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JUNE 20, 2023

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**REGULAR MEETING**

**JUNE 20, 2023**

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 June, being the 20<sup>th</sup> day of June 2023, 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 Attorney Colmon Mitchell; City Clerk Susan Berryhill; Assistant Chief of Police George Williford; Captain Wesley Hawkins; 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 and Assistant City Clerk Shannah Weaver.

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

**IN RE: APPROVAL OF AGENDA**

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous vote taken, the agenda of June 20, 2023, was approved, with the addition of resignations in the Police Department and Fire Department.

JUNE 20, 2023

## CITY OF BATESVILLE BOARD MEETING

JUNE 20, 2023  
2:00 P.M. | CITY HALL

### AGENDA

1. **CALL TO ORDER:** Mayor Hal Ferrell
2. **INVOCATION:** Gary Blair
3. **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, and pursuant to Order adopted March 23, 2023, you must sign the sign-in sheet with a complete address."
4. **APPROVE AGENDA**
  - a. June 20, 2023
5. **APPROVE MINUTES OF PRIOR MEETINGS**
  - a. Regular Meeting – June 6, 2023
6. **CONSENT AGENDA**
  - a. Approval for **Captain Richard Stonestreet** and **Secretary Haley Hardy** to attend the ADSI 2.0 training September 24-27, 2023, in Pigeon Forge, Tennessee with expenses paid/reimbursed by the City. Haley Hardy will travel in her personal vehicle and Captain Stonestreet will travel in a city vehicle.
  - b. Approval for **Sergio Vergara** to attend the 2023 Annual MAPFSE Conference July 20-21, 2023, in Pearl, Mississippi with expenses paid/reimbursed by the City.
7. **PAY REQUEST AGENDA**
  - a. Approval of final payment (pay app #8) in the amount of \$75,973.72 to be made to Brocato Construction Co., Inc. in connection with the Sanitary Sewer & Force main Improvements Project.
  - b. Approval of payment in the amount of \$10,860.00 to be made to AirMedCare in connection with the City's AirEvac yearly membership renewal.
  - c. Approval of payment in the amount of \$14,298.00 to be made to Alpha Energy Solutions (Alpha Mechanical Service, Inc.) in connection with the Batesville Civic Center yearly preventative maintenance agreement approved June 4, 2019.

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI****JUNE 20, 2023****8. HUMAN RESOURCES**

- a. Approval to terminate firefighter Jaquavious Lloyd, effective June 8, 2023, due to job abandonment.
- b. Approval to offer employment to Toray Carr in the Street Department at a rate of \$14.00 per hour, contingent upon him accepting said 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 July 4, 2023, at midnight if not accepted.
- c. Approval to offer employment to Christopher Roberson in the Gas Department at a rate of \$14.00 per hour contingent upon him accepting said 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 July 4, 2023, at midnight if not accepted.
- d. Approval for outside employment for Eloise Cosby to work part-time at Dollar General in Batesville, Mississippi, per City policy. This job will not interfere with her duties at City Hall and no City equipment will be used.

**9. VISITORS**

- a. Joyce Lester

**10. 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****11. CHIEF BUILDING OFFICIAL – ANDY BERRYHILL**

- a. Approval to set Public Hearings – July 18, 2023
  - i. Variance request for Jack's Family Restaurant to allow fewer parking spaces
  - ii. Rezoning for Petra Leland from R-7 to M-1

**12. CHIEF OF POLICE – KERRY PITTMAN**

- a. Monthly report

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI**

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**13. CITY ATTORNEY – COLMON MITCHELL**

- a. Resolution – tourism
- b. Substance of the Ordinance – Redistricting
- c. potential executive session – land

**14. CITY CLERK – SUSAN BERRYHILL****15. FIRE CHIEF – TIM TAYLOR**

- a. Authority for Mayor Ferrell to sign the documents related to warning sirens and community storm shelters
- b. Monthly reports

**16. PUBLIC WORKS DIRECTOR – DAVID KARR****17. OTHER MATTERS BY MAYOR OR ALDERMAN:****18. ADJOURNMENT****IN RE: APPROVAL OF MINUTES**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, the minutes of the June 6, 2023, regular meeting was approved.

## MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI

JUNE 20, 2023

## IN RE: SIGNATURE SHEET FOR MEETING OF JUNE 20, 2023

Board Meeting  
June 20, 2023  
Signature Sheet

<u>Wesley Hawkins B.C.</u> Please print name clearly	106 College St., Batesville, MS. 38606 Street Address, City, Zip
<u>George Williford</u> Please print name clearly	106 College St., Batesville, MS. 38606 Street Address, City, Zip
<u>Tim Whittaker</u> Please print name clearly	1098 Lakeview Dr. Batesville, MS Street Address, City, Zip
<u>Tim Taylor</u> Please print name clearly	Here Street Address, City, Zip
<u>Take Lester</u> Please print name clearly	200 Claude St. Batesville, MS Street Address, City, Zip
<u>GABY S. BLAIR</u> Please print name clearly	Street Address, City, Zip
<u>David Turver</u> Please print name clearly	122 Van Voris St. Street Address, City, Zip
<u>Greg Harold</u> Please print name clearly	329 Shamrock Dr. Street Address, City, Zip
<u>Patty Harold</u> Please print name clearly	335 Shamrock Dr. Street Address, City, Zip
<u>Greg Smith</u> Please print name clearly	2505 County Club Rd Street Address, City, Zip
<u>David Karr</u> Please print name clearly	City of Batesville Street Address, City, Zip
<u>Newt Brown</u> Please print name clearly	City of Batesville Street Address, City, Zip
<u>Andy Beasley</u> Please print name clearly	Street Address, City, Zip
<u>Shane Phelps</u> Please print name clearly	300 James Rydd Dr Street Address, City, Zip
<u>Regina Duff</u> Please print name clearly	9725 Hwy 51 Courtland Street Address, City, Zip
<u>Walter Williams</u> Please print name clearly	204 Broad St. Batesville MS 38606 Street Address, City, Zip
<u>Dawn Dyer</u> Please print name clearly	NDPDN Street Address, City, Zip

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI**

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JUNE 20, 2023

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**IN RE: APPROVAL OF CONSENT 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 consent agenda be and they are hereby approved:

- a. Approval for **Captain Richard Stonestreet** and **Secretary Haley Hardy** to attend the ADSI 2.0 training September 24-27, 2023, in Pigeon Forge, Tennessee with expenses paid/reimbursed by the City. Haley Hardy will travel in her personal vehicle and Captain Stonestreet will travel in a city vehicle.
- b. Approval for **Sergio Vergara** to attend the 2023 Annual MAPFSE Conference July 20-21, 2023, in Pearl, Mississippi with expenses paid/reimbursed by the City.

**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:

- a. Approval of final payment (pay app #8) in the amount of \$75,973.72 to be made to Brocato Construction Co., Inc. in connection with the Sanitary Sewer & Force main Improvements Project.
- b. Approval of payment in the amount of \$10,860.00 to be made to AirMedCare in connection with the City's AirEvac yearly membership renewal.
- c. Approval of payment in the amount of \$14,298.00 to be made to Alpha Energy Solutions (Alpha Mechanical Service, Inc.) in connection with the Batesville Civic Center yearly preventative maintenance agreement approved June 4, 2019.

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI**

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

Upon motion of Alderman Morrow and second of Alderman Walton 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:

- a. Approval to offer employment to Toray Carr in the Street Department at a rate of \$14.00 per hour, contingent upon him accepting said 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 July 4, 2023, a midnight if not accepted.
- b. Approval to offer employment to Christopher Roberson in the Gas Department at a rate of \$14.00 per hour contingent upon him accepting said 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 July 4, 2023, at midnight if not accepted.
- c. Approval for outside employment for Eloise Cosby to work part-time at Dollar General in Batesville, Mississippi, per City policy. This job will not interfere with her duties at City Hall and no City equipment will be used.

**IN RE: 200 CLAUDE STREET**

The Mayor recognized Joyce Lester who appeared before the Mayor and Board of Aldermen to voice her concerns regarding her neighbor's pit bull dogs as well as the tall grass and trash in the ditches.

Upon unanimous consent, the Police Department and the Code Office was instructed to look in to the above concerns.

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI**

JUNE 20, 2023

**IN RE: APPROVAL TO SET PUBLIC HEARING – REZONING –  
PETRA LELAND**

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

**ORDER SETTING TIME, DATE, AND PLACE OF PUBLIC HEARING  
ON AMENDMENTS TO THE COMPREHENSIVE ZONING PLAN OF THE  
CITY OF BATESVILLE, MISSISSIPPI AND AUTHORIZING THE CITY  
CLERK TO PUBLISH NOTICE OF SAID HEARING**

WHEREAS, There has been submitted by Petra Leland to the Board of Mayor and Aldermen of the City of Batesville, Mississippi, certain changes to the Comprehensive Zoning Ordinance adopted by the City of Batesville on April 21, 1992 and amended by ordinance adopted on September 7, 2010.

WHEREAS, The said Petra Leland requests that the following described property presently zoned R-7, Residential be rezoned to M-1, Manufactured Home District. Said property lying and being situated in the City of Batesville, Second Judicial District of Panola County, Mississippi and more particularly described as follows, to-wit:

That fractional part of the Southwest Quarter of the Southwest Quarter of Section 5, Township 9 South, Range 7 West, more particularly described as: Beginning at a point on the West right-of-way of Stage Coach Road that is 203.1 feet North of and 182.9 feet East of the Southwest corner of said Section 5, running North 88 degrees 41 minutes West along a property line fence for a distance of 162.7 feet; thence North 0 degrees 40 minutes West for a distance of 95.9 feet; thence South 88 degrees East for a distance of 165 feet to the West right-of-way of Stage Coach Road; thence South 0 degrees 40 minutes West along said West right-of-way for a distance of 93.9 feet to the point of beginning, containing 0.36 acre, more or less and being the identical property conveyed to Stella Alexis, et al by Elizabeth Hamilton by Deed dated 1 May 1991 and of record in Deed Book N-7 at page 578 in the Batesville office of the Chancery Clerk of Panola County, Mississippi.

and

WHEREAS, said request will be reviewed by the Planning Commission of the City of Batesville at their meeting on June 26, 2023, and

NOW, THEREFORE, BE IT ORDERED that on the 18<sup>th</sup> day of July 2023, 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.

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI****JUNE 20, 2023****IN RE: APPROVAL TO ACCEPT RETIREMENT – DENVER DONAHOU**

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous vote taken, it was ordered that the retirement of School Resource Officer Denver Donahou be and it is hereby accepted, effective June 30, 2023.

**IN RE: RESOLUTION – TOURISM**

Alderman Dugger offered and moved the adoption of the following resolution:

**RESOLUTION FINDING AND DETERMINING THAT THE RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF BATESVILLE, MISSISSIPPI, TO CONTINUE TO IMPOSE THE TAX LEVIED AND COLLECTED UPON THE GROSS PROCEEDS DERIVED FROM HOTEL AND MOTEL ROOM RENTALS AND RESTAURANTS SALIS AT A RATE OF THREE PERCENT(3%) OF SUCH GROSS PROCEEEDS ADOPTED ON THE 18th DAY OF APRIL, 2023, WAS DULY PUBLISHED AS REQUIRED BY SENATE BILL 2518, MISSISSIPPI LEGISLATURE, 2023 REGULAR SESSION; THAT NO PROTEST AGAINST THE SAID IMPOSITION OF THE SAID TAX ON HOTEL AND MOTEL ROOM RENTALS RESTAURANT SALES IN SAID RESOLUTION HAS BEEN FILED BY THE QUALIFIED ELECTORS; AND FOR RELATED PURPOSES.**

**WHEREAS**, the Mayor and Board of Aldermen of the City of Batesville, Mississippi (the "Governing Body" of the "City"), does hereby find, determine, adjudicate, and declare as follows:

1. Heretofore, on the 18th day of April , 2023, the Governing Body adopted a certain resolution entitled " RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF BATESVILLE, MISSISSIPPI, DECLARING ITS INTENTION TO CONTINUE TO IMPOSE THE TAX LEVIED AND COLLECTED UPON THE GROSS PROCEEDS DERIVED FROM HOTEL AND MOTEL ROOM RENTALS AND RESTAURANT SALES IN THE CITY OF BATESVILLE, MISSISSIPPI, AT A RATE OF THREE PERCENT (3%) OF SUCH GROSS PROCEEDS IN ORDER TO RAISE MONEY FOR THE PURPOSE OF PROVIDING FUNDS FOR THE ESTABLISHMENT, PROMOTION, AND DEVELOPMENT OF TOURISM, ECONOMIC DEVELOPMENT, AND INDUSTRY IN THE CITY OF BATESVILLE, MISSISSIPPI, AND THE SURROUNDING AREA; DIRECTING PUBLICATION OF NOTICE OF THIS RESOLUTION; AND FOR RELATED PURPOSES " (the "Intent Resolution") stating the intent of the Governing Body to continue to impose, levy, and collect the tax on the gross proceeds derived from hotel and motel room rentals and restaurant sales in the City at the rate of three percent (3%) of said gross proceeds.

2. The Intent Resolution was published in the *The Panolian*, a newspaper published in and having a general circulation in the City, and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended, for the time and in the manner required by Senate Bill 2518, Mississippi Legislature, 2023 Regular Session, as evidenced by the publisher's affidavit heretofore presented and attached hereto as **EXHIBIT A**.

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI**

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3. On or prior to the hour of midnight, on June 7, 2023, no written protest against the continuance of the imposition of said tax as described in the Intent Resolution had been filed or presented by qualified electors of the City with the City Clerk of the City (the "City Clerk").

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY AS FOLLOWS:**

**SECTION 1.** That the Governing Body, as authorized and empowered by Senate Bill 2518, Mississippi Legislature, 2023 Regular Session, will continue to levy, assess, and collect the said tax on hotel and motel room rentals and restaurant sales and all actions taken or to be taken by the Governing Body to do so are hereby approved and ratified.

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

Alderman William "Bill" Dugger	voted: aye
Alderman Stan Harrison	voted: aye
Alderman Dennis Land	voted: aye
Alderman Teddy Morrow	voted: aye
Alderman Bobby Walton	voted: aye

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the resolution adopted this the 20th day of June, 2023.

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**MAYOR**

**ATTEST:**

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**CITY CLERK**

**(SEAL)**

## MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI

JUNE 20, 2023

## EXHIBIT A

## PROOF OF PUBLICATION

## 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:

04/26/23, 05/03/23, 05/10/23, 05/17/23

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  
17th Day of May, 2023

*Shandale Goodman*



Shandale Goodman, Notary Public  
State of Mississippi  
My commission expires 07-30-2026

Account # 180200  
Ad # 1633150

CITY OF BATESVILLE  
PO BOX 689  
BATESVILLE MS 38606

## PUBLIC NOTICE

NOTICE OF RESOLUTION  
OF INTENT

The Mayor and Board of Aldermen of the City of Batesville, Mississippi, took up for consideration the following Resolution. After a discussion of the matter, Alderman Harrison offered and moved the adoption of the following Resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF BATESVILLE, MISSISSIPPI, DECLARING ITS INTENTION TO CONTINUE TO IMPOSE THE TAX LEVIED AND COLLECTED UPON THE GROSS PROCEEDS DERIVED FROM HOTEL AND MOTEL ROOM RENTALS AND RESTAURANT SALES IN THE CITY OF BATESVILLE, MISSISSIPPI, AT A RATE OF THREE PERCENT (3%) OF SUCH GROSS PROCEEDS IN ORDER TO RAISE MONEY FOR THE PURPOSE OF PROVIDING FUNDS FOR THE ESTABLISHMENT, PROMOTION, AND DEVELOPMENT OF TOURISM, ECONOMIC DEVELOPMENT, AND INDUSTRY IN THE CITY OF BATESVILLE, MISSISSIPPI, AND THE SURROUNDING AREA; DIRECTING PUBLICATION OF NOTICE OF THIS RESOLUTION; AND FOR RELATED PURPOSES

WHEREAS, the Mayor and Board of Aldermen of the City of Batesville, Mississippi (the "Governing Authority") acting for and on behalf of the City of Batesville, Mississippi (the "City") does hereby resolve, find, determine, adjudicate and declare as follows:

1.

Since being granted the authority to do so pursuant to Chapter 824, Local and Private Laws of 1992, as amended from time to time and last amended by Senate Bill 2518, Mississippi Legislature, 2023 Regular Session [hereinafter referred to as "Legislative Authority"], the City has levied and collected and currently levies and collects, and intends to continue to levy and collect a tax on the gross proceeds of hotel and motel room rentals and gross proceeds of restaurant sales in the City at a rate of three percent (3%) of the said gross proceeds for the purposes of providing funds for the establishment, promotion, and development of tourism, economic development, and industry in the City and the surrounding area [ referred to herein as the "tax" ]. The revenue raised by the tax is approximately one million two hundred seventy thousand dollars annually. A part of the revenue raised by the tax was used to pay the costs of the construction of the Batesville Civic Center in

semi-annual installments until such costs were paid in full on or about July 1, 2022.

2.

The City's authority to levy and collect said tax would have expired on July 1, 2023. Said Senate Bill 2518 extended the City's authority to levy and collect the aforesaid tax until July 1, 2027.

3.

That it is necessary and in the public interest and in the interest of the City of Batesville, Mississippi, and its citizens for the Governing Authority to continue to levy and collect the tax for the purposes of the establishment, promotion, and development of tourism, economic development, and industry in the City of Batesville and the surrounding area. The tax has been used and will continue to be used for said purposes, including but not limited to purposes such as the continued operation and maintenance of the Batesville Civic Center, for making improvements to the Batesville Civic Center, promoting the annual community wide Springfest and other similar events that are designed to attract visitors and tourists, for improving, maintaining, and operating the Batesville Indian Mounds which are a tourist and visitor site, for improving, enhancing, maintaining, and operating City parks and recreation facilities and promoting thereof activities and programs designed to attract visitors and tourists, for promoting activities and programs designed to attract new industry, for the construction of public infrastructure to serve new industry and commerce and the expansion of existing industry and commerce, and other similar purposes. Any qualified elector of the City who opposes the tax may file with the City Clerk a written protest against the imposition of the tax on or before June 7, 2023, at City Hall located at 103 College Street, Batesville, Mississippi 38606. If on or before said date the lesser of twenty percent (20%) or fifteen hundred (1,500) of the qualified electors of the City of Batesville shall file a written petition against the levy of such tax then an election upon the levy and assessment of the tax shall be called and held.

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE GOVERNING AUTHORITY ACTING FOR AND ON BEHALF OF THE CITY OF BATESVILLE, MISSISSIPPI, AS FOLLOWS:

SECTION 1. The matters set forth above are true and correct and are incorporated in this Section 1 as if copied herein verbatim.

SECTION 2. Pursuant to and in compliance with and for the time allowed by the Legislative Authority, the Governing Authority hereby declares its intention

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI**

JUNE 20, 2023

**IN RE: REDISTRICTING – SUBSTANCE OF THE ORDINANCE**

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

**SUBSTANCE OF THE ORDINANCE REDISTRICTING THE CITY OF BATESVILLE, MISSISSIPPI**

Pursuant to Section 21-17-19 of the Mississippi Code of 1972, as amended and supplemented from time to time, the City of Batesville, Mississippi [the “City] does hereby publish the substance and summary of the “Ordinance Redistricting the City of Batesville, Mississippi” [the “Ordinance”], adopted by the Mayor and Board of Aldermen of the City [the “Mayor and Board”] on June 6, 2023.

The substance and summary of the Ordinance is as follows:

The Mayor and Board found that redistricting the City is necessary as a result of the recent annexation of new territory into the City which is not located in any City ward, and of the 2020 U.S. Decennial Census data for the annexed territory and the City prior to such annexation. The Mayor and Board selected a proposed redistricting plan and held a public hearing on the proposed plan .

Thereafter the Mayor Board adopted the Ordinance which provides as follows:

The Mayor and Board approved and adopted the aforesaid proposed redistricting plan including, among other things, the descriptions and boundaries of the four wards in the City and the Map thereof as set out in the redistricting plan and provided the descriptions and boundaries of the four wards of the City.

The Mayor and Board ordered that there shall continue to be five (5) Aldermen of the City, four (4) whom shall each live in and be selected from one of the four wards and an Alderman-At-Large who shall be selected from the municipality at large. The Board ordered that Aldermen from each ward shall continue to be elected by vote of the electorate of their respective ward, and the Alderman-At-Large and the Mayor shall continue to be elected by vote of the entire electorate of the City.

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI**

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JUNE 20, 2023

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Copies of the Ordinance are available for inspection at City Hall (103 College Street), at the main Batesville Public Library (206 Highway 51 north), and the City Code Office (146 Public Square).

This the 20<sup>th</sup> day of June , 2023.

City of Batesville, Mississippi

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

Susan S. Berryhill, City Clerk

**IN RE: APPROVAL OF REFUND – SKYVIEW APARTMENTS**

There came on for discussion the matter under advisement from June 6, 2023, regarding the request from Vonnie Carroll of Skyview Apartments who requested that the late fee be waived and be reimbursed in connection with the residential rental registration.

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous vote taken, it was ordered that \$1,020.00 be reimbursed to Munster Housing for reimbursement of half (1/2) of the late fee that was charged in connection with the residential rental registration.

**MINUTE BOOK NO. G-3 – CITY OF BATESVILLE, MISSISSIPPI**

JUNE 20, 2023

**IN RE: MITIGATION GRANT – WARNING SIRENS AND COMMUNITY STORM SHELTERS**

Upon motion of Alderman Walton and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Mayor Ferrell be and he is hereby authorized to sign necessary documents in connection with the grant administration of the mitigation grant for warning sirens and community storm shelters.

**IN RE: APPROVAL TO ACCEPT RESIGNATION – CORDARIUS GIVINS**

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous vote taken, it was ordered that the resignation of Cordarius Givins from the Batesville Fire Department, be and it is hereby accepted, effective July 3, 2023.

**IN RE: STREET PAVING**

Upon motion of Alderman Morrow and second of Alderman Walton and upon unanimous vote taken, it was ordered that Public Works Director David Karr look into removing a section of Van Voris Street and possibly adding Hoskins Road in connection with the street paving project.

**IN RE: ANIMAL SHELTER DISCUSSION**

The Mayor recognized Sheriff Shane Phelps who appeared before the Mayor and Board of Aldermen to discuss the possibility of the City of Batesville and Panola County partnering to build an animal shelter.

No action was taken on this matter.

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**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; City Clerk Susan Berryhill; Assistant Chief of Police George Williford; Captain Wesley Hawkins and Assistant City Clerk Shonnah Weaver.

On motion made by Alderman Morrow, seconded by Alderman Harrison, 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, the sale surplus real property and the purchase of real property.

JUNE 20, 2023

**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, the sale of surplus real property and the purchase of real 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 Harrison, Land, Dugger, Morrow and Walton; City Clerk Susan Berryhill; City Attorney Colmon Mitchell; Assistant Chief of Police George Williford; Captain Wesley Hawkins 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; Assistant Chief of Police George Williford; Captain Wesley Hawkins and Assistant City Clerk Shonnah Weaver.

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

There next came on for discussion the personnel matter regarding job performance. (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 involving termination of an agreement.

There next came on for discussion the sale of surplus real property.

There next came on for discussion the purchase of real property.

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

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JUNE 20, 2023

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**IN RE: APPROVAL TO TERMINATE EMPLOYMENT – FIRE DEPARTMENT**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Jaquavious Lloyd be and he is hereby terminated due to job abandonment, for reasons discussed in executive session, effective June 8, 2023.

**IN RE: CONSULTANT AGREEMENT**

Upon motion of Alderman Walton and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the Consultant Agreement entered into with Rodney Holley and the City of Batesville, be and it is hereby terminated, effective immediately and no further payments be issued in connection with said agreement.

**IN RE: SALE OF SURPLUS REAL PROPERTY**

Upon motion of Alderman Dugger and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the contract, in connection with the sale of surplus real property, be and it is hereby extended until July 31, 2023.

**IN RE: OLD NATIONAL GUARD ARMORY BUILDING**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the Legal Department obtain an Attorney General's opinion in connection with the old National Guard Armory building.

\*No action was taken on the personnel matter regarding job performance nor on the purchase of real property.

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JUNE 20, 2023

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**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 and Assistant City Clerk Shonnah Weaver.

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

1. Darrell Dixon of North Delta Planning and Development District provided updates regarding the MLK Sewer Project.
2. Chief of Police Kerry Pittman provided copies of the monthly report to the Mayor and Board of Aldermen.

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Upon motion duly made and seconded, the meeting was adjourned to reconvene at 2:00 o'clock p.m., Wednesday, July 5, 2023, 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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JUNE 20, 2023

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

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The adjourned 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 5<sup>th</sup> day of July, 2023

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.