

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

JULY 2, 2024

**REGULAR MEETING**

**JULY 2, 2024**

Be It Remembered that a Regular Meeting of the Mayor and Board of Aldermen of the City of Batesville was held on the first Tuesday of July, being the 2<sup>nd</sup> day of July 2024, 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 Shonnah Weaver; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; Assistant Chief of Police Barry Thompson; Chief Building Official Andy Berryhill; Parks & Recreation Heath Fullilove; Public Works Director Newt Benson; Fire Chief Tim Taylor; Deputy Fire Chief David Tarver; Civic Center Director Rodney Holley; and Administrative Assistant Sulli Woods.

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

**IN RE: APPROVAL OF AGENDA**

Upon motion of Alderman Morrow and second of Alderman Harrison on and upon unanimous vote taken, the agenda of June 4, 2024, was approved with the following addition to the Pay Request: Approval of Pay Application #7 in the amount of \$143,253.61 to be made to M&N Construction in connection with Concourse Phase 2. (Panola County Board of Supervisors minutes attached.)

JULY 2, 2024

# **CITY OF BATESVILLE BOARD MEETING**

JULY 2, 2024

2:00 P.M. | CITY HALL

## **AGENDA**

**CALL TO ORDER:** Mayor Hal Ferrell**INVOCATION:** Billy Williams

**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."

**APPROVE AGENDA**

- July 2, 2024

**APPROVE MINUTES OF PRIOR MEETINGS**

- Regular Meeting – June 18, 2024

**CONSENT AGENDA**

1. Approval for Brayden Henson to attend Basic Firefighter course 1001-I-II at the MS Fire Academy August 5- September 26, 2024. He will travel in a city vehicle. Expenses paid/reimbursed by the city.
2. Approval for Jayleon Johnson to attend the Haz Mat Awareness and Operations course delivered through a hybrid course from the MSFA. Two weeks online and one week at the MSFA where students will take finals and test on JPR's (skills) class start July 8, 2024, online and on campus July 22- 25, 2024, with expenses paid/reimbursed by the City. He will travel in a City Vehicle.
3. Approval for Cameron LaCook to attend Fire Officer I-II class at the Mississippi Fire Academy on the following dates: August 12-22, 2024. He will travel in a city vehicle. Expenses paid/reimbursed by the city.
4. Approval for Dennis Pearson and Luther Moore to attend the Rope- I (Awareness and Operations) at the MS Fire Academy August 5- August 8, 2024. Allowing an alternate if one is unable to attend. They will travel in a city vehicle. Expenses paid/reimbursed by the City.
5. Approval for Dennis Barfield to attend 2024 International Building Code Class on July 10, 2024, in Oxford, MS. No cost for registration, reimbursement of travel expenses if necessary.
6. Approval for City Officials and City personnel to attend the Mississippi Municipal League Summer Conference July 21-23, 2025, with expenses paid/reimbursed by the City.

**PAY REQUEST AGENDA**

1. Approval of payment in the amount of \$13,595.00 to be made to Mendrop Engineering Resources in connection with 2024 Street Upgrades.
2. Approval of payment in the amount of \$25,540.00 to be made to Mendrop Engineering Resources in connection with MCWI 2023 New Water Well.
3. Approval of payment in the amount of \$17,600.00 to be made to Mendrop Engineering Resources in connection with MCWI 2023 New Water Well.
4. Approval of payment in the amount of \$17,256.50 to be made to Mendrop Engineering Resources in connection with MCWI 2023 New Water Well.
5. Approval of Pay Application #7 in the amount of \$143,253.61 to be made to M&N Construction in connection with Concourse Phase 2. (Panola County Board of Supervisors minutes attached.)

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

JULY 2, 2024

**HUMAN RESOURCES**

See Attached

**VISITORS****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

**PUBLIC HEARING – 3:00 P.M.**

1. Arby's- Variance request for additional signage
2. Lockers- Variance request for side setbacks

**REPORT OF DEPARTMENT HEADS****CHIEF BUILDING OFFICIAL – ANDY BERRYHILL**

1. Monthly inspection and complaint list
2. Planning Commission Minutes meeting for June
3. Set Public Hearing- Variance for New Hope Church of God to allow metal siding
4. Set Clean Up Hearings as needed

**ASSISTANT CHIEF OF POLICE – BARRY THOMPSON**

1. Surplus Property

**CITY ATTORNEY – COLMON MITCHELL****CITY CLERK – SHONNAH WEAVER**

1. Annual Appointments & Allowances
2. Tri-Star Preventative Maintenance Agreement

**FIRE CHIEF – TIM TAYLOR**

1. Monthly Fire Code Inspections and Incidents report

**PARKS AND RECREATION DIRECTOR – HEATH FULLILOVE**

1. Panola County First Youth Rally

**CIVIC CENTER DIRECTOR – RODNEY HOLLEY**

1. June events economic impact

**PUBLIC WORKS DIRECTOR – NEWT BENSON**

1. Approval to pay White's Tree Service \$500.00 for cutting a Magnolia tree and removing the stump.
2. Easement for sewer on Cross development (if completed by Mendrop)
3. Easement for stormwater off Cracker Barrel lift station
4. Pump replacement on Sherwood Drive lift station
5. Board update on High School well generator

**ALLOW CLAIMS: 45471-46220 (includes The Co-Op)****OTHER MATTERS BY MAYOR OR ALDERMAN:**

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

JULY 2, 2024

**EXECUTIVE SESSION**

1. Personnel- Newt
2. Property- Newt
3. Personnel- Shonnah

**ADJOURNMENT****IN RE: APPROVAL OF MINUTES**

Upon motion of Alderman Land and second of Alderman Harrison and upon unanimous vote taken, the minutes of the May 21, 2024, regular meeting were approved.

**IN RE: SIGNATURE SHEET FOR MEETING OF MAY 7, 2024****Board Meeting****July 2, 2024****Signature Sheet**

<i>Billy Thompson</i>	<i>601</i>	<i>106 Polk St Batesville, MS 38606</i>
Please print name clearly		Street Address, City, Zip
<i>John Whitaker</i>		<i>1098 GATEWOOD DR BATESVILLE MS</i>
Please print name clearly		Street Address, City, Zip
<i>BILLY WILLIAMS</i>		<i>P.O. BOX 510 Batesville MS</i>
Please print name clearly		Street Address, City, Zip
<i>Greg Smith</i>		<i>Jenatobia</i>
Please print name clearly		Street Address, City, Zip
<i>DENNIS DARBY</i>		<i>BATESVILLE PD.</i>
Please print name clearly		Street Address, City, Zip
<i>Mark Benson</i>		<i>City</i>
Please print name clearly		Street Address, City, Zip
<i>David Tarver</i>		<i>132 VAH WIS</i>
Please print name clearly		Street Address, City, Zip
<i>Heath Fullwood</i>		<i>City</i>
Please print name clearly		Street Address, City, Zip
<i>Tim Troy Lee</i>		<i>City</i>
Please print name clearly		Street Address, City, Zip
<i>Andy Berryhill</i>		<i>City</i>
Please print name clearly		Street Address, City, Zip
<i>Josh Hawkins</i>		<i>Rep</i>
Please print name clearly		Street Address, City, Zip
<i>Harry Guckert</i>		<i>317 Westmoreland St. Batesville MS</i>
Please print name clearly		Street Address, City, Zip
<i>James Anderson</i>		<i>Heby's Batesville</i>
Please print name clearly		Street Address, City, Zip

**MINUTE BOOK NO. H-3 – CITY OF BATESVILLE, MISSISSIPPI****JULY 2, 2024****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 Brayden Henson to attend Basic Firefighter course 1001-I-II at the MS Fire Academy August 5- September 26, 2024. He will travel in a city vehicle. Expenses paid/reimbursed by the City.
2. Approval for Jayleon Johnson to attend the Haz Mat Awareness and Operations course delivered through a hybrid course from the MSFA. Two weeks online and one week at the MSFA where students will take finals and test on JPR's (skills) class start July 8, 2024, online and on campus July 22- 25, 2024, with expenses paid/reimbursed by the City. He will travel in a City Vehicle.
3. Approval for Cameron LaCook to attend Fire Officer I-II class at the Mississippi Fire Academy on the following dates: August 12-22, 2024. He will travel in a city vehicle. Expenses paid/reimbursed by the City.
4. Approval for Dennis Pearson and Luther Moore to attend the Rope- I (Awareness and Operations) at the MS Fire Academy August 5- August 8, 2024. Allowing an alternate if one is unable to attend. They will travel in a city vehicle. Expenses paid/reimbursed by the City.
5. Approval for Dennis Barfield to attend 2024 International Building Code Class on July 10, 2024, in Oxford, MS. No cost for registration, reimbursement of travel expenses if necessary.
6. Approval for City Officials and City personnel to attend the Mississippi Municipal League Summer Conference July 21-23, 2025, 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:

1. Approval of payment in the amount of \$13,595.00 to be made to Mendrop Engineering Resources in connection with 2024 Street Upgrades.
2. Approval of payment in the amount of \$25,540.00 to be made to Mendrop Engineering Resources in connection with MCWI 2023 New Water Well.
3. Approval of payment in the amount of \$17,600.00 to be made to Mendrop Engineering Resources in connection with MCWI 2023 New Water Well.
4. Approval of payment in the amount of \$17,256.50 to be made to Mendrop Engineering Resources in connection with MCWI 2023 New Water Well.
5. Approval of Pay Application #7 in the amount of \$143,253.61 to be made to M&N Construction in connection with Concourse Phase 2. (Panola County Board of Supervisors minutes attached.)

**MINUTE BOOK NO. H-3 – CITY OF BATESVILLE, MISSISSIPPI****JULY 2, 2024****IN RE: APPROVAL OF HUMAN RESOURCES 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 human resources agenda be, and they are hereby approved:

1. Approval to accept resignation of Major Wesley A. Hawkins from the Police Department, effective July 10, 2024.
2. Approval for Thomas Bryant to be hired to the position of Patrolman in a part-time position pending successful pre-employment physical examination, drug screen and alcohol testing. If hired, he would not receive benefits to include no retirement or insurance. His rate of pay will be \$21.31 per hour.
3. Approval to add Cleveland Thomas as the mosquito control personnel as backup replacing Jonathan Jackson.

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

JULY 2, 2024

**IN RE: BIDS RECEIVED – BATESVILLE MOUNDS PAVILION**

This day the Mayor and Board of Aldermen discussed the sealed competitive bids that were received and opened on June 20, 2024, for the Batesville Mounds Pavilion, pursuant to advertisement made in the manner and for the time provided by law as evidenced by a copy of Proof of Publication attached hereto. The Mayor and Board of Aldermen found that the following bids were received and are on file in the Office of the City Clerk.

BID TABULATION SHEET			BATESVILLE MOUNDS PAVILION & MUSEUM - JUNE 20, 2024 2:00 PM								
CONTRACTOR	C.R.	BID BOND	ATT LL D SIG D NE	BASE BID	ALTERNATE #1	ALTERNATE #2	ALTERNATE #3	ALTERNATE #4	ALTERNATE #5	TOTAL BID	
FLAGSTAR CONSTRUCTION	10817	ARCH INS. CO.	x x	\$1,425,000	\$622,000	\$64,000	\$162,500	\$20,000	\$191,000	\$2,484,500.00	
GRINDER, Tabor, & Grinder, Inc.	07101	LIBERTY MUTUAL	x x	\$970,121	\$470,671	\$75,555	\$79,539	\$28,188		\$1,624,074.00	
HILLS CONSTRUCTION, LLC	14154	SURE TECH	x x	\$656,000	\$366,636	\$47,000	\$37,500	\$17,000	\$11,000	\$1,135,136.00	
PHOENIX CONSTRUCTION, LLC	19024	FAIR AMERICAN	x x	\$480,000	\$331,500	\$43,000	\$10,500	\$16,200	\$19,400	\$900,600.00	
TDL CONTRACTORS, INC.	07246	FEDELITY DEPOSIT	x x	\$621,000	\$389,000	\$55,000	\$47,000	\$19,000	\$14,000	\$1,145,000.00	
TIMBO CONSTRUCTION, INC.	12475	GRAY CAS & INS.	x	\$986,000	\$685,000	\$109,545	\$156,341	\$43,047	\$10,941	\$1,990,874.00	
				\$621,000	\$389,000					\$1,010,000.00	
				\$656,000	\$366,636					\$1,022,636.00	

SOZO ARCHITECTURE, PLLC - MICHAEL GREY JONES, AIA, LEED AP BD+C

BID CERTIFICATION BY ARCHITECT:  DATE: \_\_\_\_\_

Michael Jones of Sozo Architecture, PLLC received a letter from Phoenix Construction, LLC withdrawing their bid due to an error. The Mayor and Board of Aldermen voted unanimously to allow Phoenix Construction, LLC to withdraw their bid.

Having heard all bids received, upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the bid from TDL Contractors, Inc. in the amount of \$1,010,000.00 (Base Bids \$621,000.00 and Alternate #1 Bid \$389,000.00= \$1,010,000.00) be and it is hereby accepted as the lowest and best bid for the Batesville Mounds Pavilion.

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

JULY 2, 2024

## 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:

05/15/24, 05/22/24

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, Publisher

Subscribed and sworn to before me this  
22nd Day of May, 2024




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

Account # 180200  
Ad # 1825706

CITY OF BATESVILLE  
PO BOX 689  
BATESVILLE MS 38606

## PUBLIC NOTICE

## ADVERTISEMENT FOR BIDS

Notice is hereby given that sealed bids will be received for the project named below by the City of Batesville until 2:00 P.M. on Thursday, 13 June 2024 and then publicly opened and read aloud. Single stipulated sum bids will be received for all work required by the contract documents in accordance with the Instructions to Bidders.

It is anticipated that "Notice to Proceed" will be 8 July 2024.

Construction shall be completed as defined on Bid Form.

Location for Receipt of Bids:

Contract Documents consisting of

Plans and Specifications Entitled:

Batesville Mounds Pavilion and

Museum

Batesville, MS

Project Numbers: 21009

Bid Documents may be

examined at the office of the

Architect and are being made

available via original paper

copy or digital CD. Plan holders

are required to register and

order Bid Documents at [www.sozorearchplans.com](http://www.sozorearchplans.com).

Bid Documents are non-refundable

and must be purchased through

the website. All plan holders

are required to have a valid

email address for registration.

Questions regarding website

registration and online orders

please contact Online Plan

Room support at Telephone No.

(662) 407-0193.

No partial sets of Documents

will be issued. Selected plan

rooms will be issued one (1) CD

without charge.

This Project provides for a Pre-bid Meeting scheduled for 10:00 AM on Thursday, 6 June 2024 at Public Works Office located 132 Van Voris St., Batesville, MS 38606 in the training room.

Proposals must be delivered in a sealed envelope and marked plainly on the outside of the envelope with the following:

"Batesville Mounds Pavilion and Museum Batesville, MS"

be opened on 13 June 2024.

Bids should be addressed to

Hal Ferrell, Mayor, City of

Batesville, Van Voris Street,

Batesville, MS 38606. In addition,

the envelope shall list

the bidders Company Name,

Company Address and all ap-

plicable state and local license

and registration numbers of

the bidder. Envelopes not so

marked are submitted entirely

at the risk of the bidder as the

Owner and Architect assume no

responsibility for the premature

opening of any bid envelope by

any employee of the Owner or

Architect.

Proposals shall be submitted in

duplicate only upon the blank

proposal forms provided in the

Specifications and must be ac-

companied by Proposal Security in the form of Certified Check or acceptable Bid Bond in the amount equal to at least five percent (5%) of the Base Bid: such security to be forfeited as liquidated damages, not penalty, by any bidder who fails to carry out the terms of the proposal, execute a contract and post. Performance and Payment Bonds in the form and amount within the time specified. The Bid Bond, if used, shall be payable to the Owner.

Bid proposals must be received

on or before the scheduled time

for opening of bids and no bid

may be withdrawn after the de-

clared closing time for the re-

ceipt of bids for a period of sixty (60) days.

All bids submitted in excess of

\$50,000 by a prime or Subcon-

tractor to do any erection, build-

ing, construction, repair, main-

tenance, or related work must

comply with the Mississippi

Contractors Act of 1985, by se-

curring a Certificate of Respon-

sibility from the State Board of

Contractors.

Bid documents are being

made available via original

paper copy or electronically.

Planholders are required to log-

in or register for an account at

[www.sozorearchplans.com](http://www.sozorearchplans.com) to

view and order Bid documents.

All planholders are required to

have a valid email address for

registration. Bid documents are

non-refundable and must be

purchased through the website.

Questions regarding website

registration and online orders

please contact Plan House

Printing at (662) 407-0193.

The City of Batesville is an

Equal Opportunity Employer.

The City hereby notifies all Bid-

ers that it will affirmatively in-

sure that in a contract entered

into pursuant to this advertise-

ment will be afforded the full

opportunity to submit bids in re-

sponse to this invitation and will

not be discriminated against on

the grounds of race, color, reli-

gion, sex, national origin, age,

disability, sexual preference,

marital or veteran status or any

other legally protected status

in consideration for an award.

Minority and women's business

enterprises are solicited to bid

on this contract as prime con-

tractors and are encouraged to

make inquiries regarding poten-

tial subcontracting opportuni-

ties, equipment, material and/or

supply needs.

The Owner reserves the right

to waive any irregularities, the

right to reject any or all bids and

the option to postpone action

and final decision for a period of

up to sixty (60) days.

OWNER:

City of Batesville

103 College Street

Batesville, MS 38606

ARCHITECT:

SOZO Architecture, PLLC

**MINUTE BOOK NO. H-3 – CITY OF BATESVILLE, MISSISSIPPI****JULY 2, 2024****IN RE: PUBLIC HEARING - 3:00 P.M.  
PUBLIC HEARING – VARIANCE – ARBY’S**

The Mayor opened the Public Hearing and Chief Building Official Andy Berryhill explained the purpose of the hearing being a request from Alejandro Orfanos, for a Variance to allow an additional twenty-four (24) square feet of signage. Said property is located at 596 Highway 6 East in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is described as:

Parcel #3182P0005300 40002402  
PT W ½ SE ¼  
Unplatted Land 9-9-7  
596 Highway 6 East

and

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

James Anderson was present and spoke in support of this request and no one was present in opposition of this request.

Chief Building Official Andy Berryhill reported that the Planning Commission recommended said variance request at their meeting held on May 28, 2024.

The Mayor declared the hearing closed.

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

JULY 2, 2024

## 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:

06/12/24

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, Publisher

Subscribed and sworn to before me this  
12th Day of June, 2024




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

Account # 180200  
Ad # 1837514

CITY OF BATESVILLE  
PO BOX 689  
BATESVILLE MS 38606

## PUBLIC NOTICE

NOTICE OF PUBLIC  
HEARING

WHEREAS, Alejandro Orfanos has made application to the Mayor and Board of Aldermen of the City of Batesville, Mississippi, requesting that they grant a variance from the requirements of the zoning ordinance of the City of Batesville, Mississippi, to allow an additional twenty-four (24) square feet of signage. Said property is located at 596 Highway 6 East, in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is described as:

Parcel #3182P0005300  
40002402  
PT W 1/2 SE 1/4  
Unplatted Land 9-9-7  
596 Highway 6 East

and  
NOW THEREFORE, pursuant to the order of the Mayor and Board of Aldermen of the City of Batesville, Mississippi, notice is hereby given to all persons interested in, or in any way affected by, said application that a public hearing on said application shall be held by the Mayor and Board of Aldermen of the City of Batesville, Mississippi, at 3:00 P.M. on July 2, 2024, at the City Hall located at 103 College Street, Batesville, Mississippi, at which time all parties interested in or affected thereby, will be heard, after which a decision will be rendered by the said Board of Mayor and Aldermen. Any objection made concerning the property described hereinabove may be made by any person in writing or in person at said hearing.

If any objection be made in writing, it must be filed with the undersigned prior to or at time of said public hearing. Any party interested may appear in person and or by counsel at said public hearing.

CITY OF BATESVILLE  
Susan S. Berryhill, City Clerk

The Panolian:  
June 12, 2024  
HEARING/ORFANOS

## IN RE: VARIANCE – ARBY'S

On motion of Alderman Morrow, second of Alderman Walton and unanimously carried by a vote being taken, it was ordered that the request from Alejandro Orfanos for a variance to allow an additional twenty-four (24) square feet of signage at the property located at 596 Highway 6 East, be and it is hereby granted.

**MINUTE BOOK NO. H-3 – CITY OF BATESVILLE, MISSISSIPPI****JULY 2, 2024****IN RE: PUBLIC HEARING - 3:00 P.M.  
PUBLIC HEARING – VARIANCE – LOCKER’S**

The Mayor opened the Public Hearing and Chief Building Official Andy Berryhill explained the purpose of the hearing being a request from Harry Guckert, for a Variance to allow a 20'side setback on the property for the construction of an addition to an existing industry. Said property is owned by Warehouse 3 LLC and located at 209 Pearson Street in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is described as:

Parcel # 3183Q0000100 210000600  
2.7 ACC LOTS 5 & 6 – BLK 21  
Original Town of Batesville  
209 Pearson Street

and

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

Harry Guckert was present and spoke in support of this request and no one was present in opposition of this request.

Chief Building Official Andy Berryhill reported that the Planning Commission recommended said variance request at their meeting held on May 28, 2024.

The Mayor declared the hearing closed.

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

JULY 2, 2024

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COUNTY OF PANOLA

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06/12/24

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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, Publisher

Subscribed and sworn to before me this  
12th Day of June, 2024




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

## PUBLIC NOTICE

NOTICE OF PUBLIC  
HEARING

WHEREAS, Harry Guckert has made application to the Mayor and Board of Aldermen of the City of Batesville, Mississippi, requesting that they grant a variance from the requirements of the zoning ordinance of the City of Batesville, Mississippi, to allow a 20' side setback on the property for the construction of an addition to an existing industry. Said property is owned by Warehouse 3 LLC and located at 209 Pearson Street, in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is described as Parcel # 3183Q0000100 Z10000600

2.7 ACC LOTS 5 & 6 – BLK 21  
Original Town of Batesville  
209 Pearson Street

and  
NOW THEREFORE, pursuant to the order of the Mayor and Board of Aldermen of the City of Batesville, Mississippi, notice is hereby given to all persons interested in, or in any way affected by, said application that a public hearing on said application shall be held by the Mayor and Board of Aldermen of the City of Batesville, Mississippi, at 3:00 P.M. on July 2, 2024, at the City Hall located at 103 College Street, Batesville, Mississippi, at which time all parties interested in or affected thereby will be heard, after which a decision will be rendered by the said Board of Mayor and Aldermen. Any objection made concerning the property described herein above may be made by any person in writing or in person at said hearing.

If any objection be made in writing, it must be filed with the undersigned prior to or at time of said public hearing. Any party interested may appear in person and or by counsel at said public hearing.

CITY OF BATESVILLE  
Susan S. Berryhill, City Clerk

The Panolian:  
June 12, 2024  
HEARING/GUCKERT

Account # 180200  
Ad # 1837517

CITY OF BATESVILLE  
PO BOX 689  
BATESVILLE MS 38606

## IN RE: VARIANCE – LOCKER'S

On motion of Alderman Land, second of Alderman Harrison and unanimously carried by a vote being taken, it was ordered that the request from Harry Guckert for a variance to allow a 20' side setback on the property for the construction of an addition to an existing industry located at 209 Pearson Street, be and it is hereby granted.

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

JULY 2, 2024

**IN RE: SET PUBLIC HEARING- VARIANCE- NEW HOPE CHURCH OF GOD**

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

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

WHEREAS, Donnie Shaw has submitted to the Mayor and Board of 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 Donnie Shaw requests a variance to allow metal siding on a new shop building for New Hope Church of God. Said property is located at 296 Highway 35 North in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is described as:

Parcel Number: 31380004803 0000808  
17 AC PT S1/2 S1/2 East of Highway 35 of  
Unplatted Land of Section 34, Township 8, Range 7  
and

WHEREAS, said request was reviewed by the Planning Commission of the City of Batesville at their meeting held on June 17, 2024 and

WHEREAS, said Planning Commission recommended that the variance be granted and

NOW, THEREFORE, BE IT ORDERED that on the 6<sup>th</sup> day of August 2024, 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. H-3 – CITY OF BATESVILLE, MISSISSIPPI**

JULY 2, 2024

**IN RE: TRANSFER OF SURPLUS PROPERTY – PANOLA COUNTY  
SHERIFF DEPARTMENT**

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

**R E S O L U T I O N**

WHEREAS, the City of Batesville Police Department owns body cameras and equipment that is currently not being used by the Batesville Police Department and is of little value; and

WHEREAS, Assistant Chief of Police Barry Thompson has requested that said body cameras and equipment be declared surplus property and transferred to the Panola County Sheriff Department for \$2,950.00; and

WHEREAS, the transfer of said body cameras and equipment for \$2,950.00 is below market value, however, it is in the best interest of the taxpayers of the State of Mississippi, and the City of Batesville to transfer said body cameras and equipment that is not being used by the City of Batesville Police Department and will be used by the Panola County Sheriff Department which will benefit the taxpayers of the State of Mississippi; and

WHEREAS, Section 31-7-13(m)(vi) of the Mississippi Code of 1972 as amended allows the transfer of said body cameras and equipment.

NOW THEREFORE, the City of Batesville does hereby declare said body cameras and equipment as surplus property and should be transferred to the Panola County Sheriff Department in consideration of the sum of \$2,950.00 because it is in the best interest of the taxpayers of the State of Mississippi and the City of Batesville.

RESOLVED this the 2<sup>nd</sup> day of July, 2024.

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

JULY 2, 2024

Items to sell to Panola County Sheriff Department

05D0-335F	Body Camera
05D0-3372	Body Camera
05D0-337C	Body Camera
05D0-337E	Body Camera
05D0-3381	Body Camera
05D0-3387	Body Camera
05D0-3391	Body Camera
05D0-3395	Body Camera
05D0-339E	Body Camera
05D0-33A3	Body Camera
05D0-33BC	Body Camera
05D0-3DAB	Body Camera
05D0-3F58	Body Camera
05D1-04BB	Body Camera
05D1-04FB	Body Camera
05D1-10A5	Body Camera
05D1-121D	Body Camera
05D1-2DA7	Body Camera
05D1-2DB6	Body Camera
05D2-0358	Body Camera
05D2-16A8	Body Camera
05D2-18D4	Body Camera
05D2-195E	Body Camera
05D2-1A40	Body Camera
05D2-1A56	Body Camera
05D2-1A5D	Body Camera
05D2-1A70	Body Camera
05D2-227B	Body Camera
05D2-2E12	Body Camera
05D2-3157	Body Camera
05D2-3422	Body Camera
05D2-358F	Body Camera
05D2-35A7	Body Camera
05D2-35C5	Body Camera
05D2-360C	Body Camera
05D2-3DF0	Body Camera
05D2-3E66	Body Camera
05D2-3E96	Body Camera
05D2-48BC	Body Camera
05D2-48F2	Body Camera
05D2-49A0	Body Camera
05D2-4EC1	Body Camera
05D2-4F31	Body Camera
05D2-4F4E	Body Camera

U255117131748-1806	Camera Heads
U254918160430-1909	Camera Heads
Y261620340815-2109	Camera Heads
Y261620370026-2124	Camera Heads
W254917310402-2218	Camera Heads
Y259019510928-2010	Camera Heads
Y261620340775-2109	Camera Heads
W254216480938-2218	Camera Heads
239115047703-1531	Camera Heads
W254918100783-2218	Camera Heads
Y259020170100-2028	Camera Heads
Y261620340789-2109	Camera Heads
Y261620390637-2318	Camera Heads
Y259020170164-2028	Camera Heads
Y21620390667-2317	Camera Heads
W252416370581-2218	Camera Heads
Y259020170211-2028	Camera Heads
Y261620340203-2121	Camera Heads
Y261620390894-2317	Camera Heads
249015261455-1543	Camera Heads
Y261620340920-2109	Camera Heads
Y259019510915-2010	Camera Heads
Y261620340932-2109	Camera Heads
Y261620390822-2317	Camera Heads
Y261620390411-2317	Camera Heads
Y261620440541-2318	Camera Heads
Y261620370062-2124	Camera Heads
Y261620340643-2109	Camera Heads
Y259020170133-2028	Camera Heads
Y259020170008-2028	Camera Heads
W25917230210-2218	Camera Heads
W255119131807-2218	Camera Heads
Y261620340294-2121	Camera Heads
W254918100062-2218	Camera Heads
W254917310317-2209	Camera Heads
Y261620370418-2124	Camera Heads

FF00-0136	Camera Docking Station
FF00-017F	Camera Docking Station
FF00-004F	Camera Docking Station

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

JULY 2, 2024

**IN RE: ANNUAL APPOINTMENTS & ALLOWANCES**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the following appointments be made, effective immediately, with salaries to be set in September 2024, effective October 1, 2024:

<b>ANNUAL APPOINTMENTS &amp; ALLOWANCES</b>	<b>JULY 2024</b>
<b>POSITION</b>	<b>NAME</b>
City Clerk	Shonnah Weaver
Registrar of Voters	Shonnah Weaver
Public Works Director	Newt Benson
City Attorney	Colmon S. Mitchell
City Prosecutor and Assistant City Attorney	Ryan Revere
City Engineer	Blake Mendrop
Administrative Assistant	Beth Austin
Municipal Court Clerk	Ryley Boyero
Receptionist	Sherry Breland
Assistant City Clerk/Payroll Clerk	Cindy Roper
Administrative Assistant	Lindsey "Sulli" Woods
IT Manager	Joel Taylor
Utility Supervisor	Mackenzie Johnson
Utility Clerk	Eloise Cosby
Utility Clerk	Berma Williams
Utility Clerk	Bridget Burks
Chief Building Official	Andy Berryhill
Code Enforcement Secretary	Bradie Bailey
Code Enforcement Officer	Hughye McDaniel
Code Enforcement Building Inspector	Dennis Barfield
Parks and Recreation Director	Heath Fullilove
Superintendent - Water and Sewer	Rodney Alewine
Water and Sewer Assistant Superintendent	Taylor Jaudon
Gas Superintendent	Steve Caldwell
Assistant Gas Superintendent	William Langston
Street Superintendent	Shelton Hawkins
Assistant Street Superintendent	Eddie Cole
Assistant Street Superintendent	William Bright
WasteWater Treatment Plant Superintendent/Chief Operator	Gary Snider

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

JULY 2, 2024

WasteWater Treatment Plant Assistant Superintendent- Class IV WasteWater Treatment Operator	Mark Ivy
Chief of Police	Dennis Darby
Assistant Chief of Police	Barry Thompson
Administrative Assistant to Chief of Police	Kati Overall
Major	Wesley Hawkins
Detective Secretary	Holly White
Fire Chief	Timothy Taylor
Full-time Fireman/Deputy Chief	David Tarver
Full-time Fireman/Fire Code Inspector	James Snyder
Full-time Fireman/Fire & Life Safety	Sergio Vergara
Full-time Fireman/Training Officer	Travis Inman
Civic Center Director	Rodney Holley
Administrative Assistant	Dawn Mitchell
Facilities Manager	Jonathan Wilkes

**OTHER**

First Regional Library	\$19,600.00 per month
Rent - District Attorney – Jay Hale	\$ 350.00 per month
Annual Lease - American Legion	\$ 1,000.00 annually
Annual Rent - Land on I-55 for Sign	\$ 1,000.00 annually
Annual Rent - Rubbish site on Hwy 35 (Dennis Lott)	\$ 3,000.00 annually (5-year lease) Ends in 2025
Civil Defense	\$ 3,166.67 per month

and further ordered that the clerk be and she is hereby authorized to issue warrants each week or month, as the need arises for the following: warrants to pay salaries of day laborers each week and other hourly paid employees, along with amounts as presented by the Director of Parks for certain teaching and officiating of softball, baseball, basketball, and other activities; warrants to pay monthly and bi-monthly salaries, telephone bills, insurance premiums, electric bills, refunds of petty cash accounts, postage, investment of funds, and freight bills upon arrival of freight for each department; warrants for utility refunds; warrants as directed by the Judge of refund of bonds and other occurring activity when directed by the Judge; and warrants as directed by the Chief Building Official to refund building permit bonds.

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

JULY 2, 2024

## IN RE: TRI-STAR PREVENTATIVE MAINTENANCE AGREEMENT

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, the following quote from Tri-Star Companies, LLC is taken under advisement.

TRI-STAR COMPANIES, INC.		P.O. BOX 658 • 910 KEATING ROAD BATESVILLE, MS 38608 662-576-4440 FAX 662-576-4447																
QUOTE NO: CQ7401																		
To: C5634567 City of Batesville P.O. Box 689 Batesville, MS 38606	Site:																	
2/29/2024	4/30/2024	Preventative Maintenance Plan	1															
<p>Susan Berryhill Subject: Preventative Maintenance Plan</p> <p>This is quote to provide PM work for the following sites:</p> <p>1- City Hall = Eq=3 systems 2- City court = Eq = 1 system 3- Code Enforcement = Eq= 1 system 4- Police Station = Eq = 5 systems 5- Firestation 2 = Eq = 1 system 6- Firestation 3 = Eq= 2 systems 7- Batesville Library= Eq= 7 systems (Newest site New building 2021) 8- Firestation 1 / Public works facility = Eq= 9 systems, 2 fans, 6 heaters.</p> <p>Scope of work to be performed Bi- Monthly: 1- Change all filters Bi-Monthly with Merv 8 pleated filters. 2- Check t/ stat operation and unit functionality. Scope of work spring and summer visits: 1- Check full cooling performance of equipment at Spring and summer visits. A- Noting compressor efficiency. B- Check refrigerant charge. C- Blow out panels and drains. D- Tighten mechanical and electrical connections. Scope of work fall and winter visits. 1- Check full heating performance of equipment at fall and winter visits. A- Checking gas pressures B- Check heat exchangers. C- Blow out panels and burners. D- Tighten mechanical and electrical connections. Scope of work 1 time per contract year: 1- Clean all condenser coils. 2- Replace all equipment belts, lube motors and clean motor intakes.</p>																		
TRI-STAR COMPANIES, INC.																		
P.O. BOX 658 • 910 KEATING ROAD BATESVILLE, MS 38608 662-576-4440 FAX 662-576-4447																		
QUOTE NO: CQ7401																		
To: C5634567 City of Batesville P.O. Box 689 Batesville, MS 38606	Site:																	
2/29/2024	4/30/2024	Preventative Maintenance Plan	2															
<p>(Note this pm has not been renewed since 2009) Prices overall have increased and Firestation 1 has been removed off and New FS1/ Public works is put in as add.</p> <p>Exclusions: Any repairs.</p> <p><i>Kevin A. Powers</i> Kevin A. Powers, Manager</p> <p><i>Donnah Weaver</i> Authorized</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;"></td> <td style="width: 10%; text-align: center;">6</td> <td style="width: 40%; text-align: center;">6 PM's Existing 7 sites</td> <td style="width: 10%; text-align: center;">1,146.00</td> <td style="width: 10%; text-align: center;">6,876.00</td> </tr> <tr> <td></td> <td style="text-align: center;">-6</td> <td style="text-align: center;">6 PM's new FS1/ Public works</td> <td style="text-align: center;">806.00</td> <td style="text-align: center;">4,836.00</td> </tr> <tr> <td></td> <td style="text-align: center;">0</td> <td style="text-align: center;">Contract can be billed out Bi- Monthly at \$1,952.00 or can be billed out each month at \$976.00</td> <td style="text-align: center;">0.00</td> <td style="text-align: center;">0.00</td> </tr> </table> <p style="text-align: right;">TOTAL AMOUNT <del>11,712.00</del> <i>573.00 /month</i></p>					6	6 PM's Existing 7 sites	1,146.00	6,876.00		-6	6 PM's new FS1/ Public works	806.00	4,836.00		0	Contract can be billed out Bi- Monthly at \$1,952.00 or can be billed out each month at \$976.00	0.00	0.00
	6	6 PM's Existing 7 sites	1,146.00	6,876.00														
	-6	6 PM's new FS1/ Public works	806.00	4,836.00														
	0	Contract can be billed out Bi- Monthly at \$1,952.00 or can be billed out each month at \$976.00	0.00	0.00														

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

JULY 2, 2024

## IN RE: PAYMENT TO EPW WRESTLING

Upon motion of Alderman Dugger and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the City of Batesville pay the invoice of \$1,500.00 to EPW Wrestling for their event during the Summer Celebration at the Civic Center on June 29, 2024.

 <b>Board Approved</b> <i>7/2/2024 SW</i> <b>355-000-227</b> <i>pd with</i> <b>Sponsorship funds</b> <i>Rec# 1618</i>	<b>EPW Wrestling LLC</b> 1420 River Road Mantachie, Mississippi 38855 United States <a href="http://www.epwwrestlingms.com">www.epwwrestlingms.com</a>												
<b>Bill to</b> <b>Batesville Civic Center</b> Rodney Holley 290 Civic Center Drive Batesville, Mississippi 38606 United States  <a href="mailto:adminasst@batesvilleciviccenter.com">adminasst@batesvilleciviccenter.com</a>													
<b>Invoice Number:</b> 50 <b>Invoice Date:</b> June 24, 2024 <b>Payment Due:</b> June 29, 2024 <b>Amount Due (USD):</b> \$1,500.00													
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; padding: 5px;">Services</th> <th style="text-align: right; padding: 5px;">Price</th> <th style="text-align: right; padding: 5px;">Amount</th> </tr> </thead> <tbody> <tr> <td style="padding: 5px;">Packaged Show Batesville Summer Celebration 6-29-2024</td> <td style="text-align: right; padding: 5px;">\$1,500.00</td> <td style="text-align: right; padding: 5px;">\$1,500.00</td> </tr> <tr> <td colspan="2" style="text-align: right; padding: 5px;"><b>Total:</b></td> <td style="text-align: right; padding: 5px;"><b>\$1,500.00</b></td> </tr> <tr> <td colspan="2" style="text-align: right; padding: 5px;"><b>Amount Due (USD):</b></td> <td style="text-align: right; padding: 5px;"><b>\$1,500.00</b></td> </tr> </tbody> </table>		Services	Price	Amount	Packaged Show Batesville Summer Celebration 6-29-2024	\$1,500.00	\$1,500.00	<b>Total:</b>		<b>\$1,500.00</b>	<b>Amount Due (USD):</b>		<b>\$1,500.00</b>
Services	Price	Amount											
Packaged Show Batesville Summer Celebration 6-29-2024	\$1,500.00	\$1,500.00											
<b>Total:</b>		<b>\$1,500.00</b>											
<b>Amount Due (USD):</b>		<b>\$1,500.00</b>											
<b>Notes / Terms</b> Thank you for your support!													

  
*R. Holley*      *6/25/24*  
[www.epwwrestlingms.com](http://www.epwwrestlingms.com)

**RECEIVED**  
*JUN 26 2024*  
**CITY OF BATESVILLE**

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OF

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

JULY 2, 2024

**IN RE:                   WHITE'S TREE SERVICE**

Upon motion of Alderman Morrow and second of Alderman Land and upon unanimous vote taken, it was ordered that the City of Batesville pay the invoice of \$500.00 to White's Tree Service for cutting a Magnolia tree and removing the stump due to the fault of the city.



**WHITE'S  
TREE SERVICE**  
• TREE REMOVAL & STUMP GRINDING •  
**INSURED • BONDED**  
5205 Ruffin Road  
Enid, MS 38927

LARRY WHITE  
Owner  
662-609-0035

Name: City of Batesville  
Address: 103 Church St  
City, State, Zip: Batesville MS 38606

Thank You

**MINUTE BOOK NO. H-3 – CITY OF BATESVILLE, MISSISSIPPI****JULY 2, 2024****IN RE: QUOTES RECEIVED- PUMP REPLACEMENT- SHERWOOD  
DRIVE LIFT STATION**

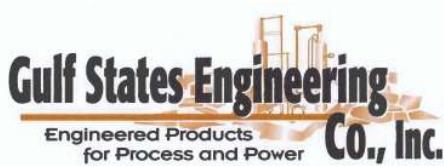
The City of Batesville received the following quotes via email for a pump replacement on Sherwood Drive lift station:

Kennedy Industries	\$26,205.00
Gulf States Engineering	\$24,957.00

Upon motion of Alderman Morrow and second of Alderman Walton and upon unanimous vote taken, it was ordered that the quote from Gulf States Engineering in the amount of \$24,957.30 be and it is hereby accepted as the lowest and best quote for the pump replacement on Sherwood Drive lift station. A copy of said quotes are on file in the Office of the City Clerk and a copy of the accepted quote follows:

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

JULY 2, 2024



www.gsengr.com  
Ph 662.890.4768  
Fx 662.890.4769  
8381 Industrial Dr.  
Olive Branch, MS 38654

## PROPOSAL

Date: June 21, 2024

To: Bubba Alewine  
City of Batesville

Project: Sherwood Estates  
CP3152 Replacement

We are pleased to offer this proposal for your consideration:

One (1)	• Flygt Model NP3153 20HP 1775RPM • 20HP 3/60/230 • 462 Hard Iron Impeller • 50' Shielded Power Cable • Flygt Leakage Sensor (FLS) & Thermal protection • 5-year warranty • 24-month no clog guarantee
---------	--

**OPTION #1 – ORDER FROM SWEDEN**

LUMP SUM TOTAL PRICE, F.O.B. FACTORIES, FULL FREIGHT ALLOWED: \$23,510.00

DELIVERY: 14 to 16 weeks ARO

**OPTION #2 – ORDER FROM CDC IN SOUTHAVEN, MS**

LUMP SUM TOTAL PRICE, F.O.B. FACTORIES, FULL FREIGHT ALLOWED: \$24,957.00

**DELIVERY:** (4) In Stock

## NOTES:

- Installation by others

### **Conditions Of Proposal**

1) Scope of supply is limited to the equipment and services listed in this proposal. Items not specifically listed are to be supplied by others.

Gulf States Engineering Co., Inc.

Page 2

- 2) Federal, state and local taxes are not included in the quoted price and will be added to the invoice. Should this purchase qualify for sales tax exemption, an EXEMPTION CERTIFICATE MUST BE SUPPLIED PRIOR TO RELEASE OF ORDER TO PRODUCTION. If the exemption certificate is not provided prior to production release, Purchaser shall be responsible for paying taxes and shall revise the purchase order, prior to release of order to production, to reflect the inclusion of applicable taxes.
- 3) Seller shall assign the manufacturer's standard warranty to purchaser and/or purchaser's customer. No other warranty is provided nor implied.
- 4) **Proposal price validity;**
  - a. Proposal is valid for acceptance 30 days from bid date or as extended in writing by the Seller.
  - b. Approved submittals must be returned within 30 days of submittal date with full release to production.
  - c. Instructions to hold production, delay shipment or store equipment are subject to price escalation and/or storage charges unless approved in writing by the Seller.
- 5) Quoted deliveries are based on the manufacturer's estimate at the time of proposal. Actual delivery will be determined at the time order is released to production. Seller does not accept back charges, penalties or liquidated damages.
- 6) The attached Gulf States Engineering Co., Inc. "Standard Terms And Conditions" apply to this proposal.
- 7) Purchase contract is between Seller and Purchaser and exclusive of all others. Seller does not accept flow down obligations or conditions from Purchaser's client or the prime contract.
- 8) Payment terms are Net 30 days after shipment. In the event Purchaser desires to delay shipment, payment will be due Net 30 days after notification equipment is ready to ship.

Attached hereto are a copy of our standard Terms and Conditions, which become a part of this quotation. If we can be of any additional service, please do not hesitate to contact us.

Sincerely,  
**Gulf States Engineering Co., Inc.**

Matthew Young  
Matt Young  
Sales Representative

cc: Mr. Rick Carney, G

NEDS

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

JULY 2, 2024

\*Alderman Harrison recused himself from the meeting.

**IN RE: ALLOW CLAIMS**

On motion made by Alderman Morrow, second by Alderman Land and unanimously carried upon a vote being taken there, it was ordered by the Mayor and Board of Aldermen of the City of Batesville, Mississippi that claims numbered 45471-46220 (includes the Co-Op) be and the same are hereby approved and allowed and shall be paid by Warrant drawn on the fund indicated.

\*Alderman Harrison returned to the meeting.

**IN RE: PLEDGE OF ALLEGIANCE**

On motion made by Alderman Harrison, second by Alderman Land and unanimously carried upon a vote being taken there, it was ordered by the Mayor and Board of Aldermen of the City of Batesville, Mississippi that after the invocation the Mayor and Board of Aldermen will recite the Pledge of Allegiance and the other people in the room will be invited to join them.

**IN RE: WELCOME SIGN**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the City of Batesville hire Donnie Shaw as a consultant for a fee of \$1,000.00 to assist with the construction of the Welcome Sign.

**IN RE: MAGNOLIA TREES ON SQUARE**

Upon unanimous consent, it was ordered that the three (3) Magnolia trees located on the Downtown Square be removed.

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

JULY 2, 2024

**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 Ferrell; Aldermen Land, Harrison, Dugger, Morrow and Walton; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; City Clerk Shannah Weaver and Administrative Assistant Sulli Woods.

On motion made by Alderman Harrison, 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 donation of real property to the city, personnel involving salary, litigation, potential litigation, utility complaint made to Public Service Commission, and personnel involving appointments and salaries.

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

JULY 2, 2024

**IN OPEN MEETING**

The Mayor announced that the Mayor and Board of Aldermen will go into executive session for the purpose of discussing discuss donation of real property to the city, personnel involving salary, litigation, potential litigation, utility complaint made to the Public Service Commission, and personnel involving appointments and salaries 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 Attorney Colmon Mitchell; Chief of Police Dennis Darby; City Clerk Shonnah Weaver and Administrative Assistant Sulli Woods.

**IN EXECUTIVE SESSION**

Mayor Ferrell announced that the Mayor and Board of Aldermen are in executive session. Those present in executive session were Mayor Ferrell; Aldermen Harrison, Walton, Dugger, Morrow and Land; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; City Clerk Shonnah Weaver and Administrative Assistant Sulli Woods.

There next came on for discussion the matter of donation of real property to the city. (Public Works Director Newt Benson and Greg Smith of Mendrop Engineering Resources were present during this part of discussion. Alderman Dugger recused himself during this part of discussion.)

There next came on for discussion of personnel involving salary.

There next came on for discussion the litigation.

There next came on for discussion of potential litigation.

There next came on for discussion of utility complaint made to Public Service Commission.

There next came on for discussion the personnel matter involving appointments and salaries. (Public Works Director Newt Benson was present during this conversation. City Clerk Shonnah Weaver and Administrative Assistant Sulli Woods were not present during this conversation.)

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

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

JULY 2, 2024

**IN OPEN MEETING**

The Mayor announced that the Mayor and Board of Aldermen are now in open meeting. Those present were Mayor Ferrell; Aldermen Land, Harrison, Dugger, Morrow and Walton; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; City Clerk Shannah Weaver and Administrative Assistant Sulli Woods.

\*Alderman Dugger recused himself from the meeting

**IN RE: PROPERTY ACQUISITION -SILICON RANCH**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the City of Batesville will begin the process of a gravel road before 2024 ends if the property owner makes a timely donation of the real property [free of all liens and encumbrances and certified so in writing to the City] to the City upon which the City can begin said process.

\*Alderman Dugger returned to the meeting.

**IN RE: PERSONNEL- COMMERCIAL DRIVERS LICENSE**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Kenya Bobo's salary be and it is hereby decreased \$2.00 per hour for not receiving her Commercial Driver's License, effective July 11, 2024.

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JULY 2, 2024

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**IN RE: COMMERCIAL DRIVERS LICENSE**

Upon recommendation of Public Works Director Newt Benson and upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that a salary increase of \$2.00 per hour be granted to the following four (4) employees that participated in the Commercial Driver's License testing and received their Commercial Driver's License: Hunter French, Rivers Stevens, Austin Towles, and Jonathan Hudson.

**IN RE: MAINTENANCE CONTRACT**

Upon motion of Alderman Morrow and second of Alderman Land and upon unanimous vote take, it was ordered that City Clerk Shannah Weaver obtain quotes for Bi-monthly HVAC maintenance for all city buildings excluding Batesville Civic Center.

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\* City Clerk Shonnah Weaver and Administrative Assistant Sulli Woods were not present during this conversation

**IN RE: APPPOINTMENT**

Upon motion of Alderman Walton and second of Alderman Harrison and upon unanimous vote taken, it was ordered that Gary Snider be and he is hereby appointed Assistant Public Works Director, with a salary of \$72,883.20 per year, effective July 11, 2024.

**IN RE: APPPOINTMENT**

Upon motion of Alderman Walton and second of Alderman Harrison and upon unanimous vote taken, it was ordered that Mark Ivy be and he is hereby appointed Superintendent of the Wastewater Treatment Plant, with a salary of \$62,400.00 per year, effective July 11, 2024.

**IN RE: APPPOINTMENT**

Upon motion of Alderman Walton and second of Alderman Harrison and upon unanimous vote taken, it was ordered that William West (Quinn) be and he is hereby appointed Assistant Superintendent of the Wastewater Treatment Plant, with a salary of \$52,000.00 per year, effective July 11, 2024.

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NOTE: No action was taken on matters regarding litigation, potential litigation, and the Public Service Community Complaint.

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

1. Chief Building Official Andy Berryhill provided copies of the monthly inspections and the Planning Commission minutes for June.
2. Monthly Fire Code Inspections and Incident report
3. Batesville Civic Center Rodney Holley discussed the June events economic impact.
4. Library crepe myrtle needs trimmed away from the building.

Upon motion duly made and seconded, the meeting was adjourned to reconvene at 1:00 o'clock p.m., July 16, 2024, 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

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

JULY 2, 2024

**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, 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: July 16, 2024

Hour: 1:00 p.m.

Subject Matter: To transact any and all business that may be transacted at a meeting of the Mayor and Board of Aldermen.

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