

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

APRIL 1, 2025

**REGULAR MEETING****APRIL 1, 2025**

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 April, being the 1<sup>st</sup> day of April 2025, at 2:00 p.m., when and where were present the following, to-wit:

Mayor Hal Ferrell; Aldermen Stan Harrison, Dennis Land, Bill Dugger, Bobby Walton and Teddy Morrow, 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; Public Works Director Newt Benson; Assistant Public Works Director Gary Snider; Civic Center Director Rodney Holley; Administrative Assistant Sulli Woods; Fire Chief Tim Taylor; and Deputy Fire Chief David Tarver;

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

**IN RE:        APPROVAL OF AGENDA**

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, the agenda of April 1, 2025, was approved with additions.

APRIL 1, 2025

CITY OF BATESVILLE  
BOARD MEETING  
APRIL 1, 2025  
2:00 P.M.| CITY HALL  
AGENDA

**CALL TO ORDER:** Mayor Hal Ferrell

**INVOCATION:** Mike Linton

**PLEDGE OF ALLEGIANCE**

**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**

- April 1, 2025

**APPROVE MINUTES OF PRIOR MEETINGS**

- March 18, 2025- Regular Meeting

**CONSENT AGENDA**

1. Approval for Michael McGraw to attend the Rope-1 (Awareness and Operations) at the MS Fire Academy on May 19-22, 2025. Allow an alternate if he is unable to attend. He will travel in a city vehicle. All expenses will be paid/reimbursed by the city.
2. Approval for School Resource Officers Lt. Shenika Hudson, Sgt. Adam Campbell, Officer Jarvis Smith, Officer Tekiya Bush, and Officer Vicki Perkins to attend the Mississippi Association of School Resource Officers (MASRO) 2025 Training Conference July 13-18, 2025, in Biloxi, MS. All expenses will be paid/reimbursed by the city. South Panola School District will reimburse the city for lodging, meal expenses, and registration fees after attendance to the conference.
3. Approval for School Resource Officer Tekiya Bush to attend a Crisis Intervention Training in Oxford, MS, on April 14-18, 2025. All expenses will be paid/reimbursed by the city.
4. Approval for Dispatch Supervisor Carolyn Andrews and Dispatcher Ebony Galmore to attend CIT for Dispatch in Bay St. Louis, MS. All expenses will be paid/reimbursed by the city.

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

APRIL 1, 2025

**PAY REQUEST AGENDA**

1. Approval of payment in the amount of \$132.00 to be paid to South Panola School District in connection with six ferns for City Hall.
2. Approval of payment in the amount of \$10,776.39 to be paid to Kizer Flooring, LLC in connection with the carpet & installation for Conference Room A&B.
3. Approval of payment in the amount of \$200.00 to be paid to CW Contractors, LLC in connection with building permit overpayment refund.
4. Approval of payment in the amount of \$334.43 to be paid to Hal Ferrell in connection with Remote Pilot Exam Prep Course and Federal Aviation Administration Test.
5. Approval of payment in the amount of \$14,800.00 to be paid to Memphis Winwater Company in connection with 8-inch waterline at Industrial Park.

**HUMAN RESOURCES**

1. Approval to promote Officers Matthew Brown, William “Billy” Burrow, and Kasey Livingston to the rank of Sergeant. Their salary will increase to \$25.93 per hour. Effective April 3, 2025.
2. Approval to accept the resignation of Sergeant Joshua Busby from the Police Department. Effective April 8, 2025.
3. Approval to accept the resignation of Sergeant Hunter Potts from the Police Department. Effective April 4, 2025.
4. Approval to accept the resignation of Vernon Howell from the Wastewater Treatment Plant. Effective April 16, 2025.

**VISITORS**

1. Stan Dorroh- North MS Storm Chasers
2. Ruby Bobo- Speeding Vehicles
3. Jeanette Smith and Melanie Ramsey- Blue & Green Proclamation

**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 HEARINGS:**

Conditional use permit request for Margaret Bryant

Conditional use permit request for Jerome Partee

Conditional use permit request for Tres Brasell

Conditional use permit request for Landshark of North MS

Conditional use permit request for Amy Thomas

**CLEAN-UP HEARINGS:****BIDS**

APRIL 1, 2025

**REPORT OF DEPARTMENT HEADS**

**CHIEF BUILDING OFFICIAL – ANDY BERRYHILL**

- 1. Monthly Inspection & Complaint List
- 2. Planning Commission Minutes meeting for March
- 3. Set Public Hearings for May 6, 2025, at 2:15 pm for the following:
  - CUP request for Troy Smith

**ASSISTANT CHIEF OF POLICE – BARRY THOMPSON**

- 1. Request to amend Article VI, Section 11-96(a) to add Delta 9- Tetrahydrocannabinol acid and similar structural analogs to the city ordinance.

**CITY ATTORNEY – COLMON MITCHELL**

**CITY CLERK – SHONNAH WEAVER**

- 1. “Chalk the Walk” at the local schools and around the square on April 27, 2025.
- 2. Changes to Farmers Market. First Wednesday only 3 pm-7pm.

**FIRE CHIEF – TIM TAYLOR**

- 1. Approval of specifications and obtain quotes for:
  - 14 Refurbished portable radios
  - 24 remote microphones

**CIVIC CENTER DIRECTOR – RODNEY HOLLEY**

- 1. Mississippi State Extension Services North MS Beef Expo request usage of the Batesville Civic Center (Rodney Holley, BCC Director) Application attached
- 2. Approve/accept specifications for Boiler 4 replacement (Jonathan Wilkes, BCC facility mgr.) Specs attached

**PARKS AND RECREATION DIRECTOR – HEATH FULLILOVE**

**PUBLIC WORKS DIRECTOR – NEWT BENSON**

- 1. Requesting permission to ratify the date on the letter for the Irish Company (See Colmon) from 3/17/25 to 3/14/25
- 2. We will receive \$64,695.00 from Thomas Auction and Estate for auctioning surplus equipment.
- 3. Requesting permission to obtain specifications on a tandem axel dump truck
- 4. Requesting permission to obtain specifications on a chipper truck
- 5. Requesting permission to approve specifications on 24” milling head
- 6. Requesting permission to accept the lowest of two bids for the welding of two 4” taps and 2 4” stops for the gas line in front of BCC
  - Paul Smithey Construction Company, Inc.   \$15,700.00
  - Mitch Hays                                               \$14,000.00
- 7. This relocation total is \$29,275.00
- 8. Requesting permission to accept the lowest of two bids for concrete at the Mounds for the sidewalk going to the new pavilion. (Will have the bids Tuesday before the board meeting)

**ALLOW CLAIMS: 51344-51940(includes The Co-Op)**



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

APRIL 1, 2025

**OTHER MATTERS BY MAYOR OR ALDERMAN:****EXECUTIVE SESSION****ADJOURNMENT****IN RE:        APPROVAL OF MINUTES**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, March 18, 2025, regular meeting was approved.

**IN RE:        SIGNATURE SHEET FOR MEETING OF APRIL 1, 2025****BOARD MEETING****April 1, 2025****Signature Sheet**

<u>Andy Berryhill</u>	<u>City of Batesville</u>
Please print name clearly	Street Address, City, Zip
<u>James McElroy</u>	<u>2077 Bates St. Batesville MS 38608</u>
Please print name clearly	Street Address, City, Zip
<u>Rodney Helle</u>	<u>BCC</u>
Please print name clearly	Street Address, City, Zip
<u>Benny Thompson</u>	<u>BPD</u>
Please print name clearly	Street Address, City, Zip
<u>Dennis Darby</u>	<u>BPD</u>
Please print name clearly	Street Address, City, Zip
<u>Kelli Overall</u>	<u>BPD</u>
Please print name clearly	Street Address, City, Zip
<u>Joel Taylor</u>	<u>City</u>
Please print name clearly	Street Address, City, Zip
<u>Gary Smith</u>	<u>City</u>
Please print name clearly	Street Address, City, Zip
<u>David Tarr</u>	<u>132 VAN VORIS</u>
Please print name clearly	Street Address, City, Zip
<u>BO</u>	
Please print name clearly	Street Address, City, Zip
<u>Tim Tabor</u>	<u>City of Batesville</u>
Please print name clearly	Street Address, City, Zip
<u>Tommy Cline</u>	<u>1300 HWY 66</u>
Please print name clearly	Street Address, City, Zip
<u>Jerome Carter</u>	<u>City</u>
Please print name clearly	Street Address, City, Zip
<u>Nickerson</u>	<u>City</u>
Please print name clearly	Street Address, City, Zip
<u>Jared Foster</u>	<u>City</u>
Please print name clearly	Street Address, City, Zip
<u>Amy Thomas</u>	
Please print name clearly	Street Address, City, Zip
<u>MICHAEL JONES</u>	<u>OXFORD, MS</u>
Please print name clearly	Street Address, City, Zip
<u>Darrell Dixon</u>	<u>NDPDD</u>
Please print name clearly	Street Address, City, Zip
<u>Graham Smith</u>	<u>854 Wilson Drive, Ridgeland</u>
Please print name clearly	Street Address, City, Zip
<u>Joe Azam</u>	<u>1504 Public Sq.</u>
Please print name clearly	Street Address, City, Zip
<u>Margaret Bryant</u>	<u>333 Greenbriar Creek</u>
Please print name clearly	Street Address, City, Zip

APRIL 1, 2025

**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:

1. Approval for Michael McGraw to attend the Rope-1 (Awareness and Operations) at the MS Fire Academy on May 19-22, 2025. Allow an alternate if he is unable to attend. He will travel in a city vehicle. All expenses will be paid/reimbursed by the city.
2. Approval for School Resource Officers Lt. Shenika Hudson, Sgt. Adam Campbell, Officer Jarvis Smith, Officer Tekiya Bush, and Officer Vicki Perkins to attend the Mississippi Association of School Resource Officers (MASRO) 2025 Training Conference July 13-18, 2025, in Biloxi, MS. All expenses will be paid/reimbursed by the city. South Panola School District will reimburse the city for lodging, meal expenses, and registration fees after attendance to the conference.
3. Approval for School Resource Officer Tekiya Bush to attend a Crisis Intervention Training in Oxford, MS, on April 14-18, 2025. All expenses will be paid/reimbursed by the city.
4. Approval for Dispatch Supervisor Carolyn Andrews and Dispatcher Ebony Galmore to attend CIT for Dispatch in Bay St. Louis, MS. All expenses will be paid/reimbursed by the city.

**IN RE:           APPROVAL OF PAY REQUEST 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 pay request agenda be, and they are hereby approved:

1. Approval of payment in the amount of \$132.00 to be paid to South Panola School District in connection with six ferns for City Hall.
2. Approval of payment in the amount of \$10,776.39 to be paid to Kizer Flooring, LLC in connection with the carpet & installation for Conference Room A&B.
3. Approval of payment in the amount of \$200.00 to be paid to CW Contractors, LLC in connection with building permit overpayment refund.
4. Approval of payment in the amount of \$14,800.00 to be paid to Memphis Winwater Company in connection with 8-inch waterline at Industrial Park.

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

APRIL 1, 2025

**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 promote Officers Matthew Brown, William “Billy” Burrow, and Kasey Livingston to the rank of Sergeant. Their salary will increase to \$25.93 per hour. Effective April 3, 2025.
2. Approval to accept the resignation of Sergeant Joshua Busby from the Police Department. Effective April 8, 2025.
3. Approval to accept the resignation of Sergeant Hunter Potts from the Police Department. Effective April 4, 2025.
4. Approval to accept the resignation of Vernon Howell from the Wastewater Treatment Plant. Effective April 16, 2025.

APRIL 1, 2025

**IN RE:            MENDROP ENGINEERING RESOURCES**

The Mayor recognized Darrell Dixon of North Delta Planning and Development District who appeared before the Mayor and Board of Aldermen requesting that the Mayor sign the Engineering Contract with Mendrop Engineering Resources.

Upon motion of Alderman Dugger and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the Engineering Contract with Mendrop Engineering Resources, along with the City’s Standard Contract Addendum thereto, be and it is hereby approved, and further ordered that Mayor Hal Ferrell be and he is hereby authorized to sign said agreement. A copy of the service agreement is on file in the Office of the City Clerk.

**AGREEMENT FOR PROFESSIONAL SERVICES**  
**BETWEEN**  
**CITY OF BATESVILLE**  
**AND**  
**MENDROP ENGINEERING RESOURCES, LLC**

THIS IS AN AGREEMENT made on \_\_\_\_\_, between *The City of Batesville*, 103 College Street, Batesville, MS 38606 (OWNER), and *Mendrop Engineering Resources, LLC*, P. O. Box 2905, Ridgeland, Mississippi 39158, (ENGINEER).

The OWNER intends to install a new 10-inch water main along Highway 6 to the general area of the ACI Building Systems Complex and install a new sewer lift station and force main to serve this same area. These upgrades will be performed using available Delta Regional Authority (DRA) and Appalachian Regional Commission (ARC) funding. The scope of upgrades are described in more detail in Exhibit A, "Project Description" and are hereinafter referred to as the Project.

OWNER and ENGINEER, in consideration of the mutual covenants herein, agree with respect to the performance of professional engineering services by ENGINEER and the payment for these services by the OWNER.

**SECTION 1 - BASIC SERVICES OF ENGINEER**

- 1.1     ENGINEER shall provide for OWNER professional engineering services for each phase of the Project individual Work Assignments to which this Agreement applies as hereinafter provided. These services will include serving as OWNER's independent professional engineers for the Project, providing consultation and advice and furnishing customary engineering services.
- 1.2     By execution of this Agreement, OWNER authorizes ENGINEER to provide Basic Services for the Design Phase of the Project in accordance with Exhibit B, "Scope of Design Phase Services."
- 1.3     When authorized in writing by OWNER, ENGINEER shall provide Basic Services for the Construction Phase of the Project in accordance with Exhibit C, "Scope of Construction Phase Services."

**SECTION 2 - ADDITIONAL SERVICES OF ENGINEER**

- 2.1     Only if authorized in writing in advance by OWNER, ENGINEER shall provide, or obtain from other qualified persons or firms, Additional Services which are not included as part of the Basic Services specified in Section 1. Additional Services shall include, but are not limited to, the following:



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

APRIL 1, 2025

- 2.1.1 Services resulting from significant changes in the general scope, extent or character of the Project or its design including, but not limited to, changes in size, complexity, OWNER's schedule or character of construction; and revising previously accepted studies, reports, design documents or Contract Documents when such revisions are required by changes in laws, rules, regulations, ordinances, codes or orders enacted subsequent to the preparation of such studies, reports or documents, or are due to any other causes beyond ENGINEER's control.
- 2.1.2 Assistance in connection with rebidding or renegotiating contracts for construction which involve modifying the Contract Documents to revise the Project's general scope, extent or character as necessary to reduce or increase the Construction Cost to bring it within the cost limit.
- 2.1.3 Preparing to serve or serving as a consultant or witness for OWNER in any litigation, arbitration or other legal or administrative proceeding involving the Project.
- 2.1.4 Services for performing property appraisal, negotiation with property owners or trustees, or any legal fees associated with property or easement acquisition necessary for construction of the Project.
- 2.1.5 Services for developing applications and securing environmental permits such as Corp. of Engineers 404 or National Discharge Elimination system Stormwater Permit for construction activities.
- 2.1.6 Perform subsurface explorations and geotechnical analysis to determine general subsurface conditions and parameters for final design. Perform tests on construction materials during construction to certify compliance with contract specifications.
- 2.1.7 Perform detailed quantity surveys of material, equipment and labor, and audits or inventories of contractor supplied material.
- 2.1.8 Topographic survey and mapping of additional property purchased by the OWNER but outside the Project Limits.

**SECTION 3 - OWNER'S RESPONSIBILITIES**

OWNER shall do the following in a timely manner so as not to delay the services of ENGINEER:

- 3.1 Designate in writing a person to act as OWNER's representative with respect to the services to be rendered under this Agreement. Such person shall have complete authority to transmit instructions, receive information, and interpret and define OWNER's policies and decisions with respect to ENGINEER's services for the Project.
- 3.2 Attend a pre-design conference and approve the minutes of the pre-design conference.
- 3.3 Assist ENGINEER by placing at ENGINEER's disposal available information pertinent to the Project including previous reports, available geotechnical information, utility locations and any other data relative to design or construction of the Project.

APRIL 1, 2025

- 3.4 Arrange for access to and make all provisions for ENGINEER to enter upon public and private property as required for ENGINEER to perform services under this Agreement.
- 3.5 Examine studies, reports, sketches, drawings, specifications, proposals and other documents presented by ENGINEER and render in writing decisions pertaining thereto within a reasonable time so as not to delay the services of ENGINEER.
- 3.6 Acquire property for easements and rights-of-way required for construction of the Project.
- 3.7 Give prompt written notice to ENGINEER whenever OWNER observes or otherwise becomes aware of any development that affects the scope or timing of ENGINEER's services, or any defect or nonconformance in the work of the ENGINEER or of any Contractor.

#### **SECTION 4 - PERIOD OF SERVICE**

- 4.1 The provisions of this Section 4 and the various rates of compensation for ENGINEER's services provided for elsewhere in this Agreement have been agreed to in anticipation of the orderly and continuous progress of the Project through completion of all phases to which this Agreement applies. Specific periods of time and/or completion dates for rendering services are set forth in Exhibit D, "Project Schedule".
- 4.2 If OWNER requests in writing modifications or changes in the scope, extent or character of the Project, or if periods of time and/or completion dates are exceeded through no fault of ENGINEER, the period of service and amount of compensation for ENGINEER's services shall be adjusted equitably.

#### **SECTION 5 - PAYMENTS TO ENGINEER**

- 5.1 Methods of Payment - OWNER shall pay ENGINEER for Basic Services rendered under Section 1 and Additional Services rendered under Section 2 in accordance with the provisions of Exhibit E, "Payments to Engineer".
- 5.2 Time of Payment - The ENGINEER shall submit verified invoices at the end of each month for services rendered and expenses incurred and OWNER shall compensate ENGINEER within thirty (30) days of receipt of said invoice. Interest of 1.5% per month will be payable on any amounts not paid within thirty (30) days, payment thereafter paid first to accrued interest and then to principal unpaid amount.
- 5.3 Termination Payment - In the event of termination by OWNER or ENGINEER under Paragraph 6.2, OWNER shall pay ENGINEER for services and expenses provided to date of termination in accordance with the methods of payment specified in Paragraph 5.1.

#### **SECTION 6 - GENERAL TERMS AND CONDITIONS**

- 6.1 Standard of Care – In providing services under this Agreement, the ENGINEER will endeavor to perform in a manner consistent with that degree of care and skill ordinarily



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

APRIL 1, 2025

exercised by members of the same profession currently practicing under similar circumstances. The ENGINEER makes no warranty, expressed or implied, as to its professional services rendered under this agreement.

- 6.2 Termination –The obligation to provide further services under this Agreement may be terminated, with or without default, by either party upon 30 calendar days' written notice. All services performed by ENGINEER up to the date of such notice shall be paid for by OWNER in accordance with Exhibit E and based upon the percentage of completion for Basic Services and rates provided for Additional Services.
- 6.3 Suspension - Upon 14 calendar days' written notice to the ENGINEER, the OWNER may suspend the ENGINEER's work. Suspension for any reason exceeding 60 calendar days shall make this Agreement subject to renegotiation or termination as provided for elsewhere in this Agreement. Any suspension shall extend the period of service in a manner that is satisfactory to both the OWNER and the ENGINEER.
- 6.4 Ownership and Reuse of Documents – Contract Documents, computer files, field data, notes, reports, and other documents and instruments prepared by ENGINEER pursuant to this Agreement shall remain the property of the ENGINEER. ENGINEER shall retain all common law, statutory and other reserved rights, including the copyright thereto. The OWNER shall not reuse or make modifications to the documents without prior written authorization of the ENGINEER.
- 6.5 Insurance - The ENGINEER maintains and shall continue to maintain during the term of this Agreement, workman's compensation and unemployment compensation of a form and in an amount as required by state law; comprehensive general liability; automotive liability; and professional liability insurance.
- 6.6 Personnel and Facilities - The ENGINEER has, or will secure at his own expense, personnel, equipment and other materials and supplies required to perform the services under this Agreement within the period of service set forth in Section 4. ENGINEER may subcontract a portion of these services, but these Subconsultants shall be subject to written approval by the OWNER. Such personnel shall not be employees of, nor have contractual relationship with, the OWNER.
- 6.7 Accounting System - The ENGINEER shall maintain an accounting system which accounts for costs in accordance with generally accepted accounting principles. The OWNER reserves the right to audit the ENGINEER's accounts which relate to services provided under this Agreement.
- 6.8 Successors and Assigns – Neither OWNER nor ENGINEER shall assign any interest in this Agreement without the prior written consent of the other and in no case shall assignment relieve assigns from liability under this Agreement. This Agreement shall bind the successors and legal representatives of both parties. Nothing in this Agreement shall give any rights or benefits to anyone other than OWNER and ENGINEER.
- 6.9 Relationship - The OWNER has retained ENGINEER to provide independent professional services and shall not control the manner or method of services of ENGINEER. These

APRIL 1, 2025

parties have not entered into any joint venture or partnership with the other. The ENGINEER is not and shall not be considered the agent of the OWNER.

- 6.10 Opinion of Probable Construction Cost – In providing opinions of probable construction cost, the Owner understands that the ENGINEER has no control over the cost or availability of labor, equipment or material, or over market conditions or the Contractor's method of pricing, and that the ENGINEER's opinion of probable construction cost are made on the basis of the ENGINEER's professional judgment and experience. The ENGINEER makes no warranty, expressed or implied, that the bids or the negotiated cost of work will not vary from the ENGINEER's opinion of probable cost.
- 6.11 Indemnification
- 6.11.1 The ENGINEER agrees to hold harmless and indemnify OWNER from and against liability arising out of ENGINEER's negligent performance of professional services under this Agreement. It is specifically understood and agreed that in no case shall the ENGINEER be required to pay an amount disproportional to ENGINEER's culpability, or any share of any amount levied to recognize more than actual economic damages.
- 6.11.2 The OWNER agrees to hold harmless and indemnify ENGINEER up to the same amount that ENGINEER undertakes to indemnify the OWNER under this Agreement, from and against liability arising out of OWNER's negligence. It is specifically understood and agreed that in no case shall the OWNER be required to pay an amount disproportional to OWNER's culpability, or any share of any amount levied to recognize more than actual economic damages.
- 6.12 Limitation of Liability – To the maximum extent permitted by law, the OWNER agrees that the ENGINEER's liability shall be limited to the injury or loss caused by the negligence of the ENGINEER, its subcontractors, and/or agents hereunder. The ENGINEER's liability for claims, damage, cost, injury or loss arising from professional errors or omissions shall not exceed the amount of the total amount of the ENGINEER's fee for this project.
- 6.13 Force Majeure - Neither OWNER nor ENGINEER shall be liable for faults or delays caused by any contingency beyond his control, including, but not limited to, acts of God, wars, strikes, walkouts, fires, natural calamities, or demands or requirements of governmental agencies.
- 6.14 Separate Provisions - If any provisions of this Agreement are held to be invalid or unenforceable, the remaining provisions shall be valid and binding.
- 6.15 Hazardous Materials
- 6.15.1 When hazardous materials are known, assumed or suspected to exist at a project site, ENGINEER is required to take appropriate precautions to protect the health and safety of his personnel, to comply with the applicable laws and regulations and to follow procedures deemed prudent to minimize physical risks to employees and the public. OWNER hereby warrants that, if he knows or has any reason to



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

APRIL 1, 2025

assume or suspect that hazardous materials may exist at the project site, he will inform ENGINEER in writing prior to initiation of services under this Agreement.

6.15.2 Hazardous materials may exist at a site where there is no reason to believe they could or should be present. OWNER agrees that the discovery of unanticipated hazardous materials constitutes a changed condition mandating a renegotiation of the scope of work or termination of services. ENGINEER agrees to notify OWNER as soon as practically possible should unanticipated hazardous materials or suspected hazardous materials be encountered. OWNER waives any claim against ENGINEER arising from ENGINEER's encountering unanticipated hazardous materials or suspected hazardous materials.

6.16 Governing Law - The laws of the State of Mississippi will govern the validity of this Agreement, its interpretations and performance, and remedies for any claims related to this Agreement.

6.17 Design without Construction Administration – It is understood and agreed that if the OWNER elects not to utilize the services of the ENGINEER for Construction Phase Services as outlined in Exhibit C, "Scope of Construction Phase Services", the client assumes all responsibility for interpretation of Contract Documents and for construction observation and the client waives any claims against the ENGINEER that may be in any way connected thereto.

In addition, the Client agrees, to the fullest extent permitted by law, to indemnify and hold harmless the ENGINEER, its officers, directors, employees and subconsultants (collectively, Consultant) against all damages, liabilities or costs, including reasonable attorneys' fees and defense costs, arising out of or in any way connected with the performance of such services by other persons or entities and from any and all claims arising from modifications, clarifications, interpretations, adjustments or changes made to the Contract Documents to reflect changed field or other conditions, except for claims arising from the sole negligence or willful misconduct of the ENGINEER.

If the Client requests in writing that the ENGINEER provide any specific construction phase services and if the ENGINEER agrees in writing to provide such services, then they shall be compensated for as Additional Services as provided in Section 2.

6.18 The ENGINEER authorizes, **Greg Smith, P.E.**, Registered Professional Engineer No. **14244** in the State of Mississippi, to act on his behalf for this Project.

**SECTION 7 - EXHIBITS**

7.1 The following Exhibits and Attachments are attached to and made a part of this Agreement:

Exhibit A, "Project Description"

Exhibit B, "Scope of Design Phase Services"

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

APRIL 1, 2025

- Exhibit C, "Scope of Construction Phase Services"
- Exhibit D, "Project Schedule"
- Exhibit E, "Payments to Engineer"
- Exhibit F, "Fee Schedule"
- Exhibit G, "Byrd Anti-Lobbying Amendment"

7.2 This Agreement, consisting of Pages 1 to 7, inclusive, together with the Exhibits identified above, constitutes the entire agreement between OWNER and ENGINEER and supersedes all prior written and oral understandings. This Agreement and said Exhibits may only be amended, supplemented, modified or canceled through a duly executed written instrument.

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement as of the day and year first written above.

OWNER: <i>The City of Batesville</i>	ENGINEER: <i>Mendrop Engineering Resources</i>
<hr/>	<hr/>
<u>Hal Ferrell, Mayor</u>	<u>Blake Mendrop, PE, PLS, Principal</u>
WITNESS: <hr/>	WITNESS: <hr/>

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

APRIL 1, 2025

IN RE:            APPROVAL FOR MAYOR TO SIGN

The Mayor recognized Darrell Dixon of North Delta Planning and Development District who appeared before the Mayor and Board of Aldermen requesting that the Mayor sign the MCWI Modification Request.

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

Request to Modify MCWI Application or Sub-Award Agreement

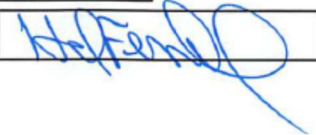
This form should be used when the Subrecipient determines that a modification to their MCWI Grant Application or executed Sub-Award Agreement is needed. The common reasons that modifications are requested are: (1) Project Name; (2) Scope of Work; (3) Project Schedule; (4) Project Budget; and/or (5) Plans and Specifications.

**GENERAL INFORMATION:**

Applicant/Subrecipient Name:

Application ID/Sub-Award ID:

Date of Request:

Responsible Official<sup>1</sup>:  

**MODIFICATION TYPES:**

**(1) PROJECT NAME**

Modification Needed? Yes ☒ No ☐

If yes, provide a short project name that captures the nature of the proposed project:

**(2) SCOPE OF WORK**

Modification Needed? Yes ☒ No ☐

If yes, what is the primary purpose of the proposed Project (choose one):

Drinking Water	<input checked="" type="checkbox"/>	Addition to Scope	<input type="checkbox"/>
Stormwater	<input type="checkbox"/>	Reduction of Scope	<input type="checkbox"/>
Wastewater	<input checked="" type="checkbox"/>		

If a modified Scope of Work is needed, please provide a detailed Scope of Work for the proposed project. This should include a brief explanation as to why the proposed project is a "Necessary Investment". Attach additional pages if necessary.

Overview

This document summarizes: the MCWI Change Request to change the request for Batesville well to project to include Water and Sewer Job on Pollard Circle, Force Main Extension & Infiltration Investigation, and repair Project. Also Water boring of Highway 6 and extensions. Rationale: The adjustment is necessary due to scheduling concerns regarding the current well plan and being able to finish by August 2025. This would include 4 separate items.

- o 1. Pollard Circle (bid and ready to start)
- o 2. Force Main extension
- o 3 Investigation of I&I and repairs
- o 4 Water bore under Highway 6 and extensions

- All of these can be completed by August 2026
- Lab Building is still part of the MCWI

All of these projects are still water and sewer upgrades.

<sup>1</sup> For counties, this should be the President of the Board of Supervisors. For municipalities, this should be the Mayor. For utility authorities, this should be a corporate officer.

APRIL 1, 2025

**(3) PROJECT SCHEDULE**

Modification Needed? Yes ☒ No ☐

If yes, provide the actual start date (if task has begun) or anticipated start date (if task has not yet started) for the following:

Actual/Anticipated Start Date:

Complete set of plans, specifications, contract documents on each construction contract, and all applicable permits and agency approvals:

Advertise for Bids:

Receive Bids:

Execute Bids:

\*(Per Article 10 of Grant Agreement: All reasonable measures shall be taken to obligate funds by 8/30/2024)\*

Construction Start:

Closeout/Final Documentation:

\*(Per Attachment A of Sub-Award Agreement: Closeout/Final Documentation shall be no later than 9/30/2026, unless an extension of this date is specifically authorized by MDEQ)\*

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

APRIL 1, 2025

(4) PROJECT BUDGET

Modification Needed? Yes ☐ No ☒

MCWI Grant Funds can be reallocated to another active grant agreement held by the Subrecipient.  
NOTE: The total MCWI Grant Funds allocated to the Subrecipient cannot increase.

Please provide the Current Approved Budget and provide the Proposed Revised Budget below.

Current Approved Budget	
MCWI	
LFRF	
Transfer LFRF	
Other Funds	
Total	\$ 0.00

Proposed Revised Budget	
MCWI	
LFRF	
Transfer LFRF	
Other Funds	
Total	\$ 0.00

If Proposed Revised Budget MCWI Funds are decreasing, please provide the Grant Agreement Number the funds are being reallocated, or indicate the if the funds are being returned to the MCWI Program. If Proposed Revised Budget MCWI Funds are increasing, please provide the Grant Agreement Number the funds are being reallocated.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Amount(s):

(5) PLANS AND SPECIFICATIONS

Modification Needed? Yes ☐ No ☐

If yes, provide a copy of the plans and specifications for the proposed project. If applicable, provide a copy of the revised proposed project map.

RESOLUTION AND CERTIFICATION

I certify that the information provided in this document is true and correct and that I, as the Responsible Official, am authorized to request this modification. I also acknowledge that approval of this request is at the discretion of the MDEQ Executive Director and if approved this request shall be considered as a modification to the Applicant’s MCWI Application. I further acknowledge that this request does not modify any executed Sub-Award Agreement and that my Sub-Award Agreement is not modified until it has been executed by both me and the MDEQ Executive Director.

RESPONSIBLE OFFICIAL<sup>2</sup>: 

TITLE: Mayor \_\_\_\_\_

DATE: 

2-21-2025

Please email this Modification Request Form to mcwisubrecipient@horne.com.



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

APRIL 1, 2025

IN RE:            APPROVAL FOR MAYOR TO SIGN

The Mayor recognized Darrell Dixon of North Delta Planning and Development District who appeared before the Mayor and Board of Aldermen requesting that the Mayor sign the MDEQ EV Charger Funds Return Letter.

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



**Bringing Progress to North Mississippi**

Hal Ferrell, Mayor • Shonnah Weaver, CMC, City Clerk •  
Colmon Mitchell, City Attorney

April 1, 2025

Mississippi Department of Environmental Quality  
Director Chris Wells  
P.O. Box 2261  
Jackson, MS 39225

RE: De-obligation and Return of Funding - Agreement #23-00065

Dear Director Wells,

I am writing on behalf of the City of Batesville, Mississippi, to formally request the de-obligation and return of the funding award of \$9,000 for Agreement #23-00065, which was intended for the installation of Electric Vehicle Charging Stations in our city.

After careful consideration and a thorough review of the project's feasibility, our Board of Aldermen has determined that the project is no longer reasonable to pursue. The complete installation costs have proven to be significantly higher than the initial estimates used during the application process, making the project cost-prohibitive for our city at this time.

We appreciate the support and opportunity provided by the Mississippi Department of Environmental Quality. However, we believe it is in the best interest of both parties to de-obligate these funds so that they may be reallocated to other worthy projects within the state.

Please process this request for de-obligation and provide us with any necessary documentation or further steps we need to take to complete this process.

We thank you for your understanding and cooperation in this matter. If you require any additional information or have any questions, please do not hesitate to contact my office.

Sincerely,



Hal Ferrell  
Mayor, City of Batesville

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

APRIL 1, 2025

**IN RE: CONTRACT- COOK CONSTRUCTION DESIGN, INC**

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered that Mayor Hal Ferrell be and he is hereby authorized to sign the contract with Cook Construction Design, Inc. in connection with the Wastewater Treatment Lab.

**IN RE: NORTH MS STORM CHASERS**

Stan Dorroh from North MS Storm Chasers appeared before the Mayor and Board of Aldermen requesting permission to put a camera on the tower beside MDOT. The Mayor and Board of Aldermen informed him that the City of Batesville did not own said tower.

APRIL 1, 2025

**IN RE: BLUE & GREEN PROCLAMATION**

Danette Smith appeared before the Mayor and Board of Aldermen requesting permission for a proclamation declaring April 11, 2025, Blue & Green Day.

Upon unanimous consent, the following Proclamation for Blue & Green Day was adopted:

**PROCLAMATION**

**National Donate Life**

**WHEREAS**, every year, National Donate Life observes Blue & Green Day to amplify the importance of registering as an organ and tissue donor, and encourage the public to wear blue and green to raise awareness; and

**WHEREAS**, more than 100,000 Americans, including 4,000 in the Mid-South area, are currently on the national transplant waiting list; and

**WHEREAS**, another person is added to the waiting list every eight minutes, and on average, sixteen people die every day because the organs they need are not donated in time; and


**WHEREAS**, we can all do our part to save lives by educating and encouraging our peers and loved ones to register as an organ and tissue donor; and


**WHEREAS**, the City of Batesville supports National Donate Life and Mid-South Transplant Foundation and its efforts to bring new life to men, women and children in need of lifesaving organ and tissue transplants; and

**WHEREAS**, we hold those who have saved lives through the gift of donation in the highest regard and are grateful for their selflessness;

**NOW, THEREFORE**, I, Mayor Hal Ferrell do hereby proclaim this 11th day of April of 2025 in honor of Blue & Green Day Mid-South in Batesville, Mississippi and thus encourage all residents to promote the importance of organ and tissue donation.

City of Batesville, Mississippi

  
Hal Ferrell, Mayor





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

APRIL 1, 2025

**IN RE: PUBLIC HEARING - 2:15 P.M.  
PUBLIC HEARING – MARGARET BRYANT – CONDITIONAL USE  
PERMIT**

The Mayor opened the Public Hearing and Chief Building Official Andy Berryhill explained the purpose of the hearing being a request from Margaret Bryant for a Conditional Use Permit to allow for *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a shaved ice business in a C-2, Commercial zone at Panola Plaza Shopping Center on Hwy. 6, West. Said real property is owned by EBI Holdings, LLC and is lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is more particularly described as follows,  
to-wit:

Pt. Lot 1, Blk 30 Original Town of Batesville  
Section 9, Township 9 South, Range 7 West in the  
City of Batesville, Second Judicial District of  
Panola County, Mississippi at Panola Plaza  
Shopping Center

and

WHEREAS, said request was reviewed by the Planning Commission of the City of Batesville at their meeting held on February 24, 2025, and

WHEREAS, said Planning Commission recommended that the Conditional Use Permit be granted and suggested the Board of Mayor and Aldermen impose conditions such as:

dates of operation to be daily from April – October;  
the trailer being removed from the property by October 31;  
with the permit being good for two (2) years

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:

Margaret Bryant was present in support and no one was in opposition of this request.

Chief Building Official Andy Berryhill reported that the Planning Commission recommended Conditional Use Permit request be granted at their meeting held on February 24, 2025.

The Mayor declared the hearing closed.

APRIL 1, 2025

## 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:  
  
03/12/25
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  
12th Day of March, 2025

*Shandale Goodman*

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

PUBLIC NOTICE  
NOTICE OF PUBLIC  
HEARING

WHEREAS, There has been submitted by Margaret Bryant to the Board of Mayor and Aldermen of the City of Batesville, Mississippi, an application for a Conditional Use Permit to allow *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a shaved ice business in a C-2, Commercial zone at Panola Plaza Shopping Center on Hwy. 6, West. Said real property is owned by EBI Holdings, LLC and is lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is more particularly described as follows, to-wit:  
Pt. Lot 1, Blk 30 Original Town of Batesville Section 9, Township 9 South, Range 7 West in the City of Batesville, Second Judicial District of Panola County, Mississippi at Panola Plaza Shopping Center and  
NOW THEREFORE, pursuant to the order of the Mayor and Board of Aldermen of the City of Batesville, Mississippi, notice is hereby given to all persons interested in, or in any way affected by, said application that a public hearing on said application shall be held by the Mayor and Board of Aldermen of the City of Batesville, Mississippi, at 2:15 P.M. on April 1, 2025, at the City Hall located at 103 College Street, Batesville, Mississippi, at which time all parties interested in or affected thereby, will be heard, after which a decision will be rendered by the said Board of Mayor and Aldermen. Any objection made concerning the property described herein above may be made by any person in writing or in person at said hearing. If any objection be made in writing, it must be filed with the undersigned before the said time if a hearing thereon or consideration thereof be desired, or any party interested may appear in person or by counsel on said date.  
CITY OF BATESVILLE  
Shonnah Weaver, City Clerk

The Panolian:  
Mar. 12, 2025  
HEARING/BRYANT

IN RE:           **CONDITIONAL USE PERMIT REQUEST – MARGARET BRYANT**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the request from Margaret Bryant for a conditional use permit to allow for *Use #2.240 Sales from temporary or portable buildings, tent or other structures* in a for the operation of a shaved ice business in a C-2, Commercial zone at Panola Plaza Shopping Center on Hwy. 6, West, be and it is hereby approved for a two year period.

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

APRIL 1, 2025

**IN RE: PUBLIC HEARING - 2:15 P.M.  
PUBLIC HEARING – JERMONE PARTEE – CONDITIONAL USE  
PERMIT**

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

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

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

Jermone Partee was present in support and no one was in opposition of this request.

Chief Building Official Andy Berryhill reported that the Planning Commission recommended Conditional Use Permit request be granted at their meeting held on February 24, 2025.

The Mayor declared the hearing closed.

APRIL 1, 2025

## Publisher's Certificate of Publication

### STATE OF MISSISSIPPI COUNTY OF PANOLA

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*Rebecca Alexander*

Rebecca Alexander, Publisher

Subscribed and sworn to before me this  
12th Day of March, 2025

*Shandale Goodman*

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



#### PUBLIC NOTICE NOTICE OF PUBLIC HEARING

WHEREAS, There has been submitted by Jerome Partee to the Board of Mayor and Aldermen of the City of Batesville, Mississippi, an application for a Conditional Use Permit to allow *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a concession stand business in a C-2, Commercial zone at Mid-Town Market Shopping Center on Hwy. 6, East. Said real property is owned by F.W. Loden, III and is lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is more particularly described as follows, to-wit:  
Lot (93.8x400) part of the Southeast Quarter of the Southwest Quarter north of Hwy. 6, East located in Section 9, Township 9 South, Range 7 West in the City of Batesville, Second Judicial District of Panola County, Mississippi at Mid-Town Market Shopping Center and  
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 2:15 P.M. on April 1, 2025, at the City Hall located at 103 College Street, Batesville, Mississippi, at which time all parties interested in or affected thereby, will be heard, after which a decision will be rendered by the said Board of Mayor and Aldermen. Any objection made concerning the property described herein above may be made by any person in writing or in person at said hearing. If any objection be made in writing, it must be filed with the undersigned before the said time if a hearing thereon or consideration thereof be desired, or any party interested may appear in person or by counsel on said date.  
CITY OF BATESVILLE  
Shonnah Weaver, City Clerk

The Panolian:  
Mar. 12, 2025  
HEARING/PARTEE

IN RE:            **CONDITIONAL USE PERMIT REQUEST – JERMONE PARTEE**

Upon motion of Alderman Morrow and second of Alderman Walton and upon unanimous vote taken, it was ordered that the request from Jermone Partee for a conditional use permit to allow for *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a concession stand business in a C-2, Commercial zone at Mid-Town Market Shopping Center on Hwy. 6, East, be and it is hereby approved for a two year period.

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

APRIL 1, 2025

**IN RE:           PUBLIC HEARING - 2:15 P.M.  
                  PUBLIC HEARING – TRES BRASELL – CONDITIONAL USE  
                  PERMIT**

The Mayor opened the Public Hearing and Chief Building Official Andy Berryhill explained the purpose of the hearing being a request from Tres Brasell for a Conditional Use Permit to allow for *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a food truck business in a C-2, Commercial zone at the vacant lot between Shell and East Oaks Shopping Center on Hwy. 6, East owned by C & D Tupelo, Said real properties are lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and are more particularly described as follows, to-wit:

Lot (178x187.2) part of the North Half of the  
Northeast Quarter of the Northeast Quarter  
Unplatted land located in Section 16,  
Township 9 South, Range 7 West in the  
City of Batesville, Second Judicial District of  
Panola County, Mississippi on Hwy. 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:

No one was present in support and no one was in opposition of this request.

Chief Building Official Andy Berryhill reported that the Planning Commission recommended Conditional Use Permit request be granted at their meeting held on February 24, 2025.

The Mayor declared the hearing closed.



APRIL 1, 2025

## Publisher's Certificate of Publication

### STATE OF MISSISSIPPI COUNTY OF PANOLA

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*Rebecca Alexander*

Rebecca Alexander, Publisher

Subscribed and sworn to before me this  
12th Day of March, 2025

*Shandale Goodman*

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



**PUBLIC NOTICE**  
**NOTICE OF PUBLIC HEARING**

WHEREAS, There has been submitted by Tres Brasell to the Board of Mayor and Aldermen of the City of Batesville, Mississippi, an application for a Conditional Use Permit to allow *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a food truck business in a C-2, Commercial zone at the vacant lot between Shell and East Oaks Shopping Center on Hwy. 6, East owned by C & D Tupelo, Said real properties are lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and are more particularly described as follows, to-wit: Lot (178x187.2) part of the North Half of the Northeast Quarter of the Northeast Quarter Unplatted land located in Section 16, Township 9 South, Range 7 West in the City of Batesville, Second Judicial District of Panola County, Mississippi on Hwy. 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 2:15 P.M. on April 1, 2025, at the City Hall located at 103 College Street, Batesville, Mississippi, at which time all parties interested in or affected thereby, will be heard, after which a decision will be rendered by the said Board of Mayor and Aldermen. Any objection made concerning the property described herein above may be made by any person in writing or in person at said hearing. If any objection be made in writing, it must be filed with the undersigned before the said time if a hearing thereon or consideration thereof be desired, or any party interested may appear in person or by counsel on said date.

CITY OF BATESVILLE  
Shonnah Weaver, City Clerk

The Panolian:  
Mar. 12, 2025  
HEARING/BRASELL

**IN RE:           CONDITIONAL USE PERMIT REQUEST – TRES BRASELL**

Upon motion of Alderman Dugger and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the request from Tres Brasell for a conditional use permit to allow for *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a food truck business in a C-2, Commercial zone at the vacant lot between Shell and East Oaks Shopping Center on Hwy. 6 , be and it is hereby approved for a two year period.

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

APRIL 1, 2025

**IN RE: PUBLIC HEARING - 2:15 P.M.  
PUBLIC HEARING – LANDSHARK OF NORTH MS –  
CONDITIONAL USE PERMIT**

The Mayor opened the Public Hearing and Chief Building Official Andy Berryhill explained the purpose of the hearing being a request from Landshark of North MS for a Conditional Use Permit to allow for *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a food truck business in a C-2, Commercial zone at 103 US-51 South, owned by Amy Thomas, Said real properties are lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and are more particularly described as follows, to-wit:

Lot 1 (170x180) E of Creek & S & W  
Of HWYS BLK 30- Original Town of Batesville  
located in Section 9, Township 9 South, Range 7 West in the  
City of Batesville, Second Judicial District of  
Panola County, Mississippi on US-51 S  
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:

Jared Foster was present in support and no one was in opposition of this request.

Chief Building Official Andy Berryhill reported that the Planning Commission recommended Conditional Use Permit request be granted at their meeting held on February 24, 2025.

The Mayor declared the hearing closed.

APRIL 1, 2025

### Publisher's Certificate of Publication

**STATE OF MISSISSIPPI  
COUNTY OF PANOLA**

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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*

Rebecca Alexander, Publisher

Subscribed and sworn to before me this  
12th Day of March, 2025

*Shandale Goodman*

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



**PUBLIC NOTICE  
NOTICE OF PUBLIC HEARING**

WHEREAS, There has been submitted by The Landshark Of North MS to the Board of Mayor and Aldermen of the City of Batesville, Mississippi, an application for a Conditional Use Permit to allow *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a food truck business in a C-2, Commercial zone at 103 US-51 South, owned by Amy Thomas, Said real properties are lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and are more particularly described as follows, to-wit:  
Lot 1 (170x180) E of Creek & S & W Of HWYS BLK 30- Original Town of Batesville located in Section 9, Township 9 South, Range 7 West in the City of Batesville, Second Judicial District of Panola County, Mississippi on US-51 S  
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 2:15 P.M. on April 1, 2025, at the City Hall located at 103 College Street, Batesville, Mississippi, at which time all parties interested in or affected thereby, will be heard, after which a decision will be rendered by the said Board of Mayor and Aldermen. Any objection made concerning the property described herein above may be made by any person in writing or in person at said hearing. If any objection be made in writing, it must be filed with the undersigned before the said time if a hearing thereon or consideration thereof be desired, or any party interested may appear in person or by counsel on said date.  
CITY OF BATESVILLE  
Shonnah Weaver, City Clerk

The Panolian:  
Mar. 12, 2025  
HEARING/LANDSHARK

**IN RE:           CONDITIONAL USE PERMIT REQUEST – LANDSHARK OF NORTH MS**

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous vote taken, it was ordered that the request from Landshark of North MS for a conditional use permit to allow for *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for the operation of a food truck business in a C-2, Commercial zone at 103 US-51 South, owned by Amy Thomas , be and it is hereby approved for a two year period.



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

APRIL 1, 2025

**IN RE: PUBLIC HEARING - 2:15 P.M.  
PUBLIC HEARING – AMY THOMAS – CONDITIONAL USE  
PERMIT**

The Mayor opened the Public Hearing and Chief Building Official Andy Berryhill explained the purpose of the hearing being a request from Amy Thomas for a Conditional Use Permit to allow for *Use #2.240 Sales from temporary or portable buildings, tent or other structures* to allow up to two (2) mobile vendors in a C-2, Commercial zone at 103 US-51 South, owned by Amy Thomas, Said real properties are lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and are more particularly described as follows, to-wit:

Lot 1 (170x180) E of Creek & S & W  
Of HWYS BLK 30- Original Town of Batesville  
located in Section 9, Township 9 South, Range 7 West in the  
City of Batesville, Second Judicial District of  
Panola County, Mississippi on US-51 S

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:

Amy Thomas was present in support and no one was in opposition of this request.

Chief Building Official Andy Berryhill reported that the Planning Commission recommended Conditional Use Permit request be granted at their meeting held on February 24, 2025.

The Mayor declared the hearing closed.

APRIL 1, 2025

## Publisher's Certificate of Publication

### STATE OF MISSISSIPPI COUNTY OF PANOLA

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03/12/25
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  
12th Day of March, 2025

*Shandale Goodman*

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



#### PUBLIC NOTICE NOTICE OF PUBLIC HEARING

WHEREAS, There has been submitted by Amy Thomas to the Board of Mayor and Aldermen of the City of Batesville, Mississippi, an application for a Conditional Use Permit to allow *Use #2.240 Sales from temporary or portable buildings, tent or other structures* to allow up to two (2) mobile vendors in a C-2, Commercial zone at 103 US-51 South, owned by Amy Thomas, Said real properties are lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and are more particularly described as follows, to-wit:  
Lot 1 (170x180) E of Creek & S & W Of HWY5 BLK 30- Original Town of Batesville located in Section 9, Township 9 South, Range 7 West in the City of Batesville, Second Judicial District of Panola County, Mississippi on US-51 S  
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 2:15 P.M. on April 1, 2025, at the City Hall located at 103 College Street, Batesville, Mississippi, at which time all parties interested in or affected thereby, will be heard, after which a decision will be rendered by the said Board of Mayor and Aldermen. Any objection made concerning the property described herein above may be made by any person in writing or in person at said hearing. If any objection be made in writing, it must be filed with the undersigned before the said time if a hearing thereon or consideration thereof be desired, or any party interested may appear in person or by counsel on said date.  
CITY OF BATESVILLE  
Shonnah Weaver, City Clerk

The Panolian:  
Mar. 12, 2025  
HEARING/THOMAS

IN RE:           **CONDITIONAL USE PERMIT REQUEST – AMY THOMAS**

Upon motion of Alderman Dugger and second of Alderman Morrow and upon unanimous vote taken, it was ordered that the request from Amy Thomas for a conditional use permit to allow for *Use #2.240 Sales from temporary or portable buildings, tent or other structures* to allow up to two (2) mobile vendors in a C-2, Commercial zone at 103 US-51 South, owned by Amy Thomas, be and it is hereby approved for a two year period.

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

APRIL 1, 2025

**IN RE:           APPROVAL TO SET PUBLIC HEARING - CONDITIONAL USE  
PERMIT – TROY SMITH**

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 CONDITIONAL USE PERMITS IN THE CITY OF BATESVILLE,  
MISSISSIPPI AND AUTHORIZING THE CITY CLERK TO  
PUBLISH NOTICE OF SAID HEARING**

WHEREAS, There has been submitted by Troy Smith to the Board of Mayor and Aldermen of the City of Batesville, Mississippi, an application for a Conditional Use Permit to allow *Use #21.200 Crematorium* in a C-2, Commercial Zone. Said real property is owned by Mark Heafner and is located at 529 Highway 6 West lying and situated in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is more particularly described as follows, to-wit:

Parcel Number 3184B0006100 30000701  
Lot (106.5X168.1) PT NW 1/4 NW 1/4  
N of HWY – UNPLATTED LAND  
Section 17, Township 9 South, Range 7 West  
529 HWY 6W

and

WHEREAS, said request was reviewed by the Planning Commission of the City of Batesville at their meeting held on March 24, 2025, and

NOW, THEREFORE, BE IT ORDERED that on the 6<sup>th</sup> day of May 2025, at 2:15 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. I-3 – CITY OF BATESVILLE, MISSISSIPPI

APRIL 1, 2025

**IN RE:       ACKNOWLEDGE RECEIPT OF QUITCLAIM DEED – COVENANT CROSSING**

Upon motion of Alderman Harrison and second of Alderman Dugger and upon unanimous vote taken, the Board authorize Chief Building Office Andy Berryhill and the legal department to work on Quit Claim Deed conveying the abandoned sewer easement to the Noon Group. A copy of said Quitclaim Deed is on file in the Office of the City Clerk.

**IN RE:       DELTA 9-TETRAHYDROCANNABINOL**

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

**ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF  
THE CITY OF BATESVILLE, MISSISSIPPI, AMENDING ARTICLE VI,  
SECTION 11-96 (a) OF THE CODE OF ORDINANCES,  
CITY OF BATESVILLE, MISSISSIPPI**

Be it ordained by the Mayor and Board of Aldermen of the City of Batesville, Mississippi as follows:

That Article VI, Section 11-96(a) of the Code of Ordinances, City of Batesville, Mississippi, is hereby amended by adding thereto the following:

- (9) Delta 9- Tetrahydrocannabinolic acid and similar structural analogs.

**ORDAINED, APPROVED, AND ADOPTED** on this the 1<sup>st</sup> day of April 2025.

\_\_\_\_\_  
HAL FERRELL, Mayor

ATTEST:

\_\_\_\_\_  
SHONNAH WEAVER, CITY CLERK

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

APRIL 1, 2025

**IN RE:        APPROVAL TO OBTAIN QUOTES FOR K-9 ANIMAL-POLICE  
DEPARTMENT**

Assistant Chief of Police Barry Thompson appeared before the Mayor and Board of Aldermen to inform the Mayor and Board of Aldermen of the euthanizing of the K-9 animal and to request authority to obtain quotes for another K-9 animal.

Upon motion of Alderman Land and second of Alderman Harrison and upon unanimous vote taken, it was ordered that Assistant Chief of Police Barry Thompson be and he is hereby authorized to obtain quotes for a K-9 animal.

**IN RE:        CHALK THE WALK**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Miss Preteen of Mississippi winner from Batesville, Autumn Fos, “Chalk the Walk” writing encouraging and positive messaged on the sidewalks at the local school and square on Sunday, April 27, 2025.

**IN RE:        FARMER’S MARKET**

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous taken, it was ordered that Farmer’s Market be and it is hereby approved to be held on Wednesdays during the months of June through August from 9:00 a.m. until 1:00 p.m. on the 2<sup>nd</sup>, 3<sup>rd</sup>, & 4<sup>th</sup> Wednesdays & 3:00 p.m. until 7:00 p.m. on the 1<sup>st</sup> Wednesday.

APRIL 1, 2025

**IN RE:            APPROVAL OF SPECIFICATIONS FOR REFURBISHED  
PORTABLED RADIOS & REMOTE MICROPHONES & OBTAIN  
QUOTES**

Upon motion of Alderman Walton and second of Alderman Land and upon unanimous vote taken, it was ordered that the following specifications for 14 refurbished portable radios and 24 remote microphones, be and they are hereby approved, and further ordered that Fire Chief Tim Taylor be and he is hereby authorized to obtain quotes for said 14 refurbished portable radios and 24 remote microphones:

Batesville Fire Department

Specifications for Portable Radios for use by the BFD.

March 2025

Supply and deliver Fourteen (14) Refurbished Motorola Portable Radios to the City of Batesville Fire Department. The radios shall be as specified below;

These radios must comply with State of Mississippi, MSWNs regulations and guidelines.

- Motorola Portable APX6000 700/800 or XE RSM APX 6000 763-870 Mhz 1000ch 3W M2.5
- Complete Kit to include;
  - 100-volt table top charger, with battery conditioner
  - new OEM case, Color; Green, Yellow or Black
  - short stub antenna
  - New OEM IIMPRES 2, 3100 mAh battery
  - 90 Day Warranty
  - Programming to the Batesville Fire Department approved talk group list.
- ADP/AES Encryption capabilities
- Flashcode: 9Q106A-211490-9
- ASTRO IMBE Digital Operation
- Over the Air Provisioning
- Hardware Multikey Encryption w/ OTAR
- ASTRO 25 Trunking Radio

**Authentication**

- QA00569: Primary Band: 700/800
- Enable Bluetooth Operation
- Legacy SW System Key capability
- Man Down Operation capability
- SmartZone Systems Operation
- Extreme 1-Sided Noise Reduction
- GPS/GNSS Operation
- APCO Packet Data Interface
- SmartZone Omnilink MultiZone Operation
- Enable TDMA P25 Operation
- ASTRO 25 9600 Baud Trunking



APRIL 1, 2025

**IN RE:            APPROVAL OF SPECIFICATIONS FOR BOILER 4  
REPLACEMENT & OBTAIN QUOTES**

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous vote taken, it was ordered that the following specifications for Boiler 4 replacement, be and they are hereby approved, and further ordered that Civic Center Director Rodney Holley be and he is hereby authorized to obtain quotes for said boiler 4 replacement:

**Specs for boiler 4 replacement.**

**Boiler Specs.**

- Flame safeguard
- Electric intermittent ignition system
- Combination gas valve with regulator
- 24 volt controls.
- High limit operating aqua stat.
- Flow switch
- Main gas shutoff cock
- Pilot shutoff cock
- Rv10 pilot regulator
- Draft diverter
- 3/4" boiler drain cock
- ASME listed pressure relief valve
- Temperature and pressure gauge
- ASME code section IV, 160 PSI.
- Deliming ports 3/4"
- Slide out burner assembly
- Cast iron multiport burners.
- Welded steel burner manifold.
- Stainless steel combustion chamber.
- Enamel Steel Jacket
- Fiberglass insulation.
- Meets ASHRAE 90A-1990 for stand by heat loss
- Copper Extruded finned tube heat exchanger
- Bronze Headers.
- Outdoor Application

**Scope of work.**

- Provide all tooling, labor, rigging PPE, and material to complete job.
- Disconnect and remove existing boiler.
- Furnish and install (1) new hot water heating boiler with outdoor kit.
- Rework and connect hot water and gas piping as required.
- Insulate piping modifications.
- Start and commission new equipment.
- Clean up job site.

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

APRIL 1, 2025

**IN RE:        THOMAS AUCTION & ESTATE**

Upon recommendation of Public Works Director Newt Benson and upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, the Mayor and Board of Aldermen acknowledged that the City of Batesville will receive \$64,695.00 from Thomas Auction and Estate for auctioning surplus equipment.

**IN RE:        PREPARE SPECIFICATIONS- TANDEM AXEL DUMP TRUCK**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that Public Works Director Newt Benson to prepare specifications for tandem axel dump truck.

**IN RE:        PREPARE SPECIFICATIONS- CHIPPER TRUCK**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that Public Works Director Newt Benson to prepare specifications for a chipper truck.



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

APRIL 1, 2025

**IN RE:        PREPARE SPECIFICATIONS- 24” MILLING HEAD**

Upon motion of Alderman Harrison and second of Alderman Walton and upon unanimous vote taken, it was ordered that Public Works Director Newt Benson to prepare specifications for a 24” milling head.

**IN RE:        QUOTES RECEIVED-TWO 4” TAPS AND TWO 4” STOPS FOR THE  
GAS LINE IN FRONT OF BCC**

The City of Batesville received the following quotes, electronically, for two 4” taps and two 4” stops for the gas line in front of BCC:

<b>PAUL SMITHEY CONSTRUCTION COMPNAY, INC</b>	<b>\$15,700.00</b>
<b>HAYES UTILITY CONTRTACTOR, LLC</b>	<b>\$13,000.00</b>

Upon recommendation of Public Works Director Newt Benson and upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered that the quote from Hayes Utility Contractor, LLC in the amount of \$13,000.00 be and it is hereby approved and accepted as the lowest and best quote. Copies of the quotes are on file in the Office of the City Clerk and a copy of the accepted quote follows:

Hayes utility contractor llc.

Date: 4/14/2025

RE: 4 inch taps

To make the two four inch taps and stops they will be \$6500.00 each for a total of \$13000.00.

This price includes the 2 four inch 3 way taps, stops, cut and caps, and welding. If you have any question call me at 731-431-1816.

  
Mitch Hayes

APRIL 1, 2025

**IN RE:        TERRACON AGREEMENT**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the service agreement with Terracon for Geotechnical Engineering Services at the WWTP soil samples, along with the City’s Standard Contract Addendum thereto, be and it is hereby approved, and further ordered that Mayor Hal Ferrell be and he is hereby authorized to sign said agreement. A copy of the service agreement is on file in the Office of the City Clerk.

**IN RE:        QUOTES RECEIVED- CONCRETE AT BATESVILLE MOUNDS  
AND PAVILION**

The City of Batesville received the following quotes for concrete at the Batesville Mounds and Pavilion:

<b>MMC</b>	<b>\$172.00 Per Cubic Yard</b>	<b>\$1,504.42 Truck Load Delivered</b>
<b>TOWNS</b>	<b>\$195.00 Per Cubic Yard</b>	<b>\$1,635.00 Truck Load Delivered</b>

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 the quote from MMC in the amount of \$1,504.42 and he is allowed to spend up to \$7,500.00 be and it is hereby approved and accepted as the lowest and best quote. Copies of the quotes are on file in the Office of the City Clerk and a copy of the accepted quote follows:

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

APRIL 1, 2025

\*Alderman Harrison recused himself from the meeting.

**IN RE: ALLOW CLAIMS**

On motion made by Alderman Morrow, second by Alderman Walton 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 51344-51940 (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: ORDINANCE – BUILDING PERMIT FEES**

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

ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF  
THE CITY OF BATESVILLE, MISSISSIPPI, WAIVING THE FEE FOR A BUILDING  
PERMIT  
FOR CERTAIN POLITICAL SUBDIVISIONS OF THE STATE OF MISSISSIPPI

Be it ordained by the Mayor and Board of Aldermen of the City of Batesville, Mississippi, that the fee for obtaining a building permit from the City of Batesville, Mississippi, is waived for any project requiring a building permit that is conducted by or on behalf of the City of Batesville, Mississippi; Panola County, Mississippi; or the South Panola School District.

**ADOPTED, ORDAINED, AND APPROVED** on this the 1<sup>ST</sup> day of April 2025.

\_\_\_\_\_  
HAL FERRELL, Mayor

ATTEST:

\_\_\_\_\_  
SHONNAH WEAVER, CITY CLERK

APRIL 1, 2025

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

On motion made by Alderman Harrison, seconded by Alderman Land, 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 discussing appealable order, potential acquisition, purchase of real property, personnel matter involving salaries, and potential new business to the city.

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

APRIL 1, 2025

**IN OPEN MEETING**

The Mayor announced that the Mayor and Board of Aldermen will go into executive session for the purpose of discussing appealable order, potential acquisition, purchase of real property, personnel matter involving salary, and potential new business to the city 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, Walton and Morrow; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; Assistant Chief of Police Barry Thompson; 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 came on for discussion of appealable order (Panola Partnership Director Joe Azar, Blake Mendrop of Mendrop Engineering, Public Works Director Newt Benson, and Assistant Public Works Director Gary Snider were present for this conversation.)

There came on for discussion of purchase of real property (Panola Partnership Director Joe Azar, Blake Mendrop of Mendrop Engineering, Public Works Director Newt Benson and Assistant Public Works Director Gary Snider were present for this conversation.)

There came on for discussion of purchase of real property. (Panola Partnership Director Joe Azar, Blake Mendrop of Mendrop Engineering, Public Works Director Newt



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

APRIL 1, 2025

Benson, and Assistant Public Works Director Gary Snider were present for this conversation.)

There came on for discussion of personnel matter involving salary. (Civic Center Director Rodney Holley was present for this conversation.)

There came on for discussion of potential new business to the city. (Panola Partnership Director Joe Azar, Blake Mendrop of Mendrop Engineering, Public Works Director Newt Benson, and Assistant Public Works Director Gary Snider were present for this conversation.)

**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, and Morrow; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; City Clerk Shonnah Weaver and Administrative Assistant Sulli Woods.

**IN RE:        PERSONNEL MATTER INVOLVING SALARY**

Upon recommendation of Civic Center Director Rodney Holley and upon motion of Alderman Harrison and second of Alderman Dugger and upon unanimous vote taken, it was ordered that Harold Blanton Jr., rate of pay be reduced to \$12.00 per hour and will not receive cost of living or longevity until July 21, 2028, effective April 3, 2025.

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

APRIL 1, 2025

**IN RE: INDEPENDENCE WATER ASSOCIATION**

Upon recommendation of Public Works Director Newt Benson and upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered that the City of Batesville give Independence Water Association an adjustment of 300,000 gallons on their utility bill and their monthly minimum for two accounts be \$20.00 each (\$40.00 total).

**IN RE: ACADEMY SPORTS**

Upon motion of Alderman Harrison and second of Alderman Morrow and upon unanimous vote taken, it was ordered that Academy Sports may rent conference room A&B during the months of June, July, and August 2025 in the amount of \$1,400.00 per week with the times being Monday- Friday, 7 a.m.- 5p.m. to train their employees.

**IN RE: AMAZON**

Upon motion of Alderman Morrow and second of Alderman Walton and upon unanimous vote taken, it was ordered that Amazon may lease the parking lot of NMEI Incubator from them for up to one year and place up to three Amazon containers on said parking lot.

**IN RE: POTENTIAL LAND PURCHASE**

Upon motion of Alderman Morrow and second of Alderman Dugger and upon unanimous vote taken, it was ordered that Blake Mendrop is hereby ordered to work with Shipman Sloan of Sloan Landscape Architect to create a Master Plan on the West Property.

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

APRIL 1, 2025

**IN RE:        REMOVE TREE ON WEST STREET**

Upon motion of Alderman Walton and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the tree located on West Street be removed.

**IN RE:        PAVING AGREEMENT**

Upon motion of Alderman Morrow and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the service agreement with Mendrop Engineering Resources LLC, for professional Engineering Services, construction plans and documents design fee proposal for 2025 street overlay project, along with the City’s Standard Contract Addendum thereto, be and it is hereby approved, and further ordered that Mayor Hal Ferrell be and he is hereby authorized to sign said agreement. A copy of the service agreement is on file in the Office of the City Clerk.

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

APRIL 1, 2025

OTHER MATTERS COMING BEFORE THE MAYOR AND BOARD FOR DISCUSSION

Upon motion duly made and seconded, the meeting was adjourned to reconvene at 10:00 o'clock a.m., April 3, 2025, at the City Hall at 103 College Street, Batesville, Mississippi.

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

\_\_\_\_\_  
Mayor

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

APRIL 1, 2025

**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**

The adjourned 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: April 3, 2025

Hour: 10:00 a.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.