the responsibility of the intern to complete those hours assigned.

Definitions
Intern- shall mean any person appointed in a capacity of an intern for the purposes of completing all the selection and training requirements established by the University/College sponsoring the internship and the City of Batesville Police Department's Policy and Procedures. The intern will be under the direct control and supervision of a law enforcement officer, or designated employee at all times.

Employment Standards - applicants must meet the following guidelines to be approved as an intern.

They must be at least eighteen (18) years of age; be a high school graduate (or obtain a General Educational Development (GED) Diploma); be a United States citizen; be of good physical and mental condition, capable of performing the duties, under conditions inherent to the profession, and be of good moral character as evidenced among other things by having neither a conviction, a plea of guilty, a plea of nolo contendere, probation, pretrial diversion or the payment of any fine for a felony or a misdemeanor involving moral turpitude. If the applicant has been in the U.S. military, then the applicant must have received an honorable discharge from the military and provide written evidence thereof to the Batesville Police Department. Fitness for service as it relates to moral character must be verified by an appropriate background investigation. Under the requirements for most college/universities, the intern must possess a minimum cumulative GPA of 2.0.

Requests for appointment must be made to the Chief of Police through the use of the Police Department's employee application with the notation that the application is for an intern. Potential interns will be considered for appointment only after the same hiring criteria as full-time sworn officers has been met. This includes the successful completion of all background investigations, and interviews. The Chief of Police has final determination on appointment of interns. All interns must be approved by the City of Batesville Board of Alderman.

Intern training curriculum

hours on day shift/ 50 hours on night shift

Hours on patrol will be
8a-6p day shift Hours
on patrol will be 6p-
midnight during the
week for night shift, up
till 2a on Friday nights
and Saturday nights

Police Knowledge

Hours

Patrol Operations that includes:

100

Law enforcement Officer Rights
Police Image
Crime and its Prevention
Stop and Approach
Civil Liability and Use of Force
Incident Reporting and Documentation
Cultural Awareness and Human Relations
Handling the Mentally Ill
Basic Investigative Matters
Traffic Enforcement
Rule of the Road
DUI Law, Detection and Field Sobriety
Accident Investigation

RESTRICTED COMMUNICATIONS CENTER DATA

This data is proprietary and shall not be duplicated, disclosed, or discussed without the written permission of this agency. Data subject to this restriction is contained throughout this publication

Traffic Control and Checkpoints
Radar
Evidence, Arrest, Search and Seizure
Mississippi Criminal Statutes
City of Batesville Ordinances
Juvenile Law and Procedures

<u>Knowledge</u>	<u>Hours</u>	<u>Specialized Police</u>
	35	
Dispatch Room	10	
Radio Communications/Dispatch		
Courtroom	5	
Courtroom Procedures and Techniques		
Investigations	8	
Basic Criminal Investigation		
Crime Scene Process		
Interviews		
Warrant Service	5	
Service Process and Warrants		
Batesville City Ordinances	5	
Patrol-Based Ordinance Investigations		

Batesville Training Division	2
Training Director	
Accreditation Manager	
Officer Training	

Internship supervisor will have the authorization to amend the hours interns are allowed to work pending request by intern to the Internship supervisor.

Rules of Conduct and Disciplinary Procedures

Interns shall maintain the same standards of conduct as any employee. These requirements are set forth in the City of Batesville Employee Handbook and the Batesville Police Department's Policy and Procedure Manual. Failure to comply with the Department's policies and procedures will result in possible removal from the intern program. To accomplish this goal and to ensure the safety of the intern as well as integrity of the program, the following rules and regulations will be followed:

- The appropriate dress for interns/volunteers is business casual. If you are an intern, khaki pants or business casual with a short or long sleeve polo shirt that has "intern" printed on the right breast. The polo shirt will be purchased by the intern and can order as many shirts as they need, but it must be clean and presentable upon coming to work in. The shirts will be tucked in, in a professional manner. The shirts will be the individual interns when the internship is completed. Dresses and skirts are not appropriate for interns.

- It is the responsibility of the intern to sign in and out during their time at the Police Department, as well as get the supervisor on duty to sign off on the training hours they receive the day they do the training.
- The intern shall use the front door when reporting to work and check in as any other civilians. They will not receive any codes to the doors for security purposes.
- The intern will be issued an identification card that will be worn visibly at all times. The identification will be turned in at the completion of the internship.
- The intern shall report to the supervisor of the unit in which they are assigned for that day.
- The intern shall work the assigned duty and remain at that duty until reassigned by a supervisor.
- Everything heard, seen, read, or any information gained by the intern in any other manner while at the Police Department shall remain at the police department and confidential. If it is found out that anything was talked about, posted or anything else, this will result in immediate dismissal from the program.
- The intern is not to discuss any departmental information outside police department personnel.
- The intern shall not represent themselves as a police officer in any manner that would cause someone to believe that they are a police officer.
- While assigned to patrol the intern shall remain in the car at all times unless otherwise directed by the officer they are assigned to.
- While assigned to patrol the intern shall ride on patrol during the hours of 8a-6p for day shift, and 6-10p for night shift during the week, or 6p-1a on Friday and Saturday nights. The intern is allowed to work past 1a only if the officer is tied up on a call and cannot take the intern back to the office. Under no circumstance can an intern do more than 8 hours in a 24-hour time frame.
- Any written class reports shall be reviewed by the intern supervisor or the supervisor's designee before the assignment is turned in.
- The intern will be responsible for being respectful, neat and clean, other such appropriate manners as dictates in a professional environment, and as our department policy dictates on conduct for full time employee. This applies to interns conduct both while at work and not at work. Violation of this can terminate the internship for the student.
- Interns are prohibited from removing any report or materials from the Batesville Police Department without the approval of the shift/unit supervisor. Nor shall they remove any materials, documents, pictures or the like from any office or entity which reflects the Batesville Police Department without prior approval.
- Intern safety is a priority while in a patrol vehicle. In the case of a hazardous situation that could result in injury or death to the intern, the officer will place the intern in a relatively safe location prior to the officer responding to the call for service. Such hazardous call examples: shots fired, high-speed pursuit, etc.

RESTRICTED COMMUNICATIONS CENTER DATA

This data is proprietary and shall not be duplicated, disclosed, or discussed without the written permission of this agency. Data subject to this restriction is contained throughout this publication

- The intern will be evaluated at the conclusion of the internship for the semester. This evaluation will be made available to the intern and the school affiliation for grade assignment. The evaluation will be completed by the internship coordinator.

Date:

Kerry Pittman
Chief of Police

**IN RE: APPROVAL TO AMEND ORDER OF MINUTES – EROSION
CONTROL AT INDIAN MOUNDS**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered to amend the order adopted on August 16, 2022, by deleting “that the City will pay up to \$100,000.00 for a feasibility study in connection with the Corps of Engineers in regard to the erosion control at the Indian Mounds,” and replacing that language with “that after the Corps of Engineers pays the first \$100,000.00 of the costs for a feasibility study in connection with the Corps of Engineers in regard to the erosion control at the Indian Mounds then the City will consider whether or not it will pay costs for such study in excess of that \$100,000.00 spent by the Corps of Engineers.”

IN RE: MOTOROLA AGREEMENT – POLICE DEPARTMENT

Upon motion of Alderman Dugger and second of Alderman Morrow and upon unanimous vote taken, the Mayor and Board of Aldermen acknowledged confirmation of approval by City Attorney Colmon Mitchell in regard to the Motorola Agreement with the Standard Contract Addendum being attached.

IN RE: APPROVAL FOR MAYOR TO SIGN AMENDED AND RESTATED ALLIANCE AGREEMENT

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the following amended and restated alliance agreement be and it is hereby approved with the changes and further ordered that the Mayor be and he is hereby authorized to sign said agreement:

AMENDED AND RESTATED ALLIANCE AGREEMENT

This Amended and Restated Alliance Agreement is made and entered on the last date of execution by and among THE CITY OF BATESVILLE, MISSISSIPPI, PANOLA COUNTY, MISSISSIPPI, and NORTHWEST MISSISSIPPI COMMUNITY COLLEGE, local government units as defined by Section 57-64-7, Mississippi Code (1972 as amended), collectively, (the "Parties" or "local government units").

WHEREAS, effective as of August 8, 2019, the Parties entered into a Alliance Agreement (the "Original Alliance Agreement") wherein the Parties, recognizing a need to provide a qualified and trained workforce to the manufacturing industry in Panola County and the Northwest Community College District; and, undertook the acquiring, constructing, developing, and operating of a state of the art workforce development center (the "Facility") at the crossroads of I-55 and Highway 6 in Batesville, Mississippi (the "Project Site"), collectively (the "Project");

WHEREAS, the Parties agreed, pursuant to the Memorandum of Understanding entered into by the Parties, to the construction and rehabilitation budget of \$14.1 million for the Project;

WHEREAS, since the Original Alliance Agreement, the costs of the Project have increased;

WHEREAS, the Parties have identified a need to amend and restate the Original Alliance Agreement to provide for the availability to pursue additional funding to finance the continued construction and rehabilitation of the Facility as the budget of \$14.1 million is not sufficient to complete the Project as desired by the Parties;

WHEREAS, Economic Development Administration ("EDA") has committed to contribute to the Project and in connection with this grant, property must be held in trust for the useful life of the project pursuant to 13 C.F.R. § 314;

NOW, THEREFORE, the Parties desire to enter into this Amended and Restated Alliance Agreement in order amend, restate and/or add the following provisions. This Amended and Restated Alliance Agreement is not intended to release any party from the obligations stated in the Original Alliance Agreement, but is intended only to amend, restate or add certain provisions to that Agreement:

1. **PARTIES/NAME:** The alliance formed under the terms of this agreement shall be between the local government units, the City of Batesville, Mississippi (the "City"), Panola County, Mississippi (the "County"), and Northwest Mississippi Community College (the "College") and its legal name shall be "The Batesville/Panola County Training and Development Alliance," hereinafter (the "Alliance"). Members of the Alliance currently include the City of Batesville, Mississippi, Panola County, Mississippi, and Northwest Mississippi Community College.

2. **DURATION:** This Alliance shall remain in effect until such time that there is no debt outstanding and one of the local government units decides to opt out of the Alliance or as otherwise provided herein.

3. **PURPOSES:** The purposes of this Alliance include all purposes authorized for such alliances by Section 57-64-1 et seq., *Mississippi Code* (1972 as amended). Without limiting the generality of the foregoing, the Parties recognize a need to provide a qualified and trained workforce to the manufacturing industry in Panola County and the Northwest Community College District and as such, plan to undertake the acquiring, constructing, developing, and

operating of a state of the art workforce development center (the "Facility") at the crossroads of I-55 and Highway 6 in Batesville, Mississippi (the "Project Site"), collectively (the "Project").

4. **PROJECT:** Without any intent of limiting any future projects or otherwise, it is the intent of this Alliance to proceed with the development of the Project, named "The Concourse", which will be a new industry-driven workforce training center in Batesville transforming an outdated 140,000 square foot factory outlet mall at the corner of I-55 and Highway 6 into a training resource for North Mississippi. The County will acquire and renovate the factory outlet mall located at the Project Site in order to convert the premises into a workforce development center. The College will lease, equip and operate the Facility to provide job skills and workforce training for the citizens and students of Northwest Mississippi Community College District and the citizens of Batesville and Panola County, Mississippi. The City will issue bonds in order to provide a portion of the financing and in-kind services to the Project as may be required to bring the Project to fruition and maintain the Project. See Memorandum of Understanding entered into by the Parties dated March 27, 2019, attached hereto as Exhibit A and incorporated herein by reference. In the event of a conflict between the Memorandum of Understanding and this Amended and Restated Agreement, the terms of this Amended and Restated Agreement shall control.

5. **ORGANIZATION, ETC.:** The Alliance is comprised of the City of Batesville, Mississippi, Panola County, Mississippi, and Northwest Community College. This Alliance shall be administered as a joint undertaking of the City, the County and the College. A separate entity is not created under this Agreement. All of the staffing pertaining to the acquisition and holding of the land related to the Project will be provided by the County. The Parties hereby designate and authorize the County to make proper application to the Mississippi Development Authority ("MDA"), in accordance with the Local Governments Capital Improvements Revolving Loan Program, Mississippi Code Section 57-1-301 et seq. (the "CAP Loan"), to secure funding to purchase the Project Site and hold title to the Project Site. The Parties hereby designate and authorize the City the power to issue the Bonds to finance a portion of the costs of the improvements, and to reimburse any contractor hired by the County, with the approval of the City, from proceeds of the bonds. The City will establish a budget which may be included as a part of the City's budget for the receipts and expenditures pertaining to the improvements and to the bond payments. The Parties shall have access to all records pertaining to the acquisition and construction and/or renovation of the Facility, and no changes which materially affect the overall scope thereof will be initiated without the written consent of the City, the County and the College.

6. **OPERATION OF THE ALLIANCE.:** The operation of the Alliance and the Project shall be as described in Sections 4 and 5 of this Amended and Restated Agreement and as may be otherwise provided herein.

7. **BONDS:** The City shall be authorized to issue bonds in accordance with Section 57-64-1, et seq., *Mississippi Code* (1972 as amended), or as otherwise authorized by Mississippi law as now existing or hereafter amended, including Section 37-29-265. No bonds shall be issued without the approval of the governmental unit that will issue the said bonds. Without limiting the generality of the foregoing, the purposes of the bonds issued shall be for construction and/or renovation of the Facility and other costs necessary to facilitate the Project.

8. **ACQUIRING, HOLDING, DISPOSING OF PROPERTY:** The County shall acquire, hold and dispose of real and personal property in accordance with the provisions of Section 57-64-1, et seq., *Mississippi Code* (1972 as amended), and any and all other laws of the State of Mississippi applicable thereto. The College shall lease the Facility pursuant to a mutually acceptable lease-purchase agreement between the County and the College **as described in the MOU**. In consideration of the EDA grant, the County will maintain title to the property until after the completion of the requirements of 13 C.F.R. § 314 **as specified within the grant documents**.

9. **TERMINATION/AMENDMENT:** This Alliance may be terminated by any party hereto by opting out at a time when there is no debt outstanding. This Amended and Restated Agreement may be amended by the mutual consent of the City, the County and the College pursuant to the terms of the Act. No such amendment shall have a material adverse effect on the ability of the City to make the bond payments or the County's ability to make the CAP payments or complete the required grant for in connection with the EDA grant.

10. **COSTS:** The costs of renovation of the Facility incurred by this Alliance will be shared between the City and the County unless the Parties should unanimously determine otherwise. Although not obligated, any Party of this Alliance may be an applicant or co-applicant for any other funding opportunity for the Project as required by the entity providing the funds. For the avoidance of any doubt, any Party may apply for grant funding from both federal and state sources to finance the continued construction of the Facility. The costs of the Project have exceeded the original estimate of \$14.1 million. In order to have adequate funds to complete the Project any Party may contribute additional funds, from any source, including but not limited to, a Party's own funds and Economic Development Administration funds.

11. **REVENUES:** The revenues, with the exception of tuition fees and other costs charged for and received by the College for training classes, if any, shall be shared pro-rata by the City and the County unless the Parties should unanimously determine otherwise.

12. **CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY:** The local government units have applied for and received a Certificates of Public Convenience and Necessity as contemplated by Section 57-64-9, *Mississippi Code* (1972 as amended).

13. **SUBMISSIONS/FILINGS:** This Amended and Restated Agreement shall be presented to the Attorney General of the State of Mississippi for a determination whether it is in proper form and compatible with the laws of this State with the understanding that in the event the Attorney General of the State of Mississippi fails to disapprove this Amended and Restated Agreement within 60 days of its submission, same shall constitute approval thereof. In addition, this Amended and Restated Agreement shall be filed with the Chancery Clerk of Panola County, Mississippi, and with the Secretary of State of the State of Mississippi, and elsewhere as needed or required.

14. **INCORPORATION OF STATUTORY POWERS:** It is the intent of this Amended and Restated Agreement to incorporate all powers and authorities now or hereafter provided by the Regional Economic Development Act, including but not limited to, the authority to perform functions that any local government unit member can perform.

OCTOBER 18, 2022

This the _____ day of _____, 2022.

THE CITY OF BATESVILLE, MISSISSIPPI

By: _____
Name: _____
Title: _____

CERTIFIED AND ATTEST:

CITY CLERK

PANOLA COUNTY, MISSISSIPPI

By: _____
Name: _____
Title: _____

CERTIFIED AND ATTEST:

CHANCERY CLERK

**NORTHWEST MISSISSIPPI
COMMUNITY COLLEGE**

By: _____
Name: _____
Title: _____

CERTIFIED AND ATTEST:

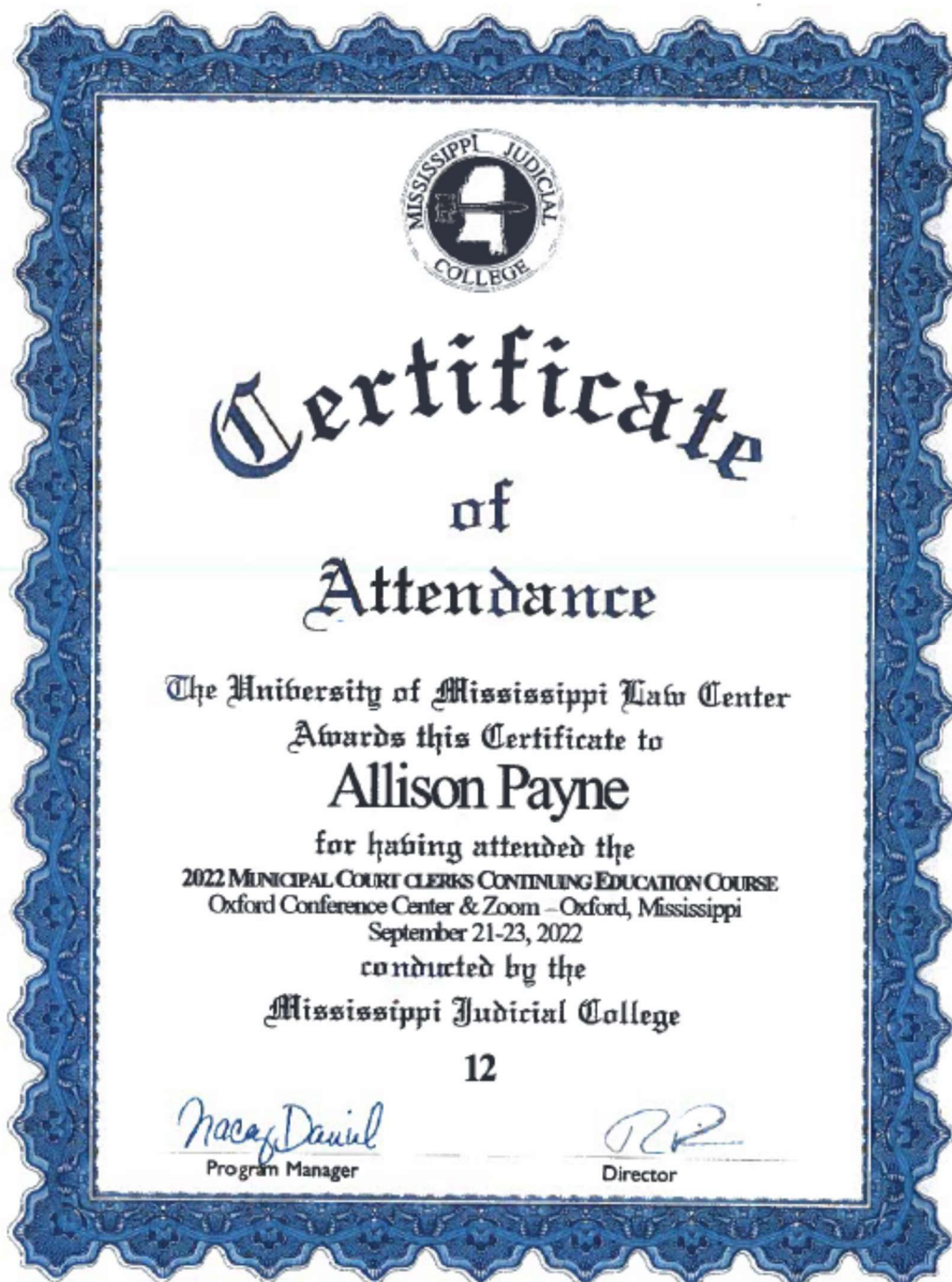
Title: _____

**IN RE: ACCEPTANCE OF THE MUNICIPAL COMPLIANCE
 QUESTIONNAIRE**

Upon motion of Alderman Morrow, seconded by Alderman Walton and upon unanimous vote taken, it was ordered that the City Clerk and the Mayor be and they are hereby authorized to sign the Municipal Compliance Questionnaire for the year ending September 30, 2022, and further ordered that the same be accepted by the Board as prepared. A copy of the Municipal Compliance Questionnaire is on file in the Office of the City Clerk.

**IN RE: ACKNOWLEDGE CERTIFICATE OF ATTENDANCE – ALLISON
PAYNE**

Upon recommendation of City Clerk Susan Berryhill and upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, the Mayor and Board of Aldermen acknowledged the Certificate of Attendance awarded to Allison Payne for the 2022 Municipal Court Clerks Continuing Education Course. A copy of said certificate is on file in the Office of the City Clerk and a copy follows:



IN RE: PANOLA COUNTY HUMANE SOCIETY AGREEMENT

Upon motion of Alderman Dugger and second of Alderman Morrow and upon unanimous vote taken, pursuant to the Agreement between the City and Panola County Humane Society dated September 21, 2021, it was ordered that Mayor Ferrell be and he is hereby authorized to sign the renewal agreement for another one (1) year term. A copy of said agreement is on file in the Clerk’s office and a copy follows:

AGREEMENT

WHEREAS, the CITY OF BATESVILLE, MISSISSIPPI [“CITY”] operates a dog pound [“Pound”] as provided by MCA §21-19-9 and the PANOLA COUNTY HUMANE SOCIETY [“PCHS”] voluntarily provides care, spay/neuter services, and medicines for the dogs that are removed to and/or surrendered to PCHS by residents living inside the City; and

WHEREAS, the CITY desires to help with the cost of such medicines as hereinafter set out.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the CITY and PCHS agree as follows:

1.

PCHS will purchase at its own expense medicines, vaccines, and veterinary services necessary to be administered to the dogs housed at the City Pound. Medicines and vaccines that PCHS will purchase include, but are not limited to, medicines necessary for the treatment and/or prevention of worms, mange, ringworm or hair loss, parvo, coccidia, other intestinal parasites, fleas, and other diseases and conditions, heartworm test kits, K9 Parvo test kits, vaccines (including but not limited to rabies) for dogs, and/or spay/neuter, topicals, and orals. PCHS will be responsible for and shall pay the tech fees and the biohazard fees incurred any time a needle is used on an animal.

2.

The City will reimburse PCHS its expenses for such medicines and vaccines up to but not exceeding a total reimbursement by the CITY of Eight Thousand and no/100 Dollars (\$8,000.00) during the term of this Agreement. In order to be reimbursed PCHS must submit to the City Clerk copies of all invoices for the purchase of any of the

aforesaid medicines, vaccines, fees, and veterinary services incurred for which PCHS seeks reimbursement. These invoices will be submitted by the PCHS to the City Clerk at such time designated by the City Clerk so that they may be placed on the claims docket for the first meeting of the Mayor and Board of Aldermen held each month.

3.

The term of this Agreement shall be for a period of one (1) year from the date hereof. This Agreement will expire at 12:01 a.m. on the first anniversary date of this Agreement.

4.

This Agreement may not be modified except in writing signed by both parties.

5.

This Agreement shall be interpreted in accordance with the laws of the State of Mississippi.

6.

Any notice or communication required or permitted under this Agreement shall be in writing and sufficiently given if delivered in person or by certified mail, return receipt requested, to the address of the parties as set forth below:

City of Batesville, Mississippi
P. O. Box 689
Batesville, MS 38606

Panola County Humane Society
P. O. Box 1756
Batesville, MS 38606

OCTOBER 18, 2022

7.

Neither party may assign or transfer this Agreement without the prior written consent of the non-assigning party, which approval shall not be unreasonably withheld.

8.

The City may cancel this Agreement without liability if there should arise any controlling legal authority that would prohibit the City from performing this Agreement.

Dated this the 18th day of October 2022.

CITY OF BATESVILLE, MISSISSIPPI

By: _____
Hal Ferrell, Mayor

PANOLA COUNTY HUMANE SOCIETY

By: _____
President Signature

Print Name

**IN RE: ADOPTION OF AMENDED BUDGET - FISCAL YEAR ENDING
9/30/2022**

Upon motion of Alderman Harrison and second of Alderman Dugger and upon unanimous vote taken, it was ordered that the Budget Amendments, as discussed, be and they are hereby adopted. A copy of said amendments are on file in the Office of the City Clerk.

IN RE: RE-ESTABLISH AND REPLENISH CASH DRAWERS

Upon motion of Alderman Land and second of Alderman Harrison and upon unanimous vote taken, it was ordered that cash drawers be re-established and that shortages and/or overages in any drawers be corrected as follows:

OCTOBER 18, 2022

IN RE: QUOTES RECEIVED - PORTABLE LIGHT TOWER - FIRE DEPARTMENT

The City of Batesville received the following quotes for a portable light tower for use in the Batesville Fire Department:

Taylor Power Systems	\$13,500.00
Thompson Caterpillar	\$14,973.17

Upon motion of Alderman Land and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the quote from Taylor Power Systems in the amount of \$13,500.00 be and it is hereby accepted as the lowest and best quote for a portable light tower for use in the Batesville Fire Department (\$13,500.00 covered by a Homeland Security Grant). A copy of said quotes are on file in the Office of the City Clerk and a copy of the accepted quote follows:



TO:
Tim Taylor
Batesville Fire Department
105 College St.
Batesville, MS. 38606
Phone: 662-256-6610
Fax:
Email: firechief@batesville fire.com

✓ LIGHT TOWER PROPOSAL (Project: Batesville Fire Department)

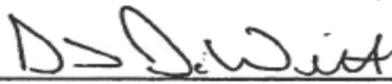
I appreciate the opportunity to provide the following quotation for your consideration.

→ **TML 1250 Light Tower:** Engine Driven Light tower
Rated: 1280-Watt Light Tower

Unit Features:

- Kubota Diesel Engine
- Easy to use controller/16 event 7 day digital timer and automatic dusk to dawn operation.
- 4 Highly Efficient LED Heads (Equivalent to 8000W Metal Halide)
- Mast Height of 26'
- 340 Rotation
- Wind Rating of 50 mph
- Enclosure – Galvanneal Steel, with Corrosion Resistant Paint
- Lockable Doors
- Forklift pockets
- 46 Gallon Tank for 288hrs run time

NET UNIT PRICE **\$ 13,500.00**

Signed By:  **Date: 09-09-2022**

OCTOBER 18, 2022

161

Page-2

Freight: Shipping Not Included

Terms: Net 30 days with approved credit

Delivery: Approximately 4 -6 weeks after order process is complete.

***Quote valid for 15 days. Created on 09/09/22**

Only Items listed in quotation are included in price.

An extra 3% is applied to all credit card charges.

Thank you for this opportunity and please contact me if you have any questions or need additional information.

Sincerely,

David Dewitt

Phone: 601-965-9875

Mobile: 601-540-1962

Fax: 601-510-9701

ddewitt@taylorpower.com

**IN RE: EXTENSION OF CITY UTILITIES OUTSIDE THE CITY LIMITS –
 LARRY G. COLE, JR. - 505 MT OLIVET ROAD**

There came on for discussion the matter of a request for water and gas services for Larry G. Cole, Jr., located at 505 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 Walton and upon unanimous vote taken, it was ordered that city water services only be provided to Larry G. Cole, Jr.’s property located at 505 Mt. Olivet Road, contingent upon and subject to him paying \$2,074.00 for said service in advance of such extension. A copy of the total amount owed by Larry G. Cole, Jr., is as follows:

Phone:		Terms:		Salesperson: MARK	
Cust PO:		Ship Via:		Valid Through: 10/24/2022	
Reference: Larry Gene Cole					
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	272.00	272.00
TOTAL OF MISC. MATE	1" Water Connection	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
10/10/2022					
Quote for Larry G. Cole Jr.					
SubTotal:					2,074.00
Tax:					0.00
Shipping:					0.00
Total:					2,074.00

**IN RE: EXTENSION OF CITY UTILITIES OUTSIDE THE CITY LIMITS –
 CHAD TIDWELL – 3700 MT OLIVET ROAD**

There came on for discussion the matter of a request for water services for Chad Tidwell, located at 3700 Mt. Olivet Road, outside the city limits of Batesville.

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 city water services be provided to Chad Tidwell’s property located at 3700 Mt. Olivet Road, contingent upon and subject to him paying \$1,112.85 for said service in advance of such extension. A copy of the total amount owed by Chad Tidwell, is as follows:

Phone:		Terms:		Salesperson: MARK	
Cust PO:		Ship Via:		Valid Through: 10/24/2022	
Reference: Chad Tidwell					
Stock Code	Description	Taxable	Quantity	Price	Extended
BACKHOE#4	Equipment on Job	N	2.00	44.00	88.00
TOTAL LABOR	Total Labor on Job	N	1.00	136.85	136.85
TOTAL OF MISC. MATE	3/4" Water Connection	N	1.00	750.00	750.00
TOTAL OF MISC. MATE	Deposit	N	1.00	100.00	100.00
TRUCK#11	Equipment on Job	N	2.00	19.00	38.00
10/10/2022					
Quote for Chad Tidwell					
SubTotal:					1,112.85
Tax:					0.00
Shipping:					0.00
Total:					1,112.85

IN RE: APPROVAL TO ADVERTISE – CIVIC CENTER LIGHTING

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, for lighting at the Batesville Civic Center, at City Hall, 103 College Street Batesville, Mississippi and further ordered that the specifications be and they are hereby approved and are on file in the Office of the City Clerk.

IN RE: APPROVAL FOR WATER ADJUSTMENT – HALLMARK FORD

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that a water adjustment, in the amount of \$6,130.83, be issued to Hallmark Ford, due to a water leak.

IN OPEN SESSION

Alderman Harrison 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 Walton, Land, Dugger, Morrow and Harrison it was ordered that the meeting be closed in order to determine whether or not the Board should declare an executive session.

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 Hal Ferrell; Aldermen Land, Harrison, Dugger, Morrow and Walton; City Attorney Colmon Mitchell; Chief of Police Kerry Pittman; Assistant Chief of Police George Williford; Public Works Director David Karr; Assistant Public Works Director Newt Benson and Assistant City Clerk Shonnah Weaver.

On motion made by Alderman Dugger, seconded by Alderman Morrow, and unanimously carried upon the affirmative votes of Aldermen Land, Walton, Dugger, Morrow and Harrison it was ordered that the Mayor and Board of Aldermen go into executive session in order to discuss personnel matters in the Fire Department, Police Department, Gas Department and Civic Center; a sewer contract and an ordinance.

IN OPEN MEETING

The Mayor announced that the Mayor and Board of Aldermen will go into executive session for the purpose of discussing personnel matters in the Fire Department, Police Department, Gas Department and Civic Center; a sewer contract and an ordinance 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 Harrison, Land, Dugger, Morrow and Walton; City Clerk Susan Berryhill; City Attorney Colmon Mitchell; Chief of Police Kerry Pittman; Assistant Chief of Police George Williford; Public Works Director David Karr; Assistant Public Works Director Newt Benson and Assistant City Clerk Shonnah Weaver.

IN EXECUTIVE SESSION

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

There came on for discussion the personnel matters in the Fire Department. (Fire Chief Tim Taylor, Deputy Chief David Tarver and fireman Desmond Sibert were present for a period of time during this part of discussion.)

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

There next came on for discussion the Gas Department.

There next came on for discussion the Civic Center.

There next came on for discussion the sewer contract.

There next came on for discussion of an ordinance.

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, Harrison, Dugger, Morrow and Walton; City Attorney Colmon Mitchell; City Clerk Susan Berryhill; Chief of Police Kerry Pittman; Assistant Chief of Police George Williford; Public Works Director David Karr; Assistant Public Works Director Newt Benson and Assistant City Clerk Shonnah Weaver.

IN RE: APPROVAL TO TERMINATE EMPLOYMENT – FIRE DEPARTMENT

Upon recommendation of Fire Chief Tim Taylor and upon motion of Alderman Walton and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Fire Department employee Desmond Sibert be and he is hereby terminated for cause, effective immediately for the reasons discussed in Executive Session and set out in the written notice and as set out in his personnel file. Mr. Sibert was present and informed of the action taken.

IN RE: APPROVAL TO OFFER EMPLOYMENT–POLICE DEPARTMENT

Upon motion of Alderman Walton and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Damien Harbin be and he is hereby offered full-time employment as a Telecommunications Officer/Dispatcher in the Police Department at a rate of \$15.91 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; the pre-employment psychological exam is waived due to his recent employment with the Batesville Police Department, and that said offer of employment expires on October 31, 2022, at midnight if not accepted.

IN RE: APPROVAL OFFER EMPLOYMENT – GAS DEPARTMENT

Upon recommendation of Public Works Direction David Karr and upon motion of Alderman Harrison and second of Alderman Dugger and upon unanimous vote taken, it was ordered that Kenneth Hubbard be and he is hereby offered part-time employment in the Gas Department at a rate of \$25.00 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 October 31, 2022, at midnight if not accepted.

IN RE: APPROVAL TO OFFER EMPLOYMENT – CIVIC CENTER

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous vote taken, it was ordered that Michael Webster be and he is hereby offered full-time employment at the Batesville Civic Center at a rate of \$17.00 per hour, contingent upon him accepted 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 October 31, 2022, at midnight if not accepted.

IN RE: APPROVAL TO OFFER EMPLOYMENT – CIVIC CENTER

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that Rodney Holley be and he is hereby offered employment as a consultant/promoter at a rate of \$3,000.00 per month, effective November 1, 2022.

**IN RE: APPROVAL TO SIGN CONTRACT – MARTIN LUTHER KING, JR
SEWER**

There came on for discussion the matter of the contract from Garver, LLC, in connection with the sewer improvements on Martin Luther King, Jr. City Attorney Colmon Mitchell stated that he had reviewed and approved the contract.

Upon motion of Alderman Walton and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the Mayor be and he is hereby authorized to sign the Martin Luther King, Jr. Sewer contract between the City of Batesville and Garver, LLC. A copy of said contract is on file in the Office of the City Clerk.

**IN RE: APPROVAL TO RESCIND ORDINANCE – VIDEOING IN CITY
BUILDINGS**

Upon motion of Alderman Dugger and second of Alderman Walton and upon unanimous vote taken, it was ordered that the ordinance “Videoing in City Buildings”, adopted July 19, 2022, recorded in Minute Book E-3 at Page 651 be and it is hereby rescinded.

OTHER MATTERS COMING BEFORE THE MAYOR AND BOARD FOR DISCUSSION

1. Chief Building Official Andy Berryhill provided copies of the License Commission meeting minutes of October 11, 2022, to the Mayor and Board of Aldermen.
2. Chief of Police Kerry Pittman provided a copy of the monthly police report to the Mayor and Board of Aldermen.
3. Chief of Police Kerry Pittman stated that the speed limits on Highway 6 east and west were being addressed by the Mississippi Department of Transportation.
4. Alderman Harrison asked Chief Building Official Andy Berryhill to find out who owns the rental houses on Deaton Street, Draper Street and King Street.

Upon motion duly made and seconded, the meeting was adjourned to reconvene at 2:00 o'clock p.m., Tuesday, November 1, 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.

Mayor

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

**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**

—

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 1st day of November, 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.