

**MINUTES OF THE RECESS MEETING
OF THE MAYOR AND BOARD OF ALDERMEN
The City of Starkville, Mississippi
February 19, 2013**

Be it remembered that the Mayor and Board of Alderman met in a Regular Meeting on February 19, 2013 at 5:30 p.m. in the Courtroom of City Hall, located at 101 E. Lampkin Street, Starkville, MS. There being present were Mayor Parker Wiseman, Aldermen Ben Carver, Sandra Sistrunk, Eric Parker, Richard Corey, Jeremiah Dumas, Roy A. Perkins, and Henry Vaughn, Sr. Attending the Board were City Attorney Chris Latimer and City Clerk Taylor V. Adams.

Mayor Parker Wiseman opened the meeting with the Pledge of Allegiance followed by a moment of silence.

Mayor Parker Wiseman asked for any revisions to the Official Agenda.

REQUESTED REVISIONS TO THE OFFICIAL AGENDA:

Alderman Jeremiah Dumas requested the following changes to the published February 19, 2013 Official Agenda:

Add to Consent Item XI.G Approval of outside contributions to Volunteer Starkville, the Starkville Girls Club and Starkville Young Professionals in the \$500.00 per organization with the submission of the proper application.

Add to Consent Item XI.H Approval of declaring the intent of the Board to accept an as yet unnamed private street off of Azalea Lane as a public street with the completion of certain requirements by the property owners.

Add to Consent Item XII.L Approval of in-kind services to the Big Truck Event at the Starkville Sportsplex to benefit Volunteer Starkville.

Add to Consent Item XI.M Discussion and consideration of hiring a Community Development Director.

Add to Consent Item XII.B3-A Approval and adoption of the amended Official Zoning Map for the City of Starkville as recommended by the Planning and Zoning Commission.

Add to Consent Item XII.B3-B Approval of P&Z Item # PP 13-01: A request by Freddie Raspberry for approval of "The Owens Subdivision" preliminary subdivision plat located in an R-5 (Multi-family, high density) zoning district at the intersection of N. Washington Street and Owens Drive in Ward 6 with the 9 conditions from P&Z.

Add to Consent Item XII.B3-C Approval of P&Z item #FP 13-01: A request by Thomas Allen for approval of the "Dollar General" Final Plat located in a C-2 (General Business) zoning district at 1006 N. Jackson Street in Ward 6 with the 12 conditions from P&Z.

Remove from Agenda Item XI.C Discussion regarding adopting the ordinance and amending the code of ordinances to regulate outside storage in specified areas of the City of Starkville.

Remove from Agenda Item XI.N Consideration of calling for a Public Hearing to amend the ordinances creating the Board of Adjustments and Appeals and the storm water hearing board to establish said board as advisory boards only.

Alderman Ben Carver requested the following changes to the published February 19, 2013 Official Agenda:

Remove from Consent Item XII.I-2 Request authorization to apply for a Homeland Security Reimbursable Grant in the amount of \$14,921.00.

Remove from Consent Item XII.J-1 Report to the Board regarding impending EPA regulatory action that will require the City to more aggressively enforce its ordinance regarding the discharge of fats, oils and grease (fog) into the public sanitary sewer system.

City Attorney Chris Latimer requested the following changes to the published February 19, 2013 Official Agenda:

Remove from Agenda Item V.A Approval of the minutes of the Recess Meeting of February 6, 2013.

The Mayor asked for further revisions to the published February 19, 2013 Official Agenda. No further revisions were requested.

1. A MOTION TO APPROVE THE OFFICAL AGENDA AS REVISED

There came for consideration the matter of approving and adopting the February 19, 2013, Official Agenda of the Recess Meeting of the Mayor and Board of Aldermen, as revised. After discussion, and

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, to approve the February 19, 2013, Official Agenda as modified with items listed as consent, the Board voted unanimously to approve the motion.

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.



OFFICIAL ELECTRONIC PACKET

CITY OF STARKVILLE, MISSISSIPPI

FEBRUARY 19, 2013



OFFICIAL AGENDA
THE MAYOR AND BOARD OF ALDERMEN
OF THE
CITY OF STARKVILLE, MISSISSIPPI

RECESS MEETING OF TUESDAY, FEBRUARY 19, 2013
5:30 P.M., COURT ROOM, CITY HALL
101 EAST LAMPKIN STREET

PROPOSED CONSENT AGENDA ITEMS ARE NOTED ### AND PROVIDED AS
APPENDIX A ATTACHED

- I. **CALL THE MEETING TO ORDER**
- II. **PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE**
- III. **APPROVAL OF THE OFFICIAL AGENDA**
 - A. APPROVAL OF THE CONSENT AGENDA
- IV. **APPROVAL OF BOARD OF ALDERMEN MINUTES**
 - A. **CONSIDERATION OF THE APPROVAL OF THE MINUTES OF THE RECESS MEETING OF FEBRUARY 6, 2013.**
- V. **ANNOUNCEMENTS AND COMMENTS**
 - A. MAYOR'S COMMENTS:

INTRODUCTION OF NEW EMPLOYEES:

ROBERT TOMLINSON – WASTEWATER DIVISION OF PUBLIC SERVICES
 - B. BOARD OF ALDERMEN COMMENTS:

VI. CITIZEN COMMENTS

VII. PUBLIC APPEARANCES

- A. PUBLIC APPEARANCE BY KAY BROCATO AND THE STUDIO SCHOOL STUDENTS ON THE REPORT OF THE ACTIVITIES AND THANKS TO THE MAYOR AND BOARD OF ALDERMEN FOR THEIR SUPPORT.
- B. PUBLIC APPEARANCE BY JAMEY MATTE ON STARKVILLE'S BIG TRUCK DAY EVENT IN SUPPORT OF VOLUNTEER STARKVILLE.
- C. PUBLIC APPEARANCE BY MS. SABRINA CAMPBELL REGARDING CITY OFFICIALS.

VIII. PUBLIC HEARING

- A. SECOND PUBLIC HEARING ON THE ADOPTION OF AN ORDINANCE AND AMENDMENT TO THE CODE OF ORDINANCES TO REGULATE OUTSIDE STORAGE.

IX. MAYOR'S BUSINESS

THERE IS NO MAYOR'S BUSINESS SCHEDULED

X. BOARD BUSINESS

- A. CONSIDERATION OF RESCINDING THE ORDER DATED JUNE 19, 2012, REGARDING WORK FOR CARVER DRIVE DITCH AND UTILIZE SAID FUNDS TO CONCRETE THE ENTIRE SIDES AND BOTTOM OF CARVER DRIVE DITCH TO THE EXTENT OF THE APPROVED COST OF \$175,000 BY CITY STAFF
- B. DISCUSSION AND CONSIDERATION OF THE CAPITAL IMPROVEMENT PROJECTS FOR FISCAL YEAR 2013 AND AUTHORIZATION TO ADVERTISE FOR PROJECT BIDS.
- C. DISCUSSION REGARDING ADOPTING THE ORDINANCE AND AMENDING THE CODE OF ORDINANCES TO REGULATE OUTSIDE STORAGE IN SPECIFIED AREAS OF THE CITY OF STARKVILLE.
- D. CONSIDERATION OF AMENDING THE BOARD OF ALDERMEN POLICY ON THE ADOPTION OF ORDINANCES TO EXEMPT THE

CALL FOR TWO PUBLIC HEARINGS FOR THE PROCESS OF RENAMING, ACCEPTING AND APPROVING STREETS IN THE CITY OF STARKVILLE AND AMENDING THE OFFICIAL MUNICIPAL STREET MAP IN ACCORDANCE WITH MS CODE §65-7-143.

- E. CONSIDERATION OF CALLING FOR A PUBLIC HEARING ON AN ORDINANCE ADOPTING THE OFFICIAL MUNICIPAL STREET MAP AND CHANGING OF THE NAME OF SPRING STREET TO NEEDMORE PLACE IN ACCORDANCE WITH MS CODE §65-7-143.
- F. CONSIDERATION OF CALLING FOR A PUBLIC HEARING ON AMENDING THE LANDSCAPE ORDINANCE AND THE CITY OF STARKVILLE CODE OF ORDINANCES CHAPTER 112, ARTICLE II.
- G. REPORT FROM THE AUDIT AND BUDGET COMMITTEE
 - 1. CONSIDERATION OF THE APPROVAL OF OUTSIDE CONTRIBUTIONS TO VOLUNTEER STARKVILLE, THE STARKVILLE GIRLS CLUB AND STARKVILLE YOUNG PROFESSIONALS IN THE AMOUNT OF \$500.00 PER ORGANIZATION WITH THE SUBMISSION OF THE PROPER APPLICATION.
- H. CONSIDERATION OF DECLARING THE INTENT OF THE BOARD TO ACCEPT AN AS YET UNNAMED PRIVATE STREET OFF OF AZALEA LANE AS A PUBLIC STREET WITH THE COMPLETION OF CERTAIN REQUIREMENTS BY THE PROPERTY OWNERS.
- ##### I. DISCUSSION AND APPROVAL OF CITY'S LANDFILL TO BE OPEN ON SATURDAYS FROM 8:00 A.M. UNTIL NOON EFFECTIVE FEBRUARY 23, 2013.
- ##### J. CONSIDERATION OF APPROVING THE PETITION BY DAN R. CRAIG AND LAURIE M. CRAIG TO VACATE A CONDOMINIUM PLAT OF LAFAYETTE APARTMENTS IN ACCORDANCE WITH MS CODE §17-1-23(4)
- ##### K. CONSIDERATION OF ADVERTISING FOR LETTERS OF INTEREST FOR A VACANT POSITION ON THE OKTIBBEHA COUNTY LIBRARY BOARD FOR A TERM ENDING 9-30-13.
- L. CONSIDERATION OF THE APPROVAL OF IN-KIND SERVICES TO THE BIG TRUCK EVENT AT THE STARKVILLE SPORTSPLEX TO BENEFIT VOLUNTEER STARKVILLE.

- M. DISCUSSION AND CONSIDERATION OF HIRING A COMMUNITY DEVELOPMENT DIRECTOR.
- N. CONSIDERATION OF CALLING FOR A PUBLIC HEARING TO AMEND THE ORDINANCES CREATING THE BOARD OF ADJUSTMENTS AND APPEALS AND THE STORM WATER HEARING BOARD TO ESTABLISH SAID BOARDS AS ADVISORY BOARDS ONLY.

XI. DEPARTMENT BUSINESS

A. AIRPORT

THERE ARE NO ITEMS FOR THIS AGENDA

B. COMMUNITY DEVELOPMENT DEPARTMENT

1. CODE ENFORCEMENT

- A. REQUEST FINDING OF FACT THAT EIGHT (8) DILAPIDATED PROPERTIES AS LISTED ARE A NUISANCE AND ARE A MENACE TO PUBLIC HEALTH.

2. ENGINEERING

THERE ARE NO ENGINEERING ITEMS

3. PLANNING

- A. REQUEST APPROVAL AND ADOPTION OF THE AMENDED OFFICIAL ZONING MAP FOR THE CITY OF STARKVILLE AS RECOMMENDED BY THE PLANNING AND ZONING COMMISSION.
- B. REQUEST APPROVAL OF P&Z ITEM #PP 13-01: A REQUEST BY FREDDIE RASBERRY FOR APPROVAL OF “THE OWENS SUBDIVISION” PRELIMINARY SUBDIVISION PLAT LOCATED IN AN R-5 (MULTI-FAMILY, HIGH-DENSITY) ZONING DISTRICT AT THE INTERSECTION OF N. WASHINGTON STREET AND OWENS DRIVE IN WARD 7.
- C. REQUEST APPROVAL OF P&Z ITEM #FP 13-01: A REQUEST BY THOMAS ALLEN FOR APPROVAL OF THE “DOLLAR GENERAL” FINAL PLAT LOCATED

IN A C-2 (GENERAL BUSINESS) ZONING DISTRICT
AT 1006 N. JACKSON STREET IN WARD 5.

C. COURTS

THERE ARE NO ITEMS FOR THIS AGENDA

D. ELECTRIC DEPARTMENT

A. REQUEST APPROVAL TO ENTER INTO A LOCKBOX
AGREEMENT WITH SEDC.

E. FINANCE AND ADMINISTRATION

1. REQUEST APPROVAL OF THE CITY OF STARKVILLE
CLAIMS DOCKET FOR ALL DEPARTMENTS EXCEPT THE
FIRE DEPARTMENT AS OF FEBRUARY 14, 2013.

2. REPORT OF THE RECEIPTS AND EXPENDITURES FOR
PERIOD ENDING JANUARY 31, 2013, IN ACCORDANCE
WITH §21-35-13 OF THE MISSISSIPPI CODE OF 1972
ANNOTATED.

3. REQUEST APPROVAL OF THE LEASE PURCHASE OF TWO
CANON COPIERS FROM STATE CONTRACT.

F. FIRE DEPARTMENT

THERE ARE NO ITEMS FOR THIS AGENDA

G. INFORMATION TECHNOLOGY

THERE ARE NO ITEMS FOR THIS AGENDA

H. PERSONNEL

THERE ARE NO ITEMS FOR THIS AGENDA

I. POLICE DEPARTMENT

1. REQUEST AUTHORIZATION TO PURCHASE FOUR (4)
RADIOS.

2. REQUEST AUTHORIZATION TO APPLY FOR A
HOMELAND SECURITY REIMBURSIBLE GRANT IN THE
AMOUNT OF \$14,921.00.

J. PUBLIC SERVICES

1. REPORT TO THE BOARD REGARDING IMPENDING EPA REGULATORY ACTION THAT WILL REQUIRE THE CITY TO MORE AGGRESSIVELY ENFORCE ITS ORDINANCE REGARDING THE DISCHARGE OF FATS, OILS AND GREASE (FOG) INTO THE PUBLIC SANITARY SEWER SYSTEM.

2. REQUEST APPROVAL TO ADVERTISE FOR SEALED BIDS FOR MATERIALS AND SERVICES, AS MAY BE REQUIRED, TO EXECUTE THE SEWER IMPROVEMENT CAPITAL IMPROVEMENT PLANS FOR NORTH AND SOUTHWEST STARKVILLE.

K. SANITATION AND ENVIRONMENTAL SERVICES

1. REQUEST AUTHORIZATION TO ADOPT A RATE SCALE FOR DUMPING BY THE TON AT THE LANDFILL.

XII. CLOSED DETERMINATION SESSION

XIII. OPEN SESSION

XIV. EXECUTIVE SESSION

- A. PENDING LITIGATION
- B. PROPERTY ACQUISITION
- C. ECONOMIC DEVELOPMENT PURSUANT TO §25-41-7

XV. OPEN SESSION

XVI. ADJOURN UNTIL MARCH 5, 2013 @ 5:30 AT 101 LAMPKIN STREET IN THE CITY HALL COURTROOM.

The City of Starkville is accessible to persons with disabilities. Please call the ADA Coordinator, Mr. Joyner Williams, at (662) 323-2525, ext. 121 at least forty-eight (48) hours in advance for any services requested.

APPENDIX A

PROPOSED CONSENT AGENDA

IV. APPROVAL OF BOARD OF ALDERMEN MINUTES

- A. CONSIDERATION OF THE APPROVAL OF THE MINUTES OF THE RECESS MEETING OF FEBRUARY 6, 2013.

IX. MAYOR'S BUSINESS – NO ITEMS

X. BOARD BUSINESS

- I. DISCUSSION AND APPROVAL OF CITY'S LANDFILL TO BE OPEN ON SATURDAYS FROM 8:00 A.M. UNTIL NOON EFFECTIVE FEBRUARY 23, 2013.
- J. CONSIDERATION OF APPROVING THE PETITION BY DAN R. CRAIG AND LAURIE M. CRAIG TO VACATE A CONDOMINIUM PLAT OF LAFAYETTE APARTMENTS IN ACCORDANCE WITH MS CODE §17-1-23(4)
- K. CONSIDERATION OF ADVERTISING FOR LETTERS OF INTEREST FOR A VACANT POSITION ON THE OKTIBBEHA COUNTY LIBRARY BOARD FOR A TERM ENDING 9-30-13.

XI. DEPARTMENT BUSINESS

- A. AIRPORT – NO ITEMS
- B. COMMUNITY DEVELOPMENT DEPARTMENT – NO ITEMS
- C. COURTS – NO ITEMS
- D. ELECTRIC DEPARTMENT
 - 1. REQUEST APPROVAL TO ENTER INTO A LOCKBOX AGREEMENT WITH SEDC.
- E. FINANCE AND ADMINISTRATION
 - 2. REPORT OF THE RECEIPTS AND EXPENDITURES FOR PERIOD ENDING JANUARY 31, 2013, IN ACCORDANCE WITH §21-35-13 OF THE MISSISSIPPI CODE OF 1972 ANNOTATED.
 - 3. REQUEST APPROVAL OF THE LEASE PURCHASE OF TWO CANON COPIERS FROM STATE CONTRACT.
- F. FIRE DEPARTMENT – NO ITEMS
- G. INFORMATION TECHNOLOGY – NO ITEMS

H. PERSONNEL – NO ITEMS

I. POLICE DEPARTMENT

1. REQUEST AUTHORIZATION TO PURCHASE FOUR (4) RADIOS
2. REQUEST AUTHORIZATION TO APPLY FOR A HOMELAND SECURITY REIMBURSIBLE GRANT IN THE AMOUNT OF \$14,921.00.

J. PUBLIC SERVICES

1. REPORT TO THE BOARD REGARDING IMPENDING EPA REGULATORY ACTION THAT WILL REQUIRE THE CITY TO MORE AGGRESSIVELY ENFORCE ITS ORDINANCE REGARDING THE DISCHARGE OF FATS, OILS AND GREASE (FOG) INTO THE PUBLIC SANITARY SEWER SYSTEM.
2. REQUEST APPROVAL TO ADVERTISE FOR SEALED BIDS FOR MATERIALS AND SERVICES, AS MAY BE REQUIRED, TO EXECUTE THE SEWER IMPROVEMENT CAPITAL IMPROVEMENT PLANS FOR NORTH AND SOUTHWEST STARKVILLE.

K. SANITATION DEPARTMENT - NO ITEMS

CONSENT ITEMS 2-16

- 2. CONSIDERATION OF THE APPROVAL OF OUTSIDE CONTRIBUTIONS TO VOLUNTEER STARKVILLE, THE STARKVILLE GIRLS CLUB AND STARKVILLE YOUNG PROFESSIONALS IN THE AMOUNT OF \$500.00 PER ORGANIZATION WITH THE SUBMISSION OF THE PROPER APPLICATION.**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of outside contributions to Volunteer Starkville, the Starkville Girls Club and Starkville Young Professionals in the \$500.00 per organization with the submission of the proper application" is enumerated, this consent item is thereby approved.

- 3. DISCUSSION AND APPROVAL OF CITY'S LANDFILL TO BE OPEN ON SATURDAYS FROM 8:00 A.M. UNTIL NOON EFFECTIVE FEBRUARY 23, 2013.**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of the City's Landfill to be open on Saturdays from 8:00 A.M. until Noon effective February 23, 2013" is enumerated, this consent item is thereby approved.

- 4. CONSIDERATION OF APPROVING THE PETITION BY DAN R. CRAIG AND LAURIE M. CRAIG TO VACATE A CONDOMINIUM PLAT OF LAFAYETTE APARTMENTS IN ACCORDANCE WITH MS CODE §17-1-23(4).**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of the petition by Dan R. Craig and Laurie M. Craig to vacate a condominium plat of Lafayette Apartments in accordance with MS Code 17-1-23(4)" is enumerated, this consent item is thereby approved.

- 5. CONSIDERATION OF ADVERTISING FOR LETTERS OF INTEREST FOR A VACANT POSITION ON THE OKTIBBEHA COUNTY LIBRARY BOARD FOR A TERM ENDING 9-30-13.**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of advertising for letters of interest for a vacant position on the Oktibbeha County Library Board for a term ending 9-30-13" is enumerated, this consent item is thereby approved.

- 6. CONSIDERATION OF THE APPROVAL OF IN-KIND SERVICES TO THE BIG TRUCK EVENT AT THE STARKVILLE SPORTSPLEX TO BENEFIT VOLUNTEER STARKVILLE.**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of in-kind services to the Big Truck Event at the Starkville Sportplex to benefit Volunteer Starkville" is enumerated, this consent item is thereby approved.

7. DISCUSSION AND CONSIDERATION OF HIRING A COMMUNITY DEVELOPMENT DIRECTOR WITH THE DIRECTOR BEING WILLIAM SNOWDEN AT A SALARY OF \$75,000.00 WITH THE APPROPRIATE BENEFIT PACKAGE.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of hiring a Community Development Director with the director being William Snowden at a salary of \$75,000.00 with the appropriate benefit package" is enumerated, this consent item is thereby approved.

8. REQUEST APPROVAL AND ADOPTION OF THE AMENDED OFFICIAL ZONING MAP FOR THE CITY OF STARKVILLE AS RECOMMENDED BY THE PLANNING AND ZONING COMMISSION.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval and adoption of the amended Official Zoning Map for the City of Starkville as recommended by the Planning and Zoning Commission" is enumerated, this consent item is thereby approved.

9. REQUEST APPROVAL OF P&Z ITEM #PP 13-01: A REQUEST BY FREDDIE RASBERRY FOR APPROVAL OF "THE OWENS SUBDIVISION" PRELIMINARY SUBDIVISION PLAT LOCATED IN AN R-5 (MULTIFAMILY, HIGH-DENSITY) ZONING DISTRICT AT THE INTERSECTION OF N. WASHINGTON STREET AND OWENS DRIVE IN WARD 6.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of P7Z Item # PP 13-01: A request by Freddie Rasberry for approval of "The Owens Subdivision" preliminary subdivision plat located in an R-5 (Multi-family, high density) zoning district at the intersection of N. Washington Street and Owens Drive in Ward 6 with the 9 conditions from Planning and Zoning" is enumerated, this consent item is thereby approved.

10. REQUEST APPROVAL OF P&Z ITEM #FP 13-01: A REQUEST BY THOMAS ALLEN FOR APPROVAL OF THE "DOLLAR GENERAL" FINAL PLAT

LOCATED IN A C-2 (GENERAL BUSINESS) ZONING DISTRICT AT 1006 N. JACKSON STREET IN WARD 6.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of P&Z item #FP 13-01: A request by Thomas Allen for approval of the "Dollar General" Final Plat located in a C-2 (General Business) zoning district at 1006 N. Jackson Street in Ward 6 with the 12 conditions from Planning and Zoning" is enumerated, this consent item is thereby approved.

11. REQUEST APPROVAL TO ENTER INTO A LOCKBOX AGREEMENT WITH SEDC.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval to enter into a lockbox agreement with SEDC " is enumerated, this consent item is thereby approved.

12. REPORT OF THE RECEIPTS AND EXPENDITURES FOR PERIOD ENDING JANUARY 31, 2013, IN ACCORDANCE WITH §21-35-13 OF THE MISSISSIPPI CODE OF 1972 ANNOTATED.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of the report of the receipts and expenditures for the period ending January 31, 2013, in accordance with section 21-35-13 of the Mississippi Code of 1972 annotated" is enumerated, this consent item is thereby approved.

13. REQUEST APPROVAL OF THE LEASE PURCHASE OF TWO CANON COPIERS FROM STATE CONTRACT.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval of the lease purchase of two Canon Copiers from the State Contract as presented at the table" is enumerated, this consent item is thereby approved.

14. REQUEST AUTHORIZATION TO PURCHASE FOUR (4) RADIOS.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "authorization to purchase four (4) radios" is enumerated, this consent item is thereby approved.

15. REQUEST APPROVAL TO ADVERTISE FOR SEALED BIDS FOR MATERIALS AND SERVICES, AS MAY BE REQUIRED, TO EXECUTE THE SEWER

IMPROVEMENT CAPITAL IMPROVEMENT PLANS FOR NORTH AND SOUTHWEST STARKVILLE.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, and adopted by the Board to approve the February 19, 2013 Official Agenda, and to accept items for Consent, whereby the "approval to advertise for sealed bids for materials and services, as may be required, to execute the sewer improvement capital improvement plans for North and Southwest Starkville" is enumerated, this consent item is thereby approved.

END OF CONSENT AGENDA ITEMS

16. A MOTION TO ENTER INTO A CLOSED SESSION TO DETERMINE IF THERE IS PROPER CAUSE FOR EXECUTIVE SESSION

There came for consideration the matter of entering a closed session to determine if there is proper cause for an executive session. Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Ben Carver, to enter into a Closed Session to determine if there is proper cause for Executive Session:

Without further discussion, The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

17. A MOTION TO ENTER EXECUTIVE SESSION TO CONSIDER THE MEMORANDUM OF AGREEMENT BETWEEN STARKVILLE AND COOLEY CENTER LLC BASED ON THAT ITEM CONCERNING POTENTIAL OR ECONOMIC DEVELOPMENT AND/OR PROPERTY SALES AND/OR ACQUISITION.

There came for consideration the matter of entering an executive session to discuss the memorandum of agreement between Starkville and Cooley Center, LLC based on that item concerning potential or economic development and/or property sales and/or acquisition. Upon the motion of Alderman Sandra Sistrunk, duly seconded by Alderman Ben Carver, to enter into an executive session to discuss the memorandum of agreement between Starkville

and Cooley Center, LLC based on that item concerning potential or economic development and/or property sales and/or acquisition,

The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

The Mayor invited the Public back in to make the announcement of the Board's decision to enter into executive session.

At this time the Board entered executive session.

18. A MOTION TO EXIT EXECUTIVE SESSION AND RETURN TO OPEN SESSION

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Eric Parker, to exit Executive Session and return to Open Session, the Board members in attendance voted unanimously in favor of the motion.

The Mayor announced that the Board had taken action in executive session.

19. APPROVAL OF BOTH ITEMS CONTAINED IN THE MOA AND FORM NOTICE OF PUBLIC HEARINGS.

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Ben Carver, to approve of both items contained in the MOA and to form notice of public hearings, the Board members in attendance voted unanimously in favor of the motion.

ANNOUNCEMENTS AND COMMENTS:

CITIZEN COMMENTS:

Alvin Turner, Ward 7 recognized Aldermen Sistrunk and Vaughn, and then offered concerns related to traffic light placement.

Sabrina Campbell, Ward 7 addressed the Board with ongoing concerns related to a Police matter.

20. A MOTION TO ENTER INTO A CLOSED SESSION TO DETERMINE IF THERE IS PROPER CAUSE FOR EXECUTIVE SESSION

There came for consideration the matter of entering a closed session to determine if there is proper cause for an executive session. Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Ben Carver, to enter into a Closed Session to determine if there is proper cause for Executive Session:

Without further discussion, The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

21. A MOTION TO ENTER EXECUTIVE SESSION TO HEAR THE COMMENTS OF MRS SABRINA CAMPBELL REGARDING A POLICE FILE.

There came for consideration the matter of entering an executive session to hear the comments of Mrs. Sabrina Campbell regarding a police file. Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Henry Vaughn, Sr., to enter into an executive session to hear the comments of Mrs. Sabrina Campbell regarding a police file,

The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

The Mayor invited the Public back in to make the announcement of the Board's decision to enter into executive session.

At this time the Board entered executive session.

22. A MOTION TO EXIT EXECUTIVE SESSION AND RETURN TO OPEN SESSION

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Eric Parker, to exit Executive Session and return to Open Session, the Board members in attendance voted unanimously in favor of the motion.

The Mayor announced that the Board had taken no action in executive session.

PUBLIC APPEARANCES:

Public appearances were made by:

- Kay Brocato and the Studio School Students on the report of their activities,
- Jamey Matte from Volunteer Starkville on the Big Truck Day Event,
- Sabrina Campbell regarding a police matter.

PUBLIC HEARINGS:

SECOND PUBLIC HEARING ON THE ADOPTION OF AN ORDINANCE TO ADDRESS STANDARDS AND REQUIREMENTS FOR OUTSIDE STORAGE.

A public hearing was held on the adoption of an ordinance to address standards and requirements for outside storage. Alderman Jeremiah Dumas gave an overview of the proposed ordinance and provided insight on its intent.

BOARD BUSINESS:

23. CONSIDERATION OF RESCINDING THE ORDER DATED JUNE 19, 2012, REGARDING WORK FOR CARVER DRIVE DITCH AND UTILIZE SAID FUNDS TO CONCRETE THE ENTIRE SIDES AND BOTTOM OF CARVER DRIVE DITCH TO THE EXTENT OF THE APPROVED COST OF \$175,000 BY CITY STAFF.

There came a discussion and consideration of rescinding the order dated June 19, 2012, regarding work for Carver Drive Ditch and utilization of said funds to concrete the entire sides and bottom of Carver Drive Ditch to the extent of the approved cost of \$175,000.00 by City Staff. Upon the motion of Alderman Roy A' . Perkins to move approval of rescinding the previous Board order relating the piping and covering of the remainder of Carver Drive Ditch and, instead, concreting the entire sides and bottom of Carver Drive Ditch through work by City employees and/or contractors and with \$175,000.00 in City funds, this work to commence upon approval of the project by the Mississippi Emergency Management Agency (MEMA) and/or Federal Emergency Management Agency (FEMA) following the City's submission of Notice and a Letter of Map Revision as required. As part of this motion, the City Attorney is authorized to submit any and all documents to MEMA or FEMA, as needed, in an attempt to expedite review of this project, duly seconded by Alderman Jeremiah Dumas.

Without further discussion, the Board voted as follows:

- | | |
|---------------------------|------------|
| Alderman Ben Carver | Voted: Nay |
| Alderman Sandra Sistrunk | Voted: Yea |
| Alderman Eric Parker | Voted: Yea |
| Alderman Richard Corey | Voted: Yea |
| Alderman Jeremiah Dumas | Voted: Yea |
| Alderman Roy A' . Perkins | Voted: Yea |

Alderman Henry Vaughn, Sr. Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

24. DISCUSSION AND CONSIDERATION OF THE CAPITAL IMPROVEMENT PROJECTS FOR FISCAL YEAR 2013 AND AUTHORIZATION TO ADVERTISE FOR PROJECT BIDS.

There came a discussion and consideration of the Capital Improvement Projects for Fiscal Year 2013 and authorization to advertise for project bids. Upon the motion of Alderman Eric Parker to move approval of the Capital Improvement Projects for Fiscal Year 2013 and authorization to advertise for project bids replacing item 37 on the drainage improvement plan with the estimate at the table, duly seconded by Alderman Jeremiah Dumas.

Without further discussion, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

25. CONSIDERATION OF AMENDING THE BOARD OF ALDERMEN POLICY ON THE ADOPTION OF ORDINANCES TO EXEMPT THE CALL FOR TWO PUBLIC HEARINGS FOR THE PROCESS OF RENAMING, ACCEPTING AND APPROVING STREETS IN THE CITY OF STARKVILLE AND AMENDING THE OFFICIAL MUNICIPAL STREET MAP IN ACCORDANCE WITH MS CODE §65-7-143.

There came consideration of amending the Board of Aldermen Policy on the adoption of ordinances to exempt the call for two public hearings for the process of renaming , accepting and approving streets in the City of Starkville and amending the official municipal street map in accordance with MS Code 64-7-143. Upon the motion of Alderman Sandra Sistrunk to amend the Board of Aldermen Policy on the adoption of ordinances to exempt the call for two public hearings for the process of renaming , accepting and approving streets in the City of Starkville and amending the official municipal street map in accordance with MS Code 64-7-143 as presented at the table, duly seconded by Alderman Eric Parker.

Without further discussion, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea

Alderman Jeremiah Dumas Voted: Yea
Alderman Roy A'. Perkins Voted: Yea
Alderman Henry Vaughn, Sr. Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

26. CONSIDERATION OF CALLING FOR A PUBLIC HEARING ON AN ORDINANCE ADOPTING THE OFFICIAL MUNICIPAL STREET MAP AND CHANGING OF THE NAME OF SPRING STREET TO NEEDMORE PLACE IN ACCORDANCE WITH MS CODE §65-7-143.

There came consideration of calling for a public hearing on an ordinance adopting the Official Municipal Street Map and changing of the name of Spring Street to Needmore Place in accordance with MS Code 64-7-143. Upon the motion of Alderman Richard Corey to call for a public hearing on an ordinance adopting the Official Municipal Street Map, duly seconded by Alderman Sandra Sistrunk.

Without further discussion, the Board voted as follows:

Alderman Ben Carver Voted: Yea
Alderman Sandra Sistrunk Voted: Yea
Alderman Eric Parker Voted: Yea
Alderman Richard Corey Voted: Yea
Alderman Jeremiah Dumas Voted: Yea
Alderman Roy A'. Perkins Voted: Yea
Alderman Henry Vaughn, Sr. Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

27. CONSIDERATION OF CALLING FOR A PUBLIC HEARING ON AMENDING THE LANDSCAPE ORDINANCE AND THE CITY OF STARKVILLE CODE OF ORDINANCES CHAPTER 112, ARTICLE II.

There came consideration of calling for a public hearing on amending the Landscape Ordinance and the City of Starkville Code of Ordinance Chapter 112, Article II. Upon the motion of Alderman Jeremiah Dumas to call for a public hearing on amending the Landscape Ordinance and the City of Starkville Code of Ordinance Chapter 112, Article II, duly seconded by Alderman Sandra Sistrunk,

Without further discussion, the Board voted on both as follows:

Alderman Ben Carver Voted: Yea
Alderman Sandra Sistrunk Voted: Yea
Alderman Eric Parker Voted: Yea
Alderman Richard Corey Voted: Yea
Alderman Jeremiah Dumas Voted: Yea
Alderman Roy A'. Perkins Voted: Yea
Alderman Henry Vaughn, Sr. Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

28. REPORT FROM THE AUDIT AND BUDGET COMMITTEE.

City of Starkville Chief Administrative Officer, D. Lynn Spruill updated the Board on the activities of the Audit and Budget Committee.

29. REQUEST FINDING OF FACT THAT EIGHT (8) DILAPIDATED PROPERTIES AS LISTED ARE A NUISANCE AND ARE A MENACE TO PUBLIC HEALTH.

There came a request for the finding of fact that eight (8) dilapidated properties as listed are a nuisance and are a menace to Public Health. Upon the motion of Alderman Jeremiah Dumas to approve the finding of fact that five (5) dilapidated properties as listed are a nuisance and are a menace to Public Health with the properties listed in the original report located on Jackson, Louisville and Critz Streets being excluded with a 30 day extension for the Critz property, duly seconded by Alderman Sandra Sistrunk.

Without further discussion, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

30. APPROVAL OF A ONE YEAR EXTENSION FOR THE PROPERTY AT 410S JACKSON STREET FROM BEING DECLARED A NUISANCE PROPERTY CONTINGENT ON THE PROPERTY OWNERS MAKING QUARTERLY REPORTS TO THE CAO.

There came consideration approving a one year extension for the property at 410S Jackson Street from being declared a nuisance property contingent on the property owners making quarterly reports to the CAO. Upon the motion of Alderman Henry Vaughn, Sr., to approve a one year extension for the property at 410S Jackson Street from being declared a nuisance property contingent on the property owners making quarterly reports to the CAO, duly seconded by Alderman Ben Carver,

Without further discussion, the Board voted on both as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea

Alderman Henry Vaughn, Sr. Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

31. APPROVAL OF A ONE YEAR EXTENSION FOR THE PROPERTY AT 305S LOUISVILLE STREET FROM BEING DECLARED A NUISANCE PROPERTY CONTINGENT ON THE PROPERTY OWNERS MAKING QUARTERLY REPORTS TO THE CAO.

There came consideration approving a one year extension for the property at 305 S Louisville Street from being declared a nuisance property contingent on the property owners making quarterly reports to the CAO. Upon the motion of Alderman Jeremiah Dumas, to approve a one year extension for the property at 305 S Louisville Street from being declared a nuisance property contingent on the property owners making quarterly reports to the CAO, duly seconded by Alderman Ben Carver,

Without further discussion, the Board voted on both as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

32. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS EXCEPT THE FIRE DEPARTMENT AS OF FEBRUARY 14, 2013.

There came a request approval of the City of Starkville Claims Docket for all departments except the Fire Department as of February 14, 2013. Alderman Jeremiah Dumas motioned approval of the City of Starkville Claims Docket for all departments except the Fire Department as of February 14, 2013, duly seconded by Alderman Eric Parker.

Without further discussion, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Nay
Alderman Henry Vaughn, Sr.	Voted: Nay

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

February 19, 2013 BOA Meeting

FIRE REFUND	261	\$
	262	\$
	263	\$
	264	\$
	267	\$
	TOTAL	\$

General Fund	001	\$148,979.10
Restricted Police Fund	002	\$
Restricted Fire Fund	003	\$
Airport Fund	015	\$1,122.02
Sanitation	022	\$10,977.78
Landfill	023	\$2,511.70
CDBG Henderson Street Project	102	\$
IT	107	\$
CDBG Rehab Loan Program	116	\$
City Bond and Interest	202	\$264,112.50
2009 Road Maintenance	304	\$
Fire Station No. 5	306	
A R R Act	309	
P & R Bond Series 2007	325	
Park & Rec Tourism 2%	375	\$5,546.95
Water/Sewer	400	\$97,398.30
Vehicle Maintenance	500	\$7,700.47
Hotel/Motel	610	\$
2% (VCC, EDA, MSU)	630	\$
Total		
Payroll	681	\$4,000.29
Total Claims	Total	\$542,349.11

33. REPORT TO THE BOARD REGARDING IMPENDING EPA REGULATORY ACTION THAT WILL REQUIRE THE CITY TO MORE AGGRESSIVELY ENFORCE ITS ORDINANCE REGARDING THE DISCHARGE OF FATS, OILS AND GREASE (FOG) INTO THE PUBLIC SANITARY SEWER SYSTEM.

Public Services Director Doug Devlin made a report to the Board regarding impending EPA regulatory action that will require the City to more aggressively enforce its ordinance regarding the discharge of fats, oils and grease (fog) into the Public Sanitary Sewer System.

34. REQUEST AUTHORIZATION TO ADOPT A RATE SCALE FOR DUMPING BY THE TON AT THE LANDFILL.

There came a request for authorization to adopt a rate scale for dumping by the ton at the Landfill. Upon the motion of Alderman Jeremiah Dumas, to adopt a rate scale for dumping by the ton at the Landfill, duly seconded by Alderman Sandra Sistrunk,

Without further discussion, the Board voted on both as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Nay
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion carried.

35. A MOTION TO ENTER INTO A CLOSED SESSION TO DETERMINE IF THERE IS PROPER CAUSE FOR EXECUTIVE SESSION

There came for consideration the matter of entering a closed session to determine if there is proper cause for an executive session. Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, to enter into a Closed Session to determine if there is proper cause for Executive Session:

Without further discussion, The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

36. A MOTION TO RETURN TO OPEN SESSION.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr., to return to Open Session, the Board members in attendance voted unanimously in favor of the motion.

The Mayor announced that the Board had taken action in executive session.

33. A MOTION TO RECESS UNTIL MARCH 5, 2013 @ 5:30 at 101 LAMPKIN STREET IN THE CITY HALL COURT ROOM.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas for the Board of Aldermen to recess the meeting until March 5, 2013 @ 5:30 at 101 E. Lampkin Street in the City Hall Court Room, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Eric Parker	Voted: Yea
Alderman Richard Corey	Voted: Yea
Alderman Jeremiah Dumas	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

SIGNED AND SEALED THIS THE _____ DAY OF _____ 2013.

PARKER WISEMAN, MAYOR

Attest:

TAYLOR V. ADAMS, CITY CLERK

(SEALED)