

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

AUGUST 5, 2025

REGULAR MEETING**AUGUST 5, 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 August, being the 5th day of August 2025, at 2:00 p.m., when and where were present the following, to-wit:

Mayor Hal Ferrell; Aldermen Stan Harrison, Dennis Land, Jim Whitaker, Carl Wayne Flowers and Jimmy McCloud, Also present were City Clerk Shonnah Weaver; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; Assistant Chief of Police Barry Thompson; Public Works Director Newt Benson; Assistant Public Works Director Gary Snider; Civic Center Director Rodney Holley; Fire Chief Tim Taylor; Deputy Fire Chief James Snyder; Chief Building Official Andy Berryhill; and Administrative Assistant Sulli Bolen

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

IN RE: APPROVAL OF AGENDA

Upon motion of Alderman McCloud and second of Alderman Harrison and upon unanimous vote taken, the agenda of August 5, 2025, was approved, with additions.

AUGUST 5, 2025

CITY OF BATESVILLE
BOARD MEETING
AUGUST 5, 2025
2:00 P.M.| CITY HALL
AGENDA

CALL TO ORDER: Mayor Hal Ferrell

INVOCATION: Marni McKenzie

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

- August 5, 2025

APPROVE MINUTES OF PRIOR MEETINGS

- July 15, 2025- Adjourned Meeting
- July 15, 2025- Regular Meeting
- July 17, 2025- Adjourned Meeting
- July 18, 2025- Adjourned Meeting
- July 31,2025- Adjourned Meeting

CONSENT AGENDA

1. Approval for City Officials and City personnel to attend the Mississippi Municipal League Summer Conference June 29-July 1, 2026, with expenses paid/reimbursed by the City.
2. Approval for Justin Sanders and Sean Copeland to attend the Fire Office I class at the Mississippi Fire Academy on August 18-21, 2025. All expenses will be paid/reimbursed by the city.
3. Approval for Sergio Vegara and Jason Sanders to attend Fire Inspector Class at Alabama Fire College in Tuscaloosa, AL, on December 1-5, 2025. All expenses will be paid/reimbursed by the city.
4. Approval for Andy Berryhill to attend the ICC Annual Conference on October 19-22, 2025, in Cleveland, OH. All expenses will be paid/reimbursed by the city.
5. Approval for Lt. Adam Smithey to attend Computer Voice Stress Analyzer Re-Certification. Training on September 29-October 3, 2025, in Nashville, TN. All expenses will be paid/reimbursed by the city.

PAY REQUEST AGENDA

1. Approval to pay Self Electric LLC in the amount of \$31,327.00 in connection with electrical addition to the north end of the main arena of the Civic Center.
2. Approval to reimburse Court Clerk Michelle Capwell in the amount of \$83.66 in connection with mileage for training in Oxford, MS.
3. Approval to pay Headwaters, Inc. in the amount of \$8,077.75 in connection with professional services for Nolan West property.
4. Approval of interest payment of the following to be made to US Bank
 - \$94,600.00 – Fire Station/Public Works
 - \$45,600.00 – REDA
 - \$153,150.00 – Water/Sewer Revenue

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5. Approval to reimbursed Officer Matthew Brown and Dispatcher Ebony Galmore for their travel and expenses from picking up a prisoner on July 21-22, 2025, in Cocoa, Florida.

6. Approval of payment in the amount of \$460.00 to be made to Malcolm Moorehead Photography in connection with Updated City Hall wall portrait.

HUMAN RESOURCES

1. Approval to accept the resignation of Terry Franklin from the Street Department. Effective July 30, 2025.

1. Approval to accept the resignation of Shenika Hudson from the Police Department. Effective July 23, 2025.

PUBLIC HEARING & MBAP

1. Will and Melissa Davis- Variance request to allow metal siding on all exterior of building

2. David Butler- MBAP to allow a gun shop at 105 Van Voris

3. Shonah Dickard- MBAP to allow an insurance office at 112 Public Square

VISITORS

1. Billy Broome- Panola County 9/11Brotherhood- Annual Gear Walk by First Responders

2. Deep South Rodeo/Jeremy Smith- open rodeo arena

3. First Regional Library

4. Cindy Allgood/Batesville Garden Club- request use of St. Stephens Church for meeting.

(Resolution Attached)

PERMANENT VISITORS

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

REPORT OF DEPARTMENT HEADS

CHIEF BUILDING OFFICIAL – ANDY BERRYHILL

1. Monthly Inspection & Complaint List

2. Planning Commission & Licensing Commission Minutes meeting for July

3. Recommendation of Licensing Commission for proposed ordinance amendments.

4. Set Public Hearings for September 2, 2025, at 2:15 pm for the following:

- Terry Hubbard CUP
- Yolanda Martin for CUP
- Bolton Sign Company for Variance

5. Reappoint Billy Morrow for the License Commission for a 6- year term (mayoral appointment)

ASSISTANT CHIEF OF POLICE – BARRY THOMPSON

CITY ATTORNEY – COLMON MITCHELL

CITY CLERK – SHONNAH WEAVER

AUGUST 5, 2025

FIRE CHIEF – TIM TAYLOR

CIVIC CENTER DIRECTOR – RODNEY HOLLEY

- 1. August 8th concert
- 2. IAVM conference impact
- 3. Marketing upgrades for BCC with Rascal Graphics
- 4. Update on project and plans

PARKS AND RECREATION DIRECTOR – HEATH FULLILOVE

PUBLIC WORKS DIRECTOR – NEWT BENSON

- 1. Request permission to advertise for bids for a reroof on the Batesville Public Library.
- 2. Library Air Conditioner-Tri Star Companies, Inc. in the amount of \$23,200.00 for East Side 8 ton Split System and \$2,687.00 for replace TXV’s.
- 3. Irish Group – Use of easement on Covenant Dr. (Possible executive session – up to Colmon)
- 4. Requesting permission for services outside the city limits. 3417 Mt. Olivet Rd (Diana Miller) Water - **\$879.44 (Deposit not included)**
- 5.Requesting permission to accept the cost estimate for the I & I study.
- 6. Possible speed bump on Queen St.
- 7. Request permission to accept the lowest of two quotes for the Chick fil A meter set (Gas)
 - TriState Meter Services **\$7,524.29**
 - Core & Main \$8,356.00
- 8. **Total Cost of gas services for Hobby Lobby \$8,132.29 (Their cost) (Deposit not included)**

ALLOW CLAIMS: 53805-54407 (includes The Co-Op)

OTHER MATTERS BY MAYOR OR ALDERMAN:

- 1. Discuss time records- Mayor

POTENTIAL EXECUTIVE SESSION

- 1. Appealable order- Newt
- 2. Personnel- Fire- Pay increase
- 3. Personnel- Fire- promotion
- 4.Personnel- Fire-Longevity
- 5. Personnel- Fire- New Hire

ADJOURNMENT

IN RE: APPROVAL OF MINUTES

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, July 15, 2025, adjourned meeting, July 15, 2025, regular meeting, July 17, 2025, adjourned meeting, July 18, 2025, adjourned meeting, and July 31, 2025, adjourned meeting minutes were approved.

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IN RE: SIGNATURE SHEET FOR MEETING OF AUGUST 5, 2025

BOARD MEETINGAugust 5, 2025Signature Sheet

<u>Tim Taylor</u>	<u>Patricia</u>
Please print name clearly	Street Address, City, Zip
<u>James E. Snyder</u>	<u>BFD</u>
Please print name clearly	Street Address, City, Zip
<u>Bella Dwyer</u>	<u>BATESVILLE</u>
Please print name clearly	Street Address, City, Zip
<u>Dennis Dwyer</u>	<u>BPD</u>
Please print name clearly	Street Address, City, Zip
<u>Barry Thompson</u>	<u>BPD</u>
Please print name clearly	Street Address, City, Zip
<u>John Carlson</u>	<u>Library</u>
Please print name clearly	Street Address, City, Zip
<u>Amanda Tutor</u>	<u>Library</u>
Please print name clearly	Street Address, City, Zip
<u>Billy Broome</u>	<u>205 Pamela St Batesville</u>
Please print name clearly	Street Address, City, Zip
<u>Blaise Mares</u>	<u>Quaker</u>
Please print name clearly	Street Address, City, Zip
<u>Marni McKenzie</u>	<u>147 F.A. Hwy Mills</u>
Please print name clearly	Street Address, City, Zip
<u>Andy Berryhill</u>	<u>City</u>
Please print name clearly	Street Address, City, Zip
<u>Willie Davis</u>	<u>Batesville</u>
Please print name clearly	Street Address, City, Zip
<u>Gloria Tucker</u>	<u>Courtland 38620</u>
Please print name clearly	Street Address, City, Zip
<u>Gary Snider</u>	<u>City</u>
Please print name clearly	Street Address, City, Zip
<u>David Powell</u>	<u>FRL Library</u>
Please print name clearly	Street Address, City, Zip
<u>Barrell Dixon</u>	<u>NDRD</u>
Please print name clearly	Street Address, City, Zip
<u>John Creel</u>	<u>NDRD</u>
Please print name clearly	Street Address, City, Zip
<u>Joe Azar</u>	<u>PP</u>
Please print name clearly	Street Address, City, Zip
<u>Jeremy Smith</u>	<u>Rodius</u>
Please print name clearly	Street Address, City, Zip
<u>Ross Dickson</u>	<u>112 Public Square</u>
Please print name clearly	Street Address, City, Zip
<u>Rodney Hallett</u>	<u>BPD</u>
Please print name clearly	Street Address, City, Zip
<u>Kath Overall</u>	<u>BPD</u>
Please print name clearly	Street Address, City, Zip
<u>Newman</u>	<u>RU</u>
Please print name clearly	Street Address, City, Zip

AUGUST 5, 2025

IN RE: APPROVAL OF CONSENT AGENDA

Upon motion of Alderman McCloud 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 City Officials and City personnel to attend the Mississippi Municipal League Summer Conference June 29-July 1, 2026, with expenses paid/reimbursed by the City.
2. Approval for Justin Sanders and Sean Copeland to attend the Fire Office I class at the Mississippi Fire Academy on August 18-21, 2025. All expenses will be paid/reimbursed by the city.
3. Approval for Sergio Vegara and Jason Sanders to attend Fire Inspector Class at Alabama Fire College in Tuscaloosa, AL, on December 1-5, 2025. All expenses will be paid/reimbursed by the city.
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5. Approval for Lt. Adam Smithey to attend Computer Voice Stress Analyzer Re-Certification. Training on September 29-October 3, 2025, in Nashville, TN. 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 to pay Self Electric LLC in the amount of \$31,327.00 in connection with electrical addition to the north end of the main arena of the Civic Center.
2. Approval to reimburse Court Clerk Michelle Capwell in the amount of \$83.66 in connection with mileage for training in Oxford, MS.
3. Approval to pay Headwaters, Inc. in the amount of \$8,077.75 in connection with professional services for Nolan West property.
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IN RE: APPROVAL OF HUMAN RESOURCES AGENDA

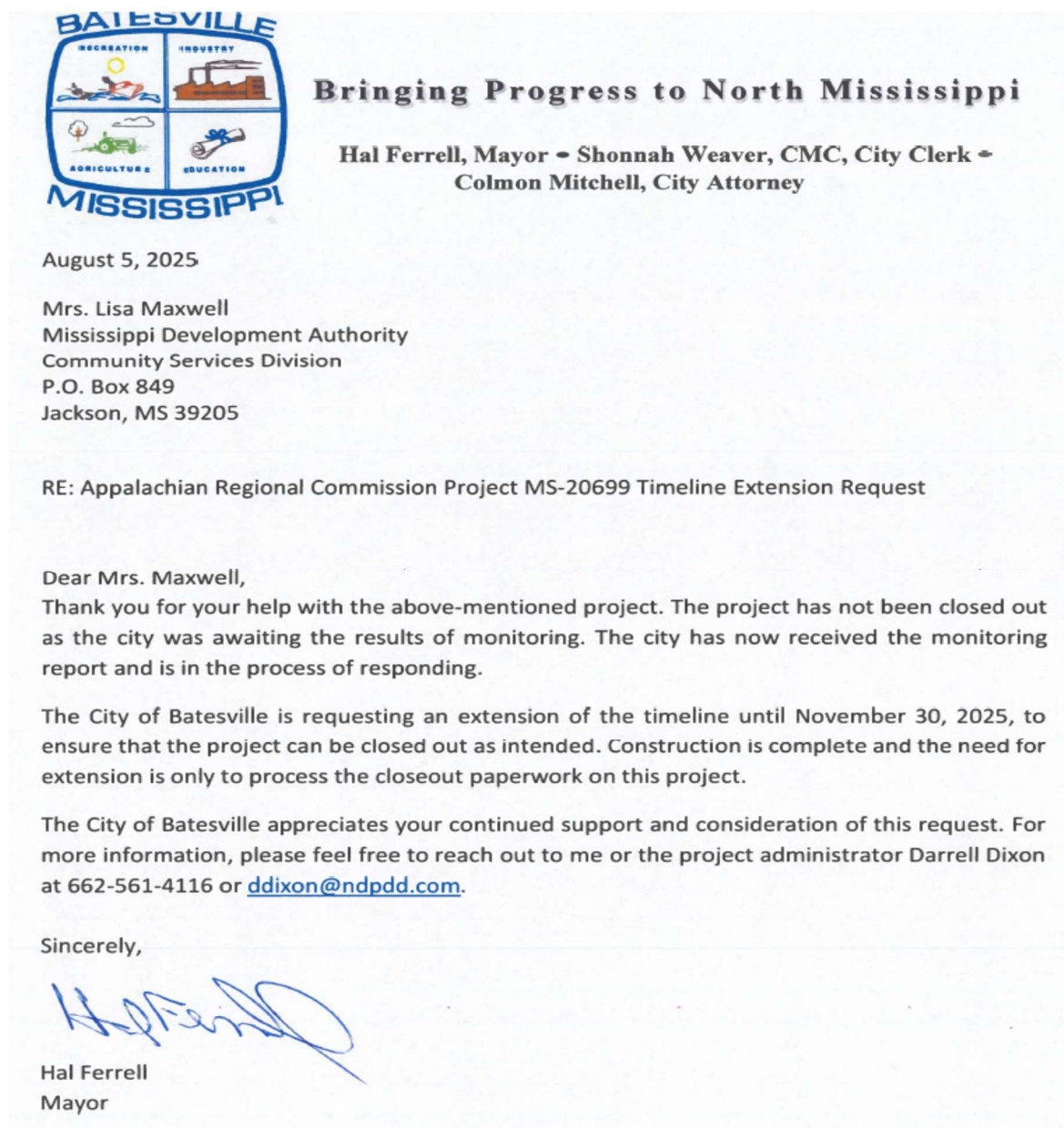
Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered that the following matters and items on the human resources agenda be, and they are hereby approved:

1. Approval to accept the resignation of Terry Franklin from the Street Department. Effective July 30, 2025.
2. Approval to accept the resignation of Shenika Hudson from the Police Department. Effective July 23, 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 Appalachian Regional Commission Project MS- 20699 Timeline Extension Request.

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




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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 Response to Monitoring Report-MS-20699.

Upon motion of Alderman Harrison and second of Alderman Flowers 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

Tuesday, August 05, 2025

Mrs. Lisa Maxwell
Mississippi Development Authority
Community Services Division
P.O. Box 849
Jackson, MS 39205

RE: MS-20699

Mrs. Maxwell,


The City of Batesville has received the monitoring report and wishes to ensure MDA that we have made, and will continue to make, every effort to comply with all grant requirements.

We have worked to comply with the procurement guidelines as released by MDA for the ARC project and will strive to make our processes better and clearer.

The City Clerk will work with NDPDD to maintain records and ensure that there is compliance with all regulations.

Thank you for your consideration and patient work on this project.

Sincerely,



Hal Ferrell
Mayor

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Bringing Progress to North Mississippi

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

Response to the Monitoring report of December 13, 2024

City of Batesville, Mississippi

MS-20699

AQUISITION

Recommendations: NONE

ENVIRONMENTAL

Recommendations: NONE

FAIR HOUSING/EQUAL OPPORTUNITY (FHEO)

Recommendations: NONE

LABOR STANDARDS PROVISIONS

Recommendations: NONE

PROCUREMENT

Recommendations: NONE



Bringing Progress to North Mississippi

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

FINANCIAL MANAGEMENT

Finding/Concern: Request for Cash #3 and #4 were not paid within three working days of receiving funds. Documentation for Request for Cash #1 was not provided.

Recommendation: NONE

Response: The City of Batesville is providing all documentation that went along with Request for Cash #1 for your review. The City of Batesville is also providing documentation to confirm that payments were not made violation of the 3-day rule. All of the city's payments with regards to project were made before funds were requested or delivered to the city through Paymode. All requests were made for reimbursement of funds already paid out at the time the Request for Cash was submitted. The city clerk will work with NDPDD to ensure that documentation of the payment status are more clearly identified in the future.

AUGUST 5, 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 contract for professional services between North Delta Planning & Development District, Inc. and the City of Batesville in connection with ARC Project Number MS-20698

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

**CONTRACT FOR PROFESSIONAL SERVICES
BETWEEN
NORTH DELTA PLANNING & DEVELOPMENT DISTRICT, INC.
AND
CITY OF BATESVILLE, MISSISSIPPI**

This Contract is made and entered into by and between the City of Batesville, Mississippi, hereinafter known as Grantee, and North Delta Planning & Development District, Inc., hereinafter known as the District, for certain professional services as more fully hereinafter set forth. The Grantee desires to engage the District to render certain professional services in connection with the ARC Project Number MS-20698, said services being more fully set forth in Section I of this contract.

I. SCOPE OF SERVICES

The District shall provide services to include application preparation, planning, and environment procedures, as required prior to the grant agreement between the State and the Grantee. The District shall provide services to include project administrative functions involved in project implementation such as record systems, contracting procedures, labor requirements, citizen participation, ARC monitoring, financial, performance reporting, and overall program advisory capacity and to carry out the development of the approved engineering plan to meet the approval of the State of Mississippi.

II. PERIOD OF PERFORMANCE

The District shall diligently undertake the performance of the services referred to in Paragraph I entitled "Scope of Services" until the grant is officially closed out.

III. CONSIDERATION

This Agreement is on a flat rate basis. All invoices generated by the DISTRICT in the application and administration of the GRANTEE's CDBG program, will be compensated for by the GRANTEE, up to a maximum of seven thousand dollars (\$7,000.00) for administration services.

IV. METHOD OF PAYMENT

The Consideration enumerated in Section III of this contract entitled "Consideration" shall be paid to the District by the Grantee provided District or the District's designee has satisfactorily provided the services so described in Section I.

V. TERMINATION OF CONTRACT

This Contract shall terminate upon the completion of the services described in Paragraph

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I entitled "Scope of Services" and upon payment in full for the same by the Grantee as provided for in Paragraph III entitled "Consideration".

VI. UNILATERAL TERMINATION

If, through any cause, District shall fail to fulfill in a timely and proper manner his obligations under this Contract, or if the District shall violate any of the covenants, agreements, or stipulations of this Contract, Grantee shall thereupon have the right to terminate this Contract by giving written notice to the District of such termination and specifying the effective date thereof at least 30 days before the effective date of such termination. In that event, all finished documents, data, and reports prepared by the District under this Contract shall, at the option of Grantee, become Grantee's property and the District shall be entitled to receive just and equitable compensation for any work completed on such documents and other materials. The District shall have the right to reproduce any of such documents and other materials. Notwithstanding the above, the District shall not be relieved of liability to the Grantee for damages sustained by the Grantee by virtue of any breach of agreement by the District and the Grantee may withhold payments to the District for the purposes of set off until such time as the exact amount of damages due the Grantee from the District is determined.

VII. CHANGES

Any changes in the "Scope of Services" of the District to be performed hereunder, including any increase or decrease in the amount of the District's compensation and any change in the period of performance or any time limitation for submission of any required reports which are mutually agreed upon between Grantee and District, shall be incorporated in written amendments to this Contract.

VIII. EQUAL EMPLOYMENT OPPORTUNITY

- (a) The District will not discriminate against any employee or applicant for employment because of race, color, religion, sex, age or national origin. The District shall take affirmative action to ensure that applicants are employed and that employees are treated during employment without regard to their race, color, religion, sex, age, or national origin. Such actions shall include, but not be limited to, the following: rates of pay, employment, upgrading, demotions, transfers, recruitment or recruitment advertising, layoffs or terminations, selection for training including apprenticeship, and participation in recreational and educational activities. The District agrees to post in conspicuous places available to employees and applications for employment notices to be provided setting forth the provisions of this nondiscrimination clause. The District will in all solicitations or advertisements for employees placed by or on behalf of the Grantee, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, age, or national origin. The District will cause the foregoing provisions to be inserted in all subcontracts

for any work covered by the Contract so that such provisions shall will be binding upon each subcontractor, provided that the foregoing provisions not apply to contracts or subcontracts for standard commercial supplies or raw materials.

- (b) The District shall keep such records and submit such reports concerning the racial and ethnic origin of applicants for employment and employees as the Appalachian Regional Commission may require.
- (c) The District agrees to comply with such rules, regulations, or guidelines as the Appalachian Regional Commission may issue to implement these requirements.

IX. APPENDED FEDERAL REGULATIONS

The District and the Grantee understand that the agreement is subject to applicable federal regulations as appended to the contract agreement.

X. CONFIDENTIALITY

Any reports, information, data, etc. given to or prepared or assembled by the District under this Contract shall not be made available to any individual or organization by the District without the prior written approval of the Grantee.

XI. PROFESSIONAL COMPETENCE

The District certifies that the professional staff assigned to perform the services identified in Paragraph I, "Scope of Services", of this Contract collectively possess adequate professional proficiency for performing the work required. The District further certifies that at least one or more principal officers or members of the District's firm is licensed by a regulatory authority of the State of Mississippi or other political subdivision of the United States, if required by law, and currently complies with any and all legal requirements concerning registration by the State of Mississippi. Breach of this warranty shall render this Contract null and void.

XII. CONFLICT OF INTEREST

The District covenants that during the period to be covered by this Contract, the District shall have no interest directly or indirectly with respect to the Grantee which creates a conflict of interest. The District further covenants that in the performance of this Contract no person having such interest shall be employed.

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No member, officer, or employee of the District and no other public official who exercises any responsibilities or functions with respect to the CDBG or this Contract during the tenure of this Contract or for one (1) year thereafter shall have any interest direct or indirect in this Contract or the proceeds thereof. No member or delegate to the Congress of the United States shall be admitted to any share or part of this Contract or to any benefit that may arise therefrom.

XIII. PROHIBITION OF CONTINGENCY CONTRACTS

The District warrants that no person has or will be employed to solicit or secure this Contract upon any agreement for a commission, percentage, brokerage, or contingent fee. Breach of this warranty shall give the Grantee the right to terminate this agreement or in its discretion to deduct from the District's compensation stated herein the amount of such commission, percentage, brokerage, or contingent fee.

XIV. ASSIGNMENT OF CONTRACTS

The District shall not assign or transfer any interest in this Contract except that claims for monies due or to become due from the Grantee under the provisions of this Contract may be assigned to a bank, trust company, or other financial institution. If the District is a partnership, this provision shall insure to the benefit of the surviving or remaining members of such partnership.

XV. RETENTION OF RECORDS

For a period of three (3) years after final payment under this Contract, the District shall make all work papers, records, and other evidence of audit available to the Appalachian Regional Commission and to the Comptroller General of the United States or other authorized parties. All authorized parties who are entitled to accession to these records shall also be entitled to reproduce any or all of such documents at their expense for which provisions shall be made at the time the need for reproduction arises.

XVI. RIGHT TO AUDIT

The District will keep and maintain books, records and other documents relating directly to the receipt and disbursement of such grant funds; and duly authorized representative of the Mississippi Development Authority, the Appalachian Regional Commission (ARC) and/or the Comptroller General of the United States shall, at all reasonable times, have access to and the right to inspect, copy, audit and examine all such books, records and other documents of the District until the completion of all close-out procedures respecting this grant and the final settlement and conclusion of all issues arising out of this grant.

XVII. ACCESS TO PROJECT

The District agrees that any duly authorized representative of the Mississippi

Development Authority, the Appalachian Regional Commission (ARC) and/or the Comptroller General of the United States shall, at all reasonable times, have access to any portion of the project in which such the District is involved until the completion of all close-out procedures respecting this grant.

XVIII. COMPLIANCE WITH STATE AND LOCAL LAWS

The District agrees to comply with all applicable laws, ordinances, or codes of the State of Mississippi or City of Batesville in performing any of the work embraced by this Contract.

XIX. EFFECTIVE DATE

The effective date of this Contract will be July 15, 2025. If any part of this Contract shall be adjudged invalid or void, then and in that event only, that part of this Contract shall fail and the remaining provision shall remain in full force and effect.


Hal Ferrell
Mayor, City of Batesville

Attest:

Shonnah Weaver
City Clerk, City of Batesville


James Curcio, Executive Director
North Delta Planning and Development
District, Inc.

Attest:


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APPENDIX II to 2 CFR Part 200

CONTRACT PROVISIONS FOR NON-FEDERAL ENTITY CONTRACTS

UNDER FEDERAL AWARDS

In addition to other provisions required by the Federal agency or non-Federal entity, all contracts made by the non-Federal entity under the Federal award must contain provisions covering the following, as applicable.

(A) Contracts for more than the simplified acquisition threshold, which is the inflation adjusted amount determined by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) as authorized by 41 U.S.C. 1908, must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.

(B) All contracts in excess of \$10,000 must address termination for cause and for convenience by the non-Federal entity including the manner by which it will be effected and the basis for settlement.

(C) Equal Employment Opportunity. Except as otherwise provided under 41 CFR Part 60, all contracts that meet the definition of “federally assisted construction contract” in 41 CFR Part 60-1.3 must include the equal opportunity clause provided under 41 CFR 60-1.4(b), in accordance with Executive Order 11246, “Equal Employment Opportunity” (30 FR 12319, 12935, 3 CFR Part, 1964-1965 Comp., p. 339), as amended by Executive Order 11375, “Amending Executive Order 11246 Relating to Equal Employment Opportunity,” and implementing regulations at 41 CFR part 60, “Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor.”

(D) Davis-Bacon Act, as amended (40 U.S.C. 3141-3148). When required by Federal program legislation, all prime construction contracts in excess of \$2,000 awarded by non-Federal entities must include a provision for compliance with the Davis-Bacon Act (40 U.S.C. 3141-3144, and 3146-3148) as supplemented by Department of Labor regulations (29 CFR Part 5, “Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction”). In accordance with the statute, contractors must be required to pay wages to laborers and mechanics at a rate not less than the prevailing wages specified in a wage determination made by the Secretary of Labor. In addition, contractors must be required to pay wages not less than once a week. The non-Federal entity must place a copy of the current prevailing wage determination issued by the Department of Labor in each solicitation. The decision to award a contract or subcontract must be conditioned upon the acceptance of the wage determination. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency. The contracts must also include a provision for compliance with the Copeland “Anti-Kickback” Act (40 U.S.C. 3145), as supplemented by Department of Labor regulations (29 CFR Part 3, “Contractors and Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States”). The Act provides that each contractor or subrecipient must be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the

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compensation to which he or she is otherwise entitled. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency.

(E) Contract Work Hours and Safety Standards Act (40 U.S.C. 3701-3708). Where applicable, all contracts awarded by the non-Federal entity in excess of \$100,000 that involve the employment of mechanics or laborers must include a provision for compliance with 40 U.S.C. 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 U.S.C. 3702 of the Act, each contractor must be required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 U.S.C. 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of intelligence.

(F) Rights to Inventions Made Under a Contract or Agreement. If the Federal award meets the definition of “funding agreement” under 37 CFR § 401.2 (a) and the recipient or subrecipient wishes to enter into a contract with a small business firm or nonprofit organization regarding the substitution of parties, assignment or performance of experimental, developmental, or research work under that “funding agreement,” the recipient or subrecipient must comply with the requirements of 37 CFR Part 401, “Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements,” and any implementing regulations issued by the awarding agency.

(G) Clean Air Act (42 U.S.C. 7401-7671q.) and the Federal Water Pollution Control Act (33 U.S.C. 1251-1387), as amended—Contracts and subgrants of amounts in excess of \$150,000 must contain a provision that requires the non-Federal award to agree to comply with all applicable standards, that’s orders or regulations issued pursuant to the Clean Air Act (42 U.S.C. 7401-7671q) and the Federal Water Pollution Control Act as amended (33 U.S.C. 1251-1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).

(H) Debarment and Suspension (Executive Orders 12549 and 12689)—A contract award (see 2 CFR 180.220) must not be made to parties listed on the governmentwide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), “Debarment and Suspension.” SAM Exclusions contains the names of parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority other than Executive Order 12549.

(I) Byrd Anti-Lobbying Amendment (31 U.S.C. 1352)—Contractors that apply or bid for an award exceeding \$100,000 must file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of

2

Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 U.S.C. 1352. Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the non-Federal award.

(J) See § 200.323.

(K) See § 200.216.

(L) See § 200.322.

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

AUGUST 5, 2025

IN RE: APPROVAL OF SPECIFICATIONS AND PLANS

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered that the plans and the specifications for the roof at the Batesville Library are hereby approved. Copies of the plans and specifications are on file in the Office of the City Clerk.

IN RE: APPROVAL TO ADVERTISE- BATESVILLE LIBRARY REROOF

Upon motion of Alderman Land and second of Alderman Harrison and upon unanimous vote taken, it was ordered that the City Clerk publish an advertisement in *The Panolian*, a legal newspaper published in Batesville, Mississippi, once each week for not less than two consecutive weeks that the Mayor and Board of Aldermen will receive bids for the roof for the Batesville Library, at City Hall, 103 College Street Batesville, Mississippi. The Mayor and Board of Aldermen reserves the right to reject any and all bids.

IN RE: 9/11 MEMORIAL BROTHERHOOD GEAR WALK

The Mayor recognized Billy Broome who appeared before the Mayor and Board of Aldermen requesting to host a “9/11 Memorial Brotherhood Gear Walk” in the city limits of Batesville on September 13, 2025. This event will start at 7:46 a.m.

Upon motion of Alderman Harrison, second of Alderman Flowers and upon unanimous vote taken, it was ordered that the above request be, and it is hereby approved with said event being coordinated with the Batesville Police Department.

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

AUGUST 5, 2025

IN RE: RODEO/FAIR/FESTIVAL

There came on for discussion the matter of a rodeo/fair/festival to be held at the Batesville Civic Center September 24-28, 2025. Jeremy Smith of the Deep South Rodeo was present and spoke requesting use of the barn area at no cost and use of North Parking Lot for \$660.00 per day.

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

IN RE: FIRST REGIONAL LIBRARY

David Powell of First Regional Library and Amanda Tutor of Batesville Public Library appeared before the Mayor and Board of Aldermen to discuss the FY 2026 funding.

IN RE: BATESVILLE GARDEN CLUB

Cindy Allgood of the Batesville Garden Club appeared before the Mayor and Board of Aldermen requesting permission to use the St. Stephens/Little Church at no cost.

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

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

AUGUST 5, 2025

IN RE: PUBLIC HEARING - 3:00 P.M.
PUBLIC HEARING – VARIANCE – WILL DAVIS

The Mayor opened the Public Hearing and Chief Building Official Andy Berryhill explained the purpose of the hearing being a request from Will Davis and Melissa Davis, for a Variance to allow the use of metal sheeting on the sides of new shop building. Said property is located 882 Highway 6 West in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is described as:

A tract of land in the West side of Section 18, Township 9 South, Range 7 West, Panola County, Mississippi, and being more particularly described as follows:

Parcel Number: 31840006200 10000505
1.7 AC PT SE1/4 NW1/4 of HWY 6– Unplatted Land
And
Parcel Number: 31840006200 10000502
1.7 AC PT SW1/4 NE1/4 of HWY 6 – Unplatted Land

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:

Will Davis 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 June 23, 2025.

The Mayor declared the hearing closed.

AUGUST 5, 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:

07/09/25

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
9th Day of July, 2025

Shandale Goodman

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



Account # 180200
Ad # 2014260

CITY OF BATESVILLE
PO BOX 689
BATESVILLE MS 38606

PUBLIC NOTICE
NOTICE OF PUBLIC
HEARING

WHEREAS, Will Davis and Melissa Davis have 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 Site & Building Design Standards of the City of Batesville, Mississippi, to allow the use of metal sheeting on the sides of new shop building. Said property is located 882 Highway 6 West in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is described as:

A tract of land in the West side of Section 18, Township 9 South, Range 7 West, Panola County, Mississippi, and being more particularly described as follows:

Parcel Number: 31840006200
10000505

1.7 AC PT SE1/4 NW1/4 of
HWY 6— Unplatted Land

And
Parcel Number: 31840006200
10000502

1.7 AC PT SW1/4 NE1/4 of
HWY 6— Unplatted Land

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 August 5, 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 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
Shonnah Weaver, City Clerk

The Panolian:
July 9, 2025
HEARING/DAVIS

IN RE: VARIANCE – WILL DAVIS

On motion of Alderman Harrison, second of Alderman Dugger and unanimously carried by a vote being taken, it was ordered that the request from Will Davis and Melissa Davis for a variance to allow the use of metal sheeting on the sides of new shop building. Said property is located 882 Highway 6 West, be and it is hereby granted.

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

AUGUST 5, 2025

**IN RE: DOWNTOWN BUSINESS DISTRICT USE PERMIT – 105 VAN
VORIS**

Chief Building Official Andy Berryhill presented a Downtown Business District Mayor and Board of Aldermen Use Permit request made David Butler, that was recommended by the Planning Commission, for a gun shop.

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

**IN RE: DOWNTOWN BUSINESS DISTRICT USE PERMIT – 112 PUBLIC
SQUARE**

Chief Building Official Andy Berryhill presented a Downtown Business District Mayor and Board of Aldermen Use Permit request made Shonna Dickard, that was recommended by the Planning Commission, for Insurance Agency.

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

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

AUGUST 5, 2025

IN RE: SET PUBLIC HEARING – CONDITIONAL USE PERMIT – TERRY HUBBARD

Upon motion of Alderman Harrison and second of Alderman Land 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 Mike Moore 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 an ice vending machine in a C-2, Commercial zone at 509 Highway 51 South. Said real property is owned by Terry & Jamie Hubbard 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:

1 ACC PT Lot 8
Southside S/D PB-B 1/21 located in
Section 16, Township 9 South, Range 7 West in the
City of Batesville, Second Judicial District of Panola
County, Mississippi at 509 HWY 51S
and

WHEREAS, said request was reviewed by the Planning Commission of the City of Batesville at their meeting held on July 28, 2025, and

WHEREAS, said Planning Commission recommended that the Conditional Use Permit be granted and

NOW, THEREFORE, BE IT ORDERED that on the 2nd day of September 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

AUGUST 5, 2025

**IN RE: SET PUBLIC HEARING – CONDITIONAL USE PERMIT –
YOLANDA MARTIN**

Upon motion of Alderman Harrison and second of Alderman Land 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 Mike Moore to the Board of Mayor and Aldermen of the City of Batesville, Mississippi, an application for a Conditional Use Permit to allow *Use #2.240 Sales from temporary or portable buildings, tent or other structures* for sales from a food trailer 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

WHEREAS, the request said was reviewed by the Planning Commission of the City of Batesville at their meeting held on July 28, 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:

Six (6) month limit

and

NOW, THEREFORE, BE IT ORDERED that on the 2nd day of September 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

AUGUST 5, 2025

IN RE: SET PUBLIC HEARING- VARIANCE- BALTON SIGN COMPANY

Upon motion of Alderman Harrison, second of Alderman Land 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, Frank Balton Sign Company 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 Frank Balton Sign Company requests a variance to allow an Additional 70 feet of height over what is allowed for a freestanding sign. Said property owned by Lowes Home Centers, Inc. located at 1135 HWY 6E in the City of Batesville, Second Judicial District of Panola County, Mississippi, and is described as:

Parcel #318130005500 10000400
13.1 ACC PT SW
1/4 Unplatted Land located in
Section 11, Township 9 South, Range 7 West in the
City of Batesville, Second Judicial District of Panola
County, Mississippi at 1135 HWY 6E

and

WHEREAS, said request was received by the Planning Commission of the City of Batesville at their meeting held on July 28, 2025, and

WHEREAS, said Planning Commission recommended the variance be allowed and

NOW, THEREFORE, BE IT ORDERED that on the 2nd day of September 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

AUGUST 5, 2025

IN RE: APPOINTMENT TO LICENSING COMMISSION

Upon motion of Alderman McCloud and second of Alderman Harrison and upon unanimous vote taken, it was ordered that Billy Morrow (mayoral appointment), be and he is hereby appointed to serve on the Licensing Commission for a six (6) year term, expiring July 2031.

IN RE: APPROVAL TO ESTABLISH CASH DRAWER – MICHELLE CAPWELL

Upon motion of Alderman Land and second of Alderman Flowers and upon unanimous vote taken, it was ordered that a cash drawer be established in the amount of \$150.00 for Michelle Capwell.

IN RE: PURGE PAYROLL RECORDS

Upon motion of Alderman Land and second of Alderman Flowers and upon unanimous vote taken, it was ordered that the following list of names from various departments, be and they are hereby purged from payroll:

- Robert Williams- Street
- Anna Baker- Seasonal

IN RE: APPROVAL TO SET MAYOR AND BOARD OF ALDERMEN'S SALARIES

Upon motion of Alderman Harrison and second of Alderman McCloud and upon unanimous vote taken, it was ordered that the Mayor's salary be and it is hereby set at \$60,257.60 per year and further that the Aldermen's salary be and it is hereby set at \$26,011.56, and Alderman at Large salary be and it is hereby set at \$19,260.12. Effective July 1, 2025.

AUGUST 5, 2025

IN RE: TRANSFER OF FUNDS - TOURISM FUND TO GENERAL FUND

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

RESOLUTION

WHEREAS, the City of Batesville, Mississippi, is authorized under Chapter 824, Local and Private Laws of 1992, as amended by Chapter 912, Local and Private Laws of 1997, as amended by House Bill Number 1587 of the 2016 Mississippi Legislative Session, as further amended by Senate Bill 2518 of the 2023 Mississippi Regular Legislative Session, to collect certain revenue and expend same for the purpose of establishing, promoting, and developing tourism, economic development and industry and related matters within the city and the surrounding areas; and

WHEREAS, the Batesville Mounds are owned and operated by the City in a manner that establishes, promotes, and develops tourism, economic development and related matters within the City and surrounding areas.

WHEREAS, certain improvements to the Batesville Mounds have been made this fiscal year at the cost \$836,106.60 of the City’s General Fund; and

WHEREAS, such costs should have been paid out of the City’s Tourism Tax Fund because the expenditure was for the purpose of establishing, promoting, and developing tourism, economic development, and related matter within the City and surrounding areas and the improvements to the Batesville Mounds were necessary and useful in such establishment, promotion, and development.

NOW, THEREFORE, BE IT RESOLVED as follows:

1.

That the Mayor and Board of Aldermen does hereby find and determine that the foregoing recitals are true and correct and are incorporated herein and made a part hereof as a copied hereon verbatim.

2.

That the Mayor and Board of Aldermen does hereby find and determine that the Batesville Mounds is owned and operated by the City in a manner that establishes, promotes, and develops tourism, economic development, and related matters within the city and the surrounding area.

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

AUGUST 5, 2025

3.

That the Mayor and Board of Aldermen does hereby find and determine that the Batesville Mounds attract visitors and tourists to the City and promote and the tourism, and economic development and related matters of the city and the surrounding area.

4.

That the City shall set aside, appropriate, expend and transfer from Tourism Tax Fund the revenues received pursuant to said Chapter 824 and said amendments thereto, a sum not to exceed \$836,106.60 to the City's General Funds in order to reimburse the General Fund for the improvements to the Batesville Mounds.

RESOLVED this the 5th day of August, 2025.

IN RE: TRANSFER PROPERTY – SANITATION

Upon motion of Alderman Harrison and second of Alderman McCloud and upon unanimous vote taken, it was ordered that the 2017 Dodge Ram 1500 with VIN #3C6JR6AG2HG602308, and 2014 Ford 150 with VIN #1FTMF1CM5EKE25424, located at the Gas and Water Department, be and it is hereby transferred to the Sanitation Department.

IN RE: BUTLER SNOW

Upon motion of Alderman Harrison and second of Alderman Flowers and upon unanimous vote taken, it was ordered that Mayor Ferrell to sign the Fiscal Year 2024 Continuing Disclosure with Butler Snow.

AUGUST 5, 2025

IN RE: RASCAL GRAPHICS

Upon motion of Alderman Harrison and second of Alderman McCloud and upon unanimous vote taken, it was ordered that the service agreement with Rascal Graphics and Batesville Civic Center is hereby approved.



923 Barnett Drive
Starkville, MS 39759
cell 662.609.8602
julie@rascalgraphics.com

SERVICE AGREEMENT


TO: Batesville Civic Center
ATTN: Rodney Holley


DATE: August 5, 2025

This agreement is made and entered into as of August 5, 2025, per City of Batesville Board's approval, by and between **Rascal Graphics** [923 Barnett Drive, Starkville, MS 39759] and **Batesville Civic Center** [290 Civic Center Drive, Batesville, MS 38606].

Rascal Graphics will provide graphic design, web design, and marketing services a minimum of 10 hours a week for 90 days with a total fee not to exceed three thousand five hundred dollars (\$3,500). All services shall be completed no later than [November 3, 2025], unless otherwise agreed to by both parties. Invoices shall be submitted monthly.

These services will focus on and include improvements to Batesville Civic Center's marketing efforts.

Batesville Civic Center
Signature: 
Name:
Title:

Rascal Graphics
Signature: 
Name: Julie Ferguson
Title: Owner

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

AUGUST 5, 2025

IN RE: EXTENSION OF CITY UTILITIES OUTSIDE THE CITY LIMITS

There came for discussion the matter of a request for water services for Diana Miller, located at 3417 Mt. Olivet Road, outside the city limits of Batesville.

Upon recommendation of Public Works Director Newt Benson and upon motion of Alderman McCloud and second of Alderman Harrison and upon unanimous vote taken, it was ordered that city water services be provided to Diana Miller’s property located at 3417 Mt. Olivet Road, contingent upon and subject to him paying \$979.44 for said service in advance of such extension. A copy of the total amount owed by Diana Miller’s, is as follows:

7/29/2025

Quote #: 88

Page: 1

Quoted To:

Water Department - City of Batesville

103 College St.

Batesville, MS 38606

Phone:

Cust PO:

Reference: Diana Miller

Terms:

Ship Via:

Salesperson: MARK

Valid Through: 8/12/2025

Stock Code	Description	Taxable	Quantity	Price	Extended
BACKHOE#4	Equipment on Job	N	1.00	44.00	44.00
TOTAL LABOR	Total Labor on Job	N	1.00	66.44	66.44
TOTAL OF MISC. MATE	3/4 Meter Set Fee	N	1.00	750.00	750.00
TRUCK#2	Equipment on Job	N	1.00	19.00	19.00

7/29/25

Quote for Diana Miller

3417 Mt. Olivet Rd.

Deposit not Included

SubTotal:

Tax:

Shipping:

Total:

879.44

0.00

0.00

879.44

+ Deposit

100⁰⁰

Total: \$979.44

AUGUST 5, 2025

IN RE: COMPLIANCE ENVIROSYSTEMS

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered that the City-Wide Flow Monitoring is hereby accepted.



Sound Data. Solid Conclusions.

7-14-25

Newt Benson
Public Works Director
City of Batesville, MS Public Works
203 College Street
Batesville, Mississippi 38606
nbenson@cityofbatesvillems.com
662.563.4576

City of Batesville, MS Task Order One- City Wide Flow Monitoring

Dear Newt Benson,

In response to your request, Compliance EnviroSystems, LLC (CES) is pleased to provide you with a proposal for professional services on the above-referenced project.

The following sections are provided for your review:

- 1. Scope of Work
- 2. Fee Schedule
- 3. Deliverables
- 4. CES Standard Special Provisions

Please review these documents carefully. If you agree, please sign where indicated. Upon receipt of your approval, we will schedule your project. Thank you for the opportunity to submit this proposal. If selected, CES will provide our services at the highest professional level.

If you have any questions, please contact me by phone or email anytime.

Respectfully Yours,

Dylan Lynch
Compliance EnviroSystems, LLC
dlynch@ces-sses.com
(985) 327-9283

Scope of Work

A. Flow Monitoring Services

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

AUGUST 5, 2025

- 1. Prior to installation of flow monitor(s), CES will work with the City to develop a flow monitoring plan to be approved by the City. The flow monitoring plan will include preliminary monitoring site(s) selected from a review of the City of Batesville (herein referred to as the City) existing sewer maps. CES shall conduct field investigations to verify the suitability of each potential monitoring location. CES shall prepare a site investigation sheet for each selected site and shall submit to the City for approval prior to installation of the flow meters. This project shall consist of approximately 10 flow meters and 2 rain gauges.
- 2. After approval of the recommended site(s), CES shall install and maintain the meter(s) for a 60 day period. CES shall also select rain gauge monitoring sites and install continuous recording rain gauges.
- 3. Gravity flow monitoring will be performed utilizing Area Velocity Flow Monitors capable of measuring both depth and velocity of flow. Tipping bucket rain gauges will be used for the study. The tipping bucket gauges will be installed to obtain rainfall distribution data.
- 4. The equipment will be downloaded each week to verify meter accuracy. The equipment will be calibrated before installation as well as every two weeks to confirm the readings. Any equipment not operating properly will be replaced immediately.

Fee Schedule

Description	Quantity	Unit	Unit Price	Extended Price
Installation, Maintenace, Calibration and Data Collection of Gravity Flow Meters (10 Meters for 60 Days)	600	MD	\$125.00	\$75,000.00
Installation, Maintenance, Calibration and Data Collection of Rain Gauges (2 Gauges for 60 Days)	120	GD	\$48.00	\$5,760.00
Total:				\$80,760.00

Deliverables

A. Flow Data Management

- 1. CES shall provide a final report with narrative of the project process and procedure. The report shall include site location sheets, pictures, flow graphs and electronic data five (5) minute intervals.
- 2. Reporting includes dry and wet weather analysis with I/I rates and recommendations for additional inspections to pinpoint sources of I/I

RE: City of Batesville, MS Task Order 1- City Wide Flow Monitoring

Your signature will serve as a *Notice to Proceed* with this project.

Signature: _____

Printed Name: _____

Job Title: _____

Company: _____

Date: _____

IN RE: SPEED BUMP

Upon motion of Alderman Flowers and second of Alderman McCloud and upon unanimous vote taken, it was ordered that Public Works Director Newt Benson place a speed bump on Queen St.

AUGUST 5, 2025

IN RE: QUOTES RECEIVED- CHICK FIL A- GAS METER SET

The City of Batesville received the following quotes for Hobby Lobby Gas Meter Set:

TRISTATE METER SERVICES	\$7,524.29
CORE & MAIN	\$8,356.00

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 TriState Meter Services in the amount of \$7,524.29 be and it is hereby approved and accepted as the lowest and best quote for Chick-Fil-A gas meter set. Copies of the quotes are on file in the Office of the City Clerk and a copy of the accepted quote follows:

Steve Caldwell

From: Darriel Caldwell <caldwelldarriel@gmail.com>
Sent: Tuesday, July 22, 2025 7:47 AM
To: Steve Caldwell
Subject: [EXTERNAL Email]Fwd: Batesville Chick-fil-A - Utility Set-Up *** S2523691 ***

Sent from my iPhone

Begin forwarded message:

From: Darriel Caldwell <caldwelldarriel@gmail.com>
Date: July 17, 2025 at 12:11:44 PM CDT
To: Marty Belk <mbelk@tristatemeteter.com>
Subject: Re: Batesville Chick-fil-A - Utility Set-Up *** S2523691 ***

Ok
Sent from my iPhone

On Jul 17, 2025, at 11:43 AM, Marty Belk <mbelk@tristatemeteter.com> wrote:

Steve,

Please see Batesville Chick-fil-A - Utility Set-Up drawing and pricing below.

Sales number S2523691
\$7524.29

Thanks,
Marty

<image.png>

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

AUGUST 5, 2025

IN RE: CITY GAS- CHICK FIL A

There came for discussion the matter of a request for gas services for Chick-Fil-A, located at Covenant Crossing.

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 city gas services be provided to Chick-Fil-A’s property, contingent upon and subject to them paying \$8,132.29 for said service in advance of such extension. A copy of the total amount owed by Chick-Fil-A, is as follows:

7/17/2025
Quote #: 161
Page: 1

Quoted To:
Gas Dept

Phone:
Cust PO:
Reference: Chick-fil-A

Terms:
Ship Via:

Salesperson: MARK
Valid Through: 7/31/2025

Stock Code	Description	Taxable	Quantity	Price	Extended
#12 TRACER WIRE	#12 tracer wire (500 ft.rolls)	N	0.50	112.95	56.48
2"PE COUPLING	2 inch p.e. coupling	N	3.00	14.46	43.38
2"PE-2406 PIPE	2 inch plastic electrofusion pipe (per/ft)	N	150.00	1.39	208.50
2"PE.BALL VALVE	2 inch P.E. ball valve	N	1.00	96.88	96.88
2"WARNING TAPE	2 inch warning tape (for p.e. pipe 1000ft.roll)	N	0.20	30.55	6.11
2SER VAL	2 inch service valve	N	1.00	124.37	124.37
2X2 H.VOL TAP/T	2x2 inch high vol. self tap tee	N	1.00	72.28	72.28
MATERIALS FOR JOB	Meter and Reg Set	N	1.00	7,524.29	7,524.29

7/18/2025
Quote for Chick-fil-A
Gas Meter and Regulator
as per BTU'S provided to us (1,928.000 BTU'S)
Deposit not included in quote

SubTotal: 8,132.29
Tax: 0.00
Shipping: 0.00
Total: 8,132.29

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

AUGUST 5, 2025

*Alderman Harrison left the meeting.

IN RE: ALLOW CLAIMS

On motion made by Alderman Land, second by Alderman Flowers 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 53805-54407 (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: NEW HIRES

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered that the following two individuals did not accept employment at the City of Batesville:

- Avery Callicut
- Jaleel Tyler

IN RE: SPEED BUMP

Upon motion of Alderman Harrison and second of Alderman McCloud and upon unanimous vote taken, it was ordered that Public Works Director Newt Benson place a speed bump on Van Voris Street in front of the Public Works building.

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

AUGUST 5, 2025

IN RE: DAMAGED DRIVEWAY

Upon motion of Alderman Harrison and second of Alderman Whitaker and upon unanimous vote taken, it was ordered that Public Works Director Newt Benson repair the damaged concrete driveway that the City of Batesville damaged with a track hoe gaining access to sand creek for tree and root ball removal since the damages are a valid claim and the City is not exempt from liability on this claim. The cost of the repair shall not exceed \$1,800.00.

IN OPEN SESSION

Alderman McCloud 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, Whitaker, Flowers, McCloud 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, Whitaker, McCloud, and Flowers; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; City Clerk Shonnah Weaver and Administrative Assistant Sulli Bolen.

On motion made by Alderman McCloud, seconded by Alderman Flowers, and unanimously carried upon the affirmative votes of Aldermen Land, Flowers, Whitaker, McCloud, and Harrison it was ordered that the Mayor and Board of Aldermen go into executive session in order to discuss personnel matter, personnel matters, potential litigation, potential land purchase, potential annexation, appealable order, donation of land to the City.

AUGUST 5, 2025

IN OPEN MEETING

The Mayor announced that the Mayor and Board of Aldermen will go into executive session for the purpose of discussing personnel matter, personnel matters, potential litigation, potential land purchase, potential annexation, appealable order, and donation of Land 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, Whitaker, Flowers, and McCloud; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; City Clerk Shonnah Weaver and Administrative Assistant Sulli Bolen.

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, Whitaker, Flowers, Land and McCloud; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; City Clerk Shonnah Weaver and Administrative Assistant Sulli Bolen.

There came on for discussion of personnel matter. (David Jones of Jones & Jones, CPA, Batesville Civic Center Director Rodney Holley, Fire Chief Tim Taylor, Deputy Fire Chief James Snyder, Public Works Director Newt Benson, Assistant Public Works Director Gary Snider, and Building Chief Official Andy Berryhill were present for this conversation.

There came on for discussion of personnel matters. (Fire Chief Tim Taylor and Deputy Fire Chief James Snyder were present for this conversation.)

There came on for discussion of potential litigation. (Chief Building Official Andy Berryhill was present for this conversation.)

There came on for discussion of potential land purchase. (Blake Mendrop of Mendrop Engineering, Public Works Director Newt Benson and Assistant Public Works Gary Snider, were present for this conversation.)

There came on for discussion of potential annexation. (Public Works Director Newt Benson and Assistant Public Works Director Gary Snider were present for this conversation.)

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AUGUST 5, 2025

There came on for discussion of appealable order. (Public Works Director Newt Benson and Assistant Public Works Director Gary Snider were present for this conversation.)

There came on for discussion of donation of land to the City. (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, Flowers, Whitaker, and McCloud; City Attorney Colmon Mitchell; Chief of Police Dennis Darby; City Clerk Shonnah Weaver and Administrative Assistant Sulli Bolen.

IN RE: APPROVAL FOR SALARY INCREASE- FIRE DEPARTMENT

Upon motion of Alderman Harrison and second of Alderman Flowers and upon unanimous vote taken, it was ordered that Michael Putman's salary be and it is hereby increased from up to \$15.33 per hour, effective August 7, 2025.

IN RE: APPROVAL FOR PROMOTION

Upon motion of Alderman Harrison and second of Alderman Flowers and upon unanimous vote taken, it was ordered that Cameron LaCook be and he is hereby promoted to Captain of Shift B with a salary increase to \$19.85 per hour, effective August 7, 2025.

IN RE: APPROVAL OF LONGEVITY – FIRE DEPARTMENT

Upon motion of Alderman Harrison and second of Alderman Flowers and upon unanimous vote taken, it was ordered that Sergio Vergara receive three years and nine months of longevity, effective August 7, 2025.

AUGUST 5, 2025

IN RE: OFFER OF EMPLOYMENT

Upon motion of Alderman Flowers and second of Alderman Harrison and upon unanimous vote taken, it was ordered that full-time employment be offered to Andrae J. Mack to be hired to the position of non-certified fulltime fireman at the rate of \$15.33 per hour pending successful pre-employment physical examination, drug screen and alcohol testing, and that said offer of employment expires on August 18, 2025, at midnight if not accepted.

IN RE: FORECLOUSURE DEED OF TRUST

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered the Deed of Trust to the City signed by Geneva Spain and Rita Dezell is in default and shall be foreclosed and that the City Attorney is appointed a substitute trustee for the deed of trust and he is ordered to foreclosure the Deed of Trust and to do all reasonably necessary so to do, including conducting a title exam.

IN RE: CONSIDERING LAND PURCHASE

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered that the August 5, 2025, noon deadline set by the Mayor and Board of Aldermen at its meeting on July 31, 2025, be and it is hereby extended to noon on August 19, 2025. (West’s written road requirements.)

IN RE: DONATION OF LAND

Upon motion of Alderman Harrison and second of Alderman Land and upon unanimous vote taken, it was ordered that the City of Batesville accept the donation of land from Silicon Ranch located more or less parallel to Interstate 55 off of the west side of the land of Silicon Ranch and at a time determined by the City in its sole discretion will construct thereon a public road provided what the City receives fee simple markable title to the land free of all liens and encumbrances. (except for ad valorem taxes not due yet)

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

AUGUST 5, 2025

Upon motion duly made and seconded, the meeting was adjourned to reconvene at 9:30 o'clock a.m., August 11, 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

AUGUST 5, 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: August 11, 2025

Hour: 9:30 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.