

**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND BOARD OF ALDERMEN**

**The City of Starkville, Mississippi
February 21, 2012**

Be it remembered that the Mayor and Board of Alderman met in a Recess Meeting on February 21, 2012 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 Markeeta Outlaw.

Mayor Parker Wiseman opened the meeting by asking those in attendance to recite the Pledge of Allegiance, which was immediately followed by a moment of silence.

Mayor Wiseman requested the following changes to the Official Agenda

Remove IX-C Mayor informed the Board that the document is not ready

Alderman Roy A'. Perkins commented on the set up of the Agenda and suggested that the agenda be revised to move School Board Interviews to the top to be handled first.

REQUESTED REVISIONS TO THE OFFICIAL AGENDA

Alderman Jeremiah Dumas

Add to Consent: Item IX-B - Approval of the Mayor's Youth Council's Participation in the MML Statewide Youth Conference on March 5 - 6, 2012 on the campus of Mississippi State University and the MML Annual Youth Conference held on June 25 - 26, 2012 in Biloxi, Mississippi with an amount not to exceed \$5,000.00 from the contingency line item to fund both conferences.

Add to Consent: Item X-A - Approval to engage the Stennis Institute to conduct a comprehensive Job Description and Salary Survey for the City of Starkville, with a copy being directed to the Personnel Officer and the Survey is to be completed by the end of the 2012 Calendar Year.

Add to Consent: Item X-B - Approval to appoint Mr. Jim Gafford of ward 5, and Mr. Cain Overstreet of ward 3 to the Transportation Committee for the term beginning March 1, 2012.

Add to Consent: Item XI-G-1 - Approval to accept the Assistance to Firefighter Grant for \$750,000.00 with a 10% match of \$75,000.

Add to Consent: Item XI-I-1 - Approval of a revision to the City of Starkville Personnel Policy Against Sexual Harassment to include other forms of unlawful harassment as presented after changing the term Personnel Director to Personnel Officer.

Add to Consent: Item XI-I-2 - Approval of promotions to the rank of Sergeant in the Fire Department.

Add to Consent: Item XI-I-3 - Approval to authorize advertising to fill the part-time position of Administrative Hearing Officer at a rate of \$65.00/hr.

Add to Consent: Item XI-I-4 - Approval of the promotion of Mr. Thomas Ware to fill the vacant position of Laboratory Technician in the Wastewater Division of Public Services.

Add to Consent: Item XI-I-6 - Approval giving authorization to advertise to hire two Temporary, Part-time Court Security Officers without benefits, and with employment not to extend past September 30, 2012.

Alderman Roy A'. Perkins requested the following changes to the February 21, 2012 Official Agenda

Add to Consent: Item XI-L-1 - Approval and acceptance of a report on the Implementation Plans of a formal Litter Control Program.

1.

**A MOTION TO APPROVE
THE OFFICIAL AGENDA AS REVISED**

There came for consideration the matter of approving and adopting the February 21, 2012 Official Agenda of the Recess Meeting of the Mayor and Board of Alderman. After discussion, and

upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, to approve the February 21, 2012 Official Agenda as revised, with items listed as consent, the Board voted unanimously in favor of the motion.

Having received no objections to consent items, the Mayor declared the consent items approved.



OFFICIAL AGENDA

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

RECESS MEETING OF TUESDAY, FEBRUARY 21, 2012
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. CONSIDERATION OF THE APPROVAL OF THE CONSENT AGENDA (SEE APPENDIX A)
- IV. APPROVAL OF BOARD OF ALDERMEN MINUTES**
 - A. CONSIDERATION OF THE APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF STARKVILLE FOR JANUARY 3, 2012.
 - B. CONSIDERATION OF THE APPROVAL OF THE MINUTES OF THE RECESS MEETING OF THE BOARD OF ALDERMEN OF THE CITY OF STARKVILLE FOR JANUARY 17, 2012.
- V. ANNOUNCEMENTS AND COMMENTS**

MAYOR'S COMMENTS:

INTRODUCTION OF NEW EMPLOYEES:

ADAM GOUGH—STAFF ACCOUNTANT—ELECTRIC DEPARTMENT
AMY VAUGHN —DEPUTY COURT CLERK

BOARD OF ALDERMEN COMMENTS:

VI. CITIZEN COMMENTS

VII. PUBLIC APPEARANCES

- A. PRESENTATION BY MUNICIPAL COURT JUDGE, RODNEY FAVER, AND COURT ADMINISTRATOR, TONY ROOK, OF THE ANNUAL MUNICIPAL COURT REPORT.
- B. PRESENTATION BY ADMINISTRATIVE HEARING OFFICER, JENNY TURNER, ON THE ACTIVITIES OF THE ADMINISTRATIVE HEARING COURT FOR THE CALENDAR YEAR 2011.

VIII. PUBLIC HEARING

- A. SECOND PUBLIC HEARING ON THE AMENDMENT TO THE CITY OF STARKVILLE CODE OF ORDINANCES CHAPTER 30. BUSINESSES. ARTICLE 11. PEDDLERS. SEC. 30-26 ET SEQ. IN ORDER TO COME INTO CONFORMANCE WITH THE STATE STATUTE REGARDING TRANSIENT VENDORS (FORMERLY PEDDLERS) AND PROVIDE FOR ADDITIONAL LOCATIONS FOR VENDING AND ADDITIONAL HOURS OF OPERATION AND OTHER RELATED MATTERS.

IX. MAYOR'S BUSINESS

- A. REPORT FROM TRIP MULDROW ON THE CREATION OF A REDEVELOPMENT AUTHORITY FOR THE CITY OF STARKVILLE.
- B. CONSIDERATION OF THE APPROVAL OF THE MAYOR'S YOUTH COUNCIL PARTICIPATING IN THE STATEWIDE YOUTH CONFERENCE HELD ON CAMPUS AT MSU IN AN AMOUNT NOT TO EXCEED \$5,000.00.
- C. DISCUSSION AND CONSIDERATION OF THE APPROVAL OF A CONTRACT WITH TAYLOR ADAMS FOR COOPERATIVE PROCUREMENT SERVICES FOR THE CITY OF STARKVILLE.

X. BOARD BUSINESS

- A. CONSIDERATION OF THE APPROVAL OF ENGAGING THE STENNIS INSTITUTE TO CONDUCT A COMPREHENSIVE JOB DESCRIPTION AND SALARY SURVEY FOR THE CITY OF STARKVILLE.
- B. CONSIDERATION OF MAKING THE APPOINTMENTS TO THE TRANSPORTATION COMMITTEE FOR THE TERMS BEGINNING MARCH 1,2012.
- C. CONSIDERATION OF THE ACCEPTANCE OF THE RFQ FROM T.E. LOTT & COMPANY, PA FOR THE INTERNAL CONTROL CONSULTANT.
- D. PRESENTATION BY TOBY SANFORD OF THE GTPDD ON THE INITIAL INFORMATION DEVELOPED FOR THE REDISTRICTING PROCESS.

XI. DEPARTMENT BUSINESS

A. AIRPORT

THERE ARE NO ITEMS FOR THIS AGENDA

B. BUILDING, CODES AND PLANNING DEPARTMENT

1. REQUEST CONSIDERATION TO AUTHORIZE CITY ATTORNEY TO CONDUCT TITLE SEARCHES ON 11 DILAPIDATED PROPERTIES AND TO PROCEED WITH CORRECTIVE ACTION.

C. OFFICE OF THE CITY CLERK

- 1. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR THE FIRE DEPARTMENT AS OF FEBRUARY 16,2012.

###2. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL REMAINING DEPARTMENTS AS OF FEBRUARY 16, 2012.

###3. REPORT OF THE RECEIPTS AND EXPENDITURES FOR PERIOD ENDING JANUARY 31, 2012, IN ACCORDANCE WITH §21-35-13 OF THE MISSISSIPPI CODE OF 1972

ANNOTATED.

D. COURTS

###1. REQUEST CONSIDERATION OF ACCEPTING AN ORDER FROM JUDGE FAVER TO ASSESS A FEE OF \$20.00 UPON THE ISSUANCE OF ANY STATUTORILY REQUIRED SCIRE FACIAS IN THE MUNICIPAL COURT.

###2. REQUEST CONSIDERATION OF ACCEPTING AN ORDER FROM JUDGE FAVER TO ASSESS A \$50.00 FEE FOR FILING PETITIONS OF EXPUNGEMENT IN THE MUNICIPAL COURT.

E. ELECTRIC DEPARTMENT

THERE ARE NO ITEMS FOR THIS A GEN DA

F. ENGINEERING AND STREETS

THERE ARE NO ITEMS FOR THIS AGENDA

G. FIRE DEPARTMENT

1. REQUEST AUTHORIZATION TO USE NORTH GREENVILLE FITNESS IN THE AMOUNT OF \$15,748.00 FOR ANNUAL FIREFIGHTER FITNESS TESTING.

2. REQUEST APPROVAL TO ACCEPT THE ASSISTANCE TO FIREFIGHTERS GRANT FOR \$750,000 WITH A 10% MATCH OF \$75,000.

H. INFORMATION TECHNOLOGY DEPARTMENT

###1. REQUEST CONSIDERATION OF THE CONTRACT WITH CIVICPLUS FOR WEBSITE DEVELOPMENT WITH AUTHORIZATION FOR THE MAYOR TO EXECUTE.

I. PERSONNEL

1. REQUEST TO APPROVE A REVISION TO THE PERSONNEL POLICY AGAINST SEXUAL HARASSMENT TO INCLUDE OTHER FORMS OF UNLAWFUL HARASSMENT.

2. REQUEST TO APPROVE PROMOTIONS TO THE RANK OF SERGEANT IN THE FIRE DEPARTMENT.

3. REQUEST TO APPROVE ADVERTISING TO FILL THE PART-TIME POSITION OF ADMINISTRATIVE HEARING OFFICER
4. REQUEST TO APPROVE THE PROMOTION OF THOMAS WARE TO FILL THE VACANT POSITION OF LABORATORY TECHNICIAN IN THE WASTEWATER DIVISION OF PUBLIC SERVICES.
5. REQUEST AUTHORIZATION TO HIRE TEMPORARY FULL-TIME PERSON TO WORK AS A DEPUTY CLERK IN THE CITY CLERK'S OFFICE.
6. REQUEST AUTHORIZATION TO ADVERTISE TO HIRE TWO (2) TEMPORARY, PART-TIME COURT SECURITY OFFICERS.

J. POLICE DEPARTMENT

1. REQUEST AUTHORIZATION TO PURCHASE EMERGENCY LIGHTING EQUIPMENT FOR TWO (2) NEW MOTORCYCLES AT THE LOWEST QUOTE OF \$11,063.50 FROM FLEET SAFETY EQUIPMENT, INC.

K. PUBLIC SERVICES

1. REQUEST APPROVAL TO PURCHASE STEEL CASING PIPE FROM EMPIRE PIPE AND SUPPLY, THE SUBMITTER OF THE LOWEST QUOTE, IN THE AMOUNT OF \$10,500.

###2. REQUEST APPROVAL TO PURCHASE FIRE HYDRANTS AND FIRE HYDRANT REPAIR KITS FROM CONSOLIDATED PIPE AND SUPPLY, THE SOLE QUALIFIED SOURCE OF SUPPLY BIDDER, IN THE AMOUNT OF \$39,080.00.

L. SANITATION & ENVIRONMENTAL SERVICES

1. REPORT ON THE IMPLEMENTATION PLANS OF A FORMAL LITTER CONTROL PROGRAM

###2. REQUEST AUTHORIZATION TO ADVERTISE TO LEASE/PURCHASE A KNUCKLEBOOM TRUCK FOR THE RUBBISH DIVISION.

###3. REQUEST AUTHORIZATION TO ADVERTISE TO LEASE/PURCHASE A 32 YARD FRONT LOADING REFUSE TRUCK.

4. REQUEST AUTHORIZATION TO ADVERTISE FOR BIDS TO LEASE/PURCHASE TWO TWENTY-FIVE (25) YARD REAR LOADING REFUSE TRUCKS.

XII. CLOSED DETERMINATION SESSION

XIII. OPEN SESSION

XIV. EXECUTIVE SESSION

- A. PENDING LITIGATION
- B. PROPERTY ACQUISITION
- C. PERSONNEL

XV. OPEN SESSION

XVI. ADJOURN UNTIL MARCH 6, 2012 (a) 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. Bob Hall, at (662) 323-2525, ext. 132 at least forty-eight (48) hours in advance for any services requested.

APPENDIX A PROPOSED CONSENT

AGENDA

IX. MAYOR'S BUSINESS - NO ITEMS

X. BOARD BUSINESS - NO ITEMS

XI. DEPARTMENT BUSINESS

A. AIRPORT - NO ITEMS

B. BUILDING DEPARTMENT

1. REQUEST CONSIDERATION TO AUTHORIZE CITY ATTORNEY TO CONDUCT TITLE SEARCHES ON 11 DILAPIDATED PROPERTIES AND TO PROCEED WITH CORRECTIVE ACTION.

C. OFFICE OF THE CITY CLERK

2. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL REMAINING DEPARTMENTS AS OF FEBRUARY 16,2012.
3. REPORT OF THE RECEIPTS AND EXPENDITURES FOR PERIOD ENDING JANUARY 31, 2012, IN ACCORDANCE WITH §21-35-13 OF THE MISSISSIPPI CODE OF 1972 ANNOTATED.

D. COURTS

1. REQUEST CONSIDERATION OF ACCEPTING AN ORDER FROM JUDGE FAVER TO ASSESS A FEE OF \$20.00 UPON THE ISSUANCE OF ANY STATUTORILY REQUIRED SCIRE FACIAS IN THE MUNICIPAL COURT.
2. REQUEST CONSIDERATION OF ACCEPTING AN ORDER FROM JUDGE FAVER TO ASSESS A \$50.00 FEE FOR FILING AN ORDER OF EXPUNGEMENT IN THE MUNICIPAL COURT.

E. ELECTRIC DEPARTMENT - NO ITEMS

F. ENGINEERING AND STREETS - NO ITEMS

G. FIRE DEPARTMENT

1. REQUEST AUTHORIZATION TO USE NORTH GREENVILLE FITNESS IN THE AMOUNT OF \$15,748.00 FOR ANNUAL FIREFIGHTER FITNESS TESTING.

CONSENT ITEMS 2 - 13

2.

APPROVAL OF THE SPONSORSHIP OF THE MAYOR'S YOUTH COUNCIL'S PARTICIPATION IN THE MML STATEWIDE YOUTH SUMMIT HELD ON MARCH 2 - 3, 2012 ON THE CAMPUS OF MISSISSIPPI STATE UNIVERSITY AND THE MML ANNUAL YOUTH CONFERENCE HELD ON JUNE 26 - 28, 2012 IN BILOXI, MISSISSIPPI WITH A FUNDING AMOUNT NOT TO EXCEED \$5,000.00 FROM THE CONTINGENCY LINE ITEM

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval of the sponsorship of the Mayor's Youth Council's participation in the MML Statewide Youth Summit, held on March 2-3, 2012 on the Campus of Mississippi State University; and the MML Annual Youth Conference held on June 26-28, 2012 in Biloxi, Mississippi with a combined Funding amount not to exceed \$5,000.00 from the contingency line item" is enumerated, this consent item is thereby approved.

3.

APPROVAL TO ENGAGE THE STENNIS INSTITUTE TO CONDUCT A COMPREHENSIVE JOB DESCRIPTION AND SALARY SURVEY FOR THE CITY OF STARKVILLE, TO BE COMPLETED PRIOR TO THE END OF CALENDAR YEAR 2012, AN A COPY BEING DIRECTED TO THE PERSONNEL OFFICER

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to engage the Stennis Institute to conduct and complete a Comprehensive Job Description and Salary Survey for the City of Starkville before the end of the 2012 calendar year, with a copy being directed to the Personnel Officer" is enumerated, this consent item is thereby approved.

4.

APPROVAL TO APPOINT MR. JIM GAFFORD OF WARD 5, AND MR. CAIN OVERSTREET OF WARD 3, TO THE TRANSPORTATION COMMITTEE FOR THE TERM BEGINNING MARCH 1, 2012.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to appoint Mr. Jim Gafford of Ward 5 and Mr. Kane Overstreet of Ward 3 to the Transportation Committee for the term beginning March 1, 2012" is enumerated, this consent item is thereby approved.

5.

APPROVAL TO AUTHORIZE THE CITY ATTORNEY TO CONDUCT TITLE SEARCHES ON 11 DILAPIDATED PROPERTIES AND TO PROCEED WITH CORRECTIVE ACTIONS

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to authorize the City Attorney to conduct Title Searches on eleven (11) dilapidated properties and to proceed with corrective acitions" is enumerated, this consent item is thereby approved.

DILAPIDATED STRUCTURES FOR 2012

410 South Jackson Street

Parcel #102A-00-114.00

611 Vine Street.

Parcel #102A-00-270.00

810 South Jackson Street

Parcel #102H-00-031.00

| | |
|--|-------------------------------|
| 305 Louisville Street | Parcel #102B-00-045.00 |
| 205 Ware Street | Parcel #1180-00-180.00 |
| 619 West Main Street | Parcel #1180-00-272.00 |
| (unknown) Long Street (blue house located north of 333 Long Street) | Parcel #1180-00-030.00 |
| SE corner of N. Jackson & Critz Streets (former Jr. Food Mart) | Parcel #1181-00-154.00 |
| SE corner of N. Jackson & Critz Streets (former Jr. Food Mart) | Parcel #1181-00-155.00 |
| 102 Moncrief Park Street (mobile home) | Parcel #1181-00-149.00 |
| 729 Whitfield Street | Parcel #102C-00-213.00 |

6.

**APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET
#02-21-2012-B IN THE AMOUNT OF \$1,341,122.25 FOR
PERIOD ENDING FEBRUARY 16, 2012**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval of the City of Starkville Claims Docket #02-21-2012-B for period ending February 16, 2012 in the amount of \$1,341,122.25" is enumerated, this consent item is thereby approved.

| DESCRIPTION | ACCOUNT NUMBER | TOTAL PAID |
|--------------------------|----------------|-----------------------|
| GENERAL FUND | 001 | \$415,807.53 |
| AIRPORT | 015 | 1,025.06 |
| SANITATION | 022 | 49,434.47 |
| LANDFILL | 023 | 9,152.61 |
| CITY BOND & INTEREST | 202 | 261,362.50 |
| ROAD MAINTENANCE BOND | 304 | 12,445.65 |
| PARK & REC (TOURISM) | 375 | 307,803.79 |
| WATER/SEWER | 400 | 220,322.97 |
| VEHICLE MAINTENANCE | 500 | 14,950.63 |
| ECON DEV, TOURISM & CONV | 630 | 48,817.04 |
| TOTAL | | \$1,341,122.25 |

7.

**ACCEPTANCE OF THE RECEIPTS AND EXPENDITURES REPORT
FOR THE PERIOD ENDING JANUARY 31, 2012, IN ACCORDANCE
WITH §21-35-13 OF THE MISSISSIPPI CODE OF 1972 ANNOTATED**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "acceptance of the Financial Report as presented for the period ending January 31, 2012, in accordance with §21-35-13 of the Mississippi Code of 1972, annotated" is enumerated, this consent item is thereby approved.

8.

**APPROVAL TO ACCEPT THE ORDER FROM JUDGE FAVER TO ASSESS A
FEE OF \$20.00 UPON THE ISSUANCE OF ANY STATUTORILY REQUIRED
SCIRE FACIAS IN THE MUNICIPAL COURT**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to accept the Order from Judge Faver to assess a fee of \$20.00 upon the issuance of any statutorily required Scire Facias in the Municipal Court" is enumerated, this consent item is thereby approved.

IN THE MUNICIPAL COURT OF STARKVILLE, MISSISSIPPI

**ORDER APPROVING AN ASSESSMENT FOR STATUTORILY REQUIRED
ISSUANCE OF SCIRE FACIAS IN THE STARKVILLE MUNICIPAL COURT
PURSUANT TO THE MISSISSIPPI CODE OF 1972 ANNOTATED, § 21-23-7(11)**

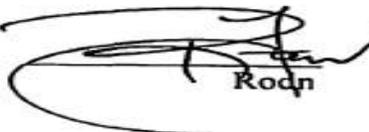
WHEREAS, the Mississippi Legislature has granted authority to the Municipal Courts to impose reasonable costs of court in the disposition of its cases under the Mississippi Code of 1972 Annotated, § 21-23-7(11); and

WHEREAS, § 99-5-25 of the Mississippi Code of 1972 Annotated, requires the court to issue Scire Facias when a bonded defendant fails to appear in court; and

WHEREAS, the Municipal Court of the City of Starkville finds that it is necessary for the efficient administration of justice, the court desires to assess reasonable costs of Court for the statutorily required issuance of Scire Facias processed by the Starkville Municipal Court;

IT IS THEREFORE ORDERED AND ADJUDGED that upon the issuance of any statutorily required Scire Facias prepared by Municipal Court of the City of Starkville, there shall be a reasonable cost assessment made for the issuance of any Scire Facias in the amount of Twenty Dollars (\$20.00) effective March 1,2012 and continuing until further order of this Court.

ORDERED AND ADJUDGED, this the 1st day of February, 2012.

A handwritten signature in black ink, appearing to read "Rodney Faver". The signature is stylized and somewhat cursive. Below the signature, the name "Rodn" is printed in a small, sans-serif font.

Rodney Faver, Municipal Judge

9.

APPROVAL TO ACCEPT THE ORDER FROM JUDGE FAVER TO ASSESS A FEE OF \$50.00 FOR FILING PETITIONS OF EXPUNGEMENT IN THE MUNICIPAL COURT

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to accept the Order from Judge Faver to assess a fee of \$50.00 for filing Petitions of Expungement in the Municipal Court" is enumerated, this consent item is thereby approved.

IN THE MUNICIPAL COURT OF STARKVILLE, MISSISSIPPI

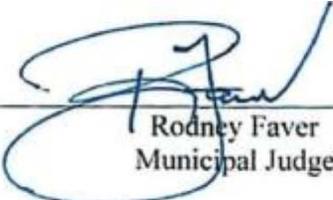
ORDER APPROVING AN ASSESSMENT FOR EXPUNGED CASES IN THE STARKVILLE MUNICIPAL COURT PURSUANT TO THE MISSISSIPPI CODE OF 1972 ANNOTATED, § 21-23-7(11)

WHEREAS, the Mississippi Legislature has granted authority to the Municipal Courts to impose reasonable costs of court in the disposition of its cases under the Mississippi Code of 1972 Annotated. § 21-23-7(11); and

WHEREAS, the Municipal Court of the City of Starkville finds that it is necessary for the efficient administration of justice, the court desires to assess reasonable costs of Court incurred in the expungement of cases in the Starkville Municipal Court:

IT IS THEREFORE ORDERED AND ADJUDGED that upon the filing of a petition for expungement of any case in the Municipal Court of the City of Starkville. there shall be a reasonable cost assessment, payable in advance, for the filing of said petition for expungement in the amount of Fifty Dollars (\$50.00) effective March 1, 2012 and continuing until further order of this Court.

ORDERED AND ADJUDGED, this the 1st day of February, 2012.


Rodney Faver
Municipal Judge

10.

**APPROVAL AUTHORIZING THE USE OF NORTH GREENVILLE FITNESS
FOR THE ANNUAL FIREFIGHTER FITNESS TESTINGS
IN THE AMOUNT OF \$15,748.00**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval authorizing the use of North Greenville Fitness for the annual Firefighter Fitness Testings at a cost of \$15,748.00" is enumerated, this consent item is thereby approved.

11.

**APPROVAL TO ACCEPT THE ASSISTANCE TO FIREFIGHTER GRANT
OF \$750,000.00 WITH A 10% MATCH OF \$75,000.**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to accept the Assistance to Firefighter Grant of \$750,000.00 with a 10% match of \$75,000.00" is enumerated, this consent item is thereby approved.

12.

**APPROVAL OF THE CONTRACT WITH CIVICPLUS FOR WEBSITE
DEVELOPMENT WITH AUTHORIZATION FOR
THE MAYOR TO EXECUTE THE CONTRACT DOCUMENT**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval of the Contract with CivicPlus for Website Development with authorization for the Mayor to execute the Contract Document" is enumerated, this consent item is thereby approved.



CivicPlus Advantage Contract

| | | | | | |
|---|----------------------------|-------|-----|--------------------|--|
| Organization | The City of Starkville | | | URL | www.cityofstarkville.org |
| Street Address | 101 Lampkin Street | | | | |
| Address 2 | | | | | |
| City | Starkville | State | MS | Postal Code | 39759 |
| CivicPlus provides telephone support for all trained clients from 7am –7pm Central Time, Monday-Friday (excluding holidays). Emergency Support is provided on a 24/7/365 basis for representatives named by the Client. Client is responsible for ensuring CivicPlus has current updates. | | | | | |
| Emergency Contact & Mobile Phone | Joel Clements 662.418.0814 | | | | |
| Emergency Contact & Mobile Phone | Scott Grice 662.418.7272 | | | | |
| Emergency Contact & Mobile Phone | | | | | |
| Billing Contact | Joel Clements | | | E-Mail | joel.clements@cityofstarkville.org |
| Phone | 662.323.2525 | Ext. | 127 | Fax | |
| Billing Address | 101 East Lampkin St | | | | |
| Address 2 | | | | | |
| City | Starkville | ST | MS | Postal Code | 39759 |
| Tax ID # | 646001082 | | | Sales Tax Exempt # | 646001082 |
| Billing Terms | Annual | | | Account Rep | Carrie Broeckelmann |
| Info Required on Invoice (PO or Job #) | | | | | |
| Contract Contact | Joel Clements | | | Email | joel.clements@cityofstarkville.org |
| Phone | 662.323.2525 | Ext. | 127 | Fax | |
| Project Contact | Joel Clements | | | Email | joel.clements@cityofstarkville.org |
| Phone | 662.323.2525 | Ext. | 127 | Fax | |

Terms & Conditions

Client Deliverable

1. Icon Enterprises, Inc., d/b/a CivicPlus will create a unique website for the City of Starkville (Client) that includes all functionality as defined in Exhibit A – CivicPlus Project Deliverables, attached hereto.

Additional Services

2. Client may contract with CivicPlus for additional Consulting, Website Design, Setup, Programming, and Training services (CivicPlus Project Deliverables) that exceed those defined in Exhibit A. CivicPlus will invoice Client for the additional services immediately prior to project Go-Live.
3. Client may contract with CivicPlus for additional Annual Support, Maintenance & Hosting services that exceed those defined in Exhibit A. CivicPlus will invoice Client for annual services immediately prior to project Go-Live.



Service & License Agreement for Starkville, Mississippi

4. Services that involve billable time beyond the contracted amount will be documented and invoiced. Written approval by the client is necessary before billable time is incurred.
5. Modules that incur additional usage fees may be purchased and activated at any time.

CivicPlus Advantage Billing & Payment Terms

The following agreement terms apply to the CivicPlus Advantage Plan – whereby the initial project development fees and recurring fees are paid equally over a three (3) year period. See Exhibit A for complete details and fee options.

6. Billing for the CivicPlus Advantage Plan begins upon contract signing.
7. The Client shall sign a project completion and acceptance form prior to Project Go-Live. All Parties agree that the website will not go-live until the project is accepted in writing by the Client.
8. The CivicPlus Advantage Plan provides a fixed fee for an Agreement term of 36 months from the first date of billing. At 36 months, Client has the following options:
 - a. Contract for 12 months of standard Annual Support, Maintenance & Hosting services with CivicPlus. Base rate of \$4,284 is subject to 5% annual increases.
 - i. After forty-eight (48) months of continuous service, Client is entitled to a no-cost redesign, details noted in Exhibit B. Redesigns that include additional features not available on the original website may be subject to additional charges. Additional features include, but are not limited to, additional modules and integration of third-party software.
 - b. Terminate services with CivicPlus by providing written notice as noted in Term 13.
9. Fees for the CivicPlus Advantage Plan are invoiced prior to the year of service. They are due by the first of the following month, but no sooner than 30 days from invoice date.
10. Project development will be discontinued if payment is not made within 30 days after the invoice due date.
11. After project go-live, if the Client's account exceeds 90 days past due, Annual Support, Maintenance & Hosting will be discontinued until the Client's account is made current. Client will be given 30 days notice prior to discontinuation of services for non-payment.
12. Provided the Client's account is current, at any time the Client may request an electronic copy of the website Customer Content and Content Management System (CMS) Software. Client agrees to pay \$250 per completed request. Provided the Client's account is current, upon termination of services client may request a complimentary electronic copy of website Customer Content and CMS Software.

Agreement Renewal

13. Either party may terminate this Agreement at the end of the contract term by providing the other party with 60 days written notice, prior to the contract renewal date. The Contract Renewal Date is thirty-six (36) months after the original contract was signed by the client. Renewal Options are listed in Term 8 of this Agreement.
14. In the event of early termination of this Agreement by the client, full payment of the remainder of the contract is due within 15 days of termination.

Support

15. CivicPlus will provide unlimited telephone support Monday-Friday, 7:00 am – 7:00 pm (Central Time) excluding holidays, for all trained Client staff. Emergency Support is provided on a 24/7/365 basis for emergency contacts named by the Client. Client is responsible for providing CivicPlus with contact updates.
16. Support includes providing technical support of the CivicPlus Content Management Software, application support (pages and modules), and maintenance of Client's website. Following initial setup, additional page design, graphic design, user training, site modification, and custom programming may be contracted separately for an additional fee.
17. During the period of this agreement and subsequent annual renewals, CivicPlus warrants that it will, without additional charge to the client, immediately correct any problems or defects discovered in the Software and reported to CivicPlus by the client, such warranty to include ongoing maintenance upgrades and technical error correction.
18. CivicPlus provides online website statistics software at no extra charge. If Client desires to use other website statistic software, CivicPlus will provide the necessary log file access.



Marketing

19. Client will make a reasonable attempt to work with the CivicPlus Marketing Department to gather information and meet deadlines associated with website award contest entries throughout the term of this Agreement.
20. Client permits CivicPlus to include an example of the Client's home page and a link to the Client's website on the CivicPlus corporate website.
21. Client will make a reasonable attempt to work with the CivicPlus Marketing Department to create a news item to be released in conjunction with their project Go-Live date. Client will provide CivicPlus with contact information for local and regional media outlets. CivicPlus may use the press release in any marketing materials as desired throughout the term of this Agreement.
22. Client will make a reasonable attempt to work with the CivicPlus Marketing Department to create a case study related to their website
23. Client agrees to allow CivicPlus to display a "Powered by CivicPlus" insignia and web link at the bottom of their web pages. Client understands that the pricing and any related discount structure provided under this Agreement assumes such perpetual permission.

Intellectual Property, Ownership & Content Responsibility

24. Upon full and complete payment of submitted invoices for the project development and launch of the website, client will own the graphic designs, web content, page designs and banners ("Customer Content") as well as the CMS Software.
25. Upon completion of the development of the site, client will assume full responsibility for Web site content maintenance and content administration. Client, not CivicPlus, shall have sole responsibility for the accuracy, quality, integrity, legality, reliability, appropriateness, and intellectual property ownership or right to use of all Customer Content.
26. Client shall not (i) license, sublicense, sell, resell, transfer, assign, distribute or otherwise commercially exploit or make available to any third party the Software in any way; (ii) modify or make derivative works based upon the software; (iii) create Internet "links" to the Software or "frame" or "mirror" any functionality on any other server or wireless or Internet-based device; or (iv) reverse engineer or access the Software in order to (a) build a competitive product or service, (b) build a product using similar ideas, features, functions or graphics of the Software, or (c) copy any ideas, features, functions or graphics of the Software.
27. The CivicPlus name, the CivicPlus logo, and the product and module names associated with the System are trademarks of CivicPlus, and no right or license is granted to use them.

Force Majeure

28. No party shall have any liability to the other hereunder by reason of any delay or failure to perform any obligation or covenant if the delay or failure to perform is occasioned by force majeure, meaning any act of God, storm, fire, casualty, unanticipated work stoppage, strike, lockout, labor dispute, civic disturbance, riot, war, national emergency, act of Government, act of public enemy, or other cause of similar or dissimilar nature beyond its control.



Service & License Agreement for Starkville, Mississippi

Acceptance

We, the undersigned, agreeing to the conditions specified in this document, understand and authorize the provision of services outlined in this Agreement.

City of Starkville

Date

CivicPlus

Date

Sign and Fax this Copy

Attn: Contract Manager
Fax: 785-587-8951

And – Mail Two (2) Signed Originals

CivicPlus Contract Manager
317 Houston St., Suite E
Manhattan, KS 66502

We will fax a counter-signed copy of the faxed contract back to you so we can begin your project. Upon receipt of two signed originals, we will counter-sign and return one copy for your files.

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Service & License Agreement for Starkville, Mississippi

Exhibit A - CivicPlus Project Deliverables

All Quotes are in US Dollars and Valid for 120 Days from January 23, 2012.

| | |
|---|-----------------|
| Project Development | \$25,236 |
| First Year's Annual Support, Maintenance & Hosting <i>Server Storage not to exceed 25 GB; Media Center Storage not to exceed 10 GB</i> | Included |
| Total Fees Year 1 | \$25,236 |

At the request of the City of Starkville, CivicPlus agrees to redistribute their standardized pricing as follows:

| CivicPlus Advantage Project Development & Annual Maintenance, Support & Hosting | |
|---|----------|
| Year One | \$11,340 |
| Year Two | \$11,340 |
| Year Three <small>(Client may terminate contract at the end of 36 months or select from options available in Term 8 of the Terms & Conditions)</small> | \$11,340 |

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Project Development

| | |
|---|-----------------|
| Phase 1: Analysis and Timeline Development <i>Deliverable:</i> Project Timeline and worksheets | \$2,237 |
| Phase 2: Website Design <i>Deliverable:</i> Website Design Composition | \$5,208 |
| Phase 3: Navigation Architecture Development <i>Deliverable:</i> Navigation structure optimized for your website | \$1,248 |
| Phase 4: Modules and Site Setup <i>Deliverable:</i> Set up fully functional site, software that runs the site, and site's statistical analysis. | \$3,529 |
| Phase 5: Content Development of 100 standard pages and up to 500 supporting elements <i>Deliverable:</i> Website content development and module content. | \$5,106 |
| Phase 6: Test and Review, Establish Future Expectations <i>Deliverable:</i> List of items that need to be addressed | \$2,184 |
| Phase 7: 24 Hours of Interactive Webinar Training for up to 6 people <i>Quote includes the shipment of up to 6 webcams for training</i> <i>Deliverable:</i> Train System Administrator(s) on GCMS Administration, permissions, setting up groups and users, module administration. Basic User training on pages, module entries, applying modules to pages. Applied use and usability consulting to result in effective communication through your website. | \$3,840 |
| Phase 8: Go-Live and Project Review <i>Deliverable:</i> Final project review report | \$1,430 |
| Phase 9: Marketing <i>Deliverable:</i> Registration of site with all major search engines | \$454 |
| Phase 10: Ongoing Consultation <i>Deliverable:</i> Site review with recommendations for enhancements to improve visitor interaction; layout, design and content recommendations. | Included |
| Additional Functionality | |
| Google Translation Tool | Included |
| LDAP Integration | Included |
| Unlimited Additional Users - Citizen's Request Tracker | Included |
| Gov 2.0 Upgrades | |
| Blog Share | Included |
| Facebook Integration Twitter Integration | Included |
| Options Included in One-Time Fee | |
| None | n/a |
| Total Project Development Fee | \$25,236 |
| First Year Annual Support, Maintenance and Hosting Fee Server storage not to exceed 25 GB; Media Center storage not to exceed 10 GB | Included |
| Total Fees Year 1 | \$25,236 |



| Project Development Includes the Following: | |
|---|---|
| Modules | Functionality |
| <ul style="list-style-type: none"> • Agenda Center • Alerts Center & Emergency Alert Notification • Archive Center • Bid Postings • Business/Resource Directory • Calendar • Carbon Calculator • Document Center • ePay • Facilities & Reservations • FAQs • Featured Info Module • Forms Development Tool • Healthy City Initiative • Intranet • Job Postings • Media Center • My Dashboard • NewsFlash • NotifyMe Email Subscription • Online Job Application w/1 Generic Application • Opinion Poll • Permits & Licensing • Photo Gallery • Postcard Module • Quick Links • Real Estate Locator • Request Tracker • Staff Directory | <ul style="list-style-type: none"> • Action Items Queue • Audit Trail / History Log • Automated PDF Converter • Automatic Content Archiving • Content Library • Dynamic Breadcrumbs • Dynamic Sitemap • Expiring Items Library • Graphic Link Administration • Links Redirect and Broken Links Finder • Menu Management • Mouse-over Menu Structure • Online Editor for Editing and Page Creation (WYSIWYG) • Online Web Statistics (Only with CivicPlus Hosting) • Page Wizard w/Multiple Layouts • Printer Friendly/Email Page • Rotating Content • RSS • Search Engine Registration • Site Layout Options • Site Search & Entry Log • Slideshow • User & Group Administration Rights • Web Page Upload Utility • Website Administrative Log |

| Annual Support, Maintenance & Hosting Service Include the Following: | | |
|--|---|---|
| Support | Maintenance of CivicPlus Application & Modules | Hosting |
| 7-7 (CST) Mon-Fri (excluding holidays) 24/7 Emergency Support Dedicated Support Personnel 2-hour Response during Normal Hours Usability Improvements Integration New & Upgraded Services Proactive Support for Updates & Fixes Online Training Manuals Monthly Newsletters Phone Consulting CivicPlus Connection CivicPlus University | Install Service Patches for OS Upgrades Fixes Improvements Integration Testing Development Usage License | Shared Web/SQL Server DNS Consulting & Maintenance Monitor Bandwidth-Router Traffic Redundant ISP Redundant Cooling Natural Gas Powered Generator Daily Tape Backup Intrusion Detection & Prevention Antivirus Protection Upgrade Hardware |

Exhibit B – Basic Redesign of Website

| CivicPlus Project Development Services & Scope of Services for CP Standard Redesign | |
|---|--|
| <ul style="list-style-type: none">• New design• Redevelop banner• Redevelop navigation method (may choose top drop-down or other options)• Design setup - wireframe• Redevelop graphic elements of website (Newsflash, FAQs, Calendar, etc.)• Project Management• Testing• Review• Content Migration – Includes retouching of all existing published pages to ensure proper formatting, menu structure, and application of new site styles. Note: Content will be formatted or pages broken up (shortened or re-sectioned)• Site styles and page layouts will be touched so all pages match the new design and migrate cleanly• Spelling and broken links will be checked and reported if unable to correct | |

**13.
APPROVAL OF A REVISION TO THE CITY OF STARKVILLE PERSONNEL POLICY AGAINST
SEXUAL HARASSMENT TO INCLUDE OTHER FORMS OF UNLAWFUL HARASSMENT
AS PRESENTED UPON CHANGING THE TERM
PERSONNEL DIRECTOR TO PERSONNEL OFFICER.**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval of a revision to the City of Starkville Personnel Policy regarding "Harassment" to include other forms of unlawful harassment is enumerated, this consent item is thereby approved.



City of Starkville Personnel Policy Manual

(Suggested changes are highlighted)

3.100 EQUAL EMPLOYMENT POLICY

It is the policy of the City of Starkville to provide equal opportunity in employment to all employees and applicants for employment. There will be no discrimination against any employee because of race, creed, color, religion, national origin, sex, age, veteran status, handicap, or disability.

Additionally, the City of Starkville strives to maintain a work environment that is free from the hostile atmosphere created by sexual harassment or intimidation, as well as all other forms of unlawful harassment.

3.101 POLICY AGAINST ~~SEXUAL~~ HARASSMENT

Unwelcome sexual advances, or requests for sexual favors and other verbal or physical conduct of a sexual nature constitutes sexual harassment when:

- (1) submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment,
- (2) submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting such individuals, or
- (3) such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive work environment. It is the policy of the City of Starkville to maintain a work environment that is free from the hostile atmosphere created by sexual harassment or intimidation. Such conduct will not be tolerated.

This same policy extends to all other forms of unlawful harassment.

If you are subjected to ~~sexually~~ harassing or intimidating conduct by any individual, including supervisory personnel employed by the City, you should immediately report the incident to the City Clerk or Personnel Officer.

14.

**APPROVAL OF PROMOTIONS TO THE RANK OF SERGEANT
IN THE FIRE DEPARTMENT WITH STANDARD 6 MONTH
PROBATIONARY PERIOD.**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval of Sergeant promotions in the Fire Department with the standard 6-month probationary period" is enumerated, this consent item is thereby approved.

PROMOTIONS TO SERGEANT

| EMPLOYEE | CURRENT SALARY | GRADE/STEP | % OF INCREASE | NEW SALARY |
|---------------|-----------------------------|------------|---------------|-----------------------------|
| PATRICK HALL | \$29,556.27 (\$9.89/HR) | GRADE 6 | 10% | \$32,511.90 (\$10.87/HR) |
| TODD PALMER | \$31,048.84 (\$10.38/HR) | GRADE 6 | 10% | \$34,153.72 (\$11.42/HR) |
| JONATHAN WADE | \$31,169.13 (\$10.43/HR) | GRADE 6 | 10% | \$34,286.04 (\$11.47/HR) |

15.

**APPROVAL TO AUTHORIZE ADVERTISING TO FILL THE PART-TIME
POSITION OF ADMINISTRATIVE HEARING OFFICER IN THE
BUILDING DEPARTMENT AT A RATE OF \$65.00/HR.**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to authorize advertising to fill the part-time position of Administrative Hearing Officer in the Building Department at a rate of \$65.00/hr" is enumerated, this consent item is thereby approved.

16.

**APPROVAL OF THE PROMOTION OF MR. THOMAS WARE TO FILL THE
VACANT POSITION OF LABORATORY TECHNICIAN IN THE
WASTEWATER DIVISION OF PUBLIC SERVICES AT A SALARY OF
\$29,709.36 (\$14.78/HR) GRADE 10 STEP 1 WITH THE STANDARD
6-MONTH PROBATIONARY PERIOD**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval of the promotion of Mr. Thomas Ware to fill the vacant position of Laboratory Technician in the Wastewater Division of

Public Services at a salary of \$29,709.36 (\$14.78/hr.) Grade 10 Step 1 with a promotion to Grade 11 Step 1 \$32,680.30 (\$15.71/hr.) upon attaining a Class 3 Wastewater Plant Operator Certification" is enumerated, this consent item is thereby approved.

17.

APPROVAL AND AUTHORIZATION TO ADVERTISE TO HIRE TWO TEMPORARY, PART-TIME COURT SECURITY OFFICERS WITH NO BENEFITS, LESS THAN 20 HOURS PER WEEK, AND WITH EMPLOYMENT NOT TO EXTEND PAST SEPTEMBER 30, 2012.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval and authorization to advertise to hire two temporary, part-time Court Security Officers working less that 20 hours per week, with employment not to extend beyond September 30, 2012, and without benefits" is enumerated, this consent item is thereby approved.

18.

APPROVAL TO AUTHORIZE THE PURCHASE OF EMERGENCY LIGHTING EQUIPMENT FOR TWO NEW MOTORCYCLES AT THE LOWEST QUOTE OF \$11,063.50 FROM FLEET SAFETY EQUIPMENT, INC.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to authorize the purchase of emergency lighting equipment for two new motorcycles at the lowest quote of \$11,063.50 from Fleet Safety Equipment, Inc." is enumerated, this consent item is thereby approved.

EMERGENCY SAFETY EQUIPMENT

| NAME | QUOTED AMT | APPARENT BEST QUOTE |
|-------------------------|-------------|---------------------|
| MADDEN ASSOCIATES | \$11,780.00 | |
| FLEET SAFETY EQUIP, INC | \$11,063.50 | APPARENT BEST QUOTE |

19.

APPROVAL TO PURCHASE STEEL CASING PIPE FROM EMPIRE PIPE AND SUPPLY, THE SUBMITTER OF THE LOWEST QUOTE, IN THE AMOUNT OF \$10,500.00

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to purchase steel casing pipe from Empire Pipe and Supply, the submitter of the lowest quote, in the amount of \$10,500.00" is enumerated, this consent item is thereby approved.

STEEL CASING PIPE

| NAME | QUOTED AMT | APPARENT BEST QUOTE |
|-----------------------------|-------------|---------------------|
| EMPIRE PIPE & SUPPLY | \$10,500.00 | APPARENT BEST QUOTE |
| FERGUSON WATERWORKS | \$10,577.00 | |
| CONSOLOIDATED PIPE & SUPPLY | \$12,308.00 | |

20.

APPROVAL TO PURCHASE FIRE HYDRANTS AND FIRE HYDRANT REPAIR KITS FROM CONSOLIDATED PIPE AND SUPPLY, THE SOLE QUALIFIED SOURCE OF SUPPLY BIDDER, IN THE AMOUNT OF \$39,080.00.

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to purchase fire hydrants and fire hydrant repair kits from Consolidated Pipe and Supply, the sole qualified Source-of-Supply bidder, in the amount of \$39,080.00" is enumerated, this consent item is thereby approved.

21.

APPROVAL AND ACCEPTANCE OF A REPORT ON THE IMPLEMENTATION PLANS OF A FORMAL LITTER CONTROL PROGRAM

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval and acceptance of a report on the Implementation Plans of a Formal Litter Control Program" is enumerated, this consent item is thereby approved.

22.

APPROVAL TO ADVERTISE TO LEASE PURCHASE A KNUCKLEBOOM TRUCK FOR THE RUBBISH DIVISION

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval to advertise to lease purchase a knuckleboom truck for the Rubbish Division" is enumerated, this consent item is thereby approved

23.

APPROVAL TO ADVERTISE TO LEASE/PURCHASE A 32 YARD FRONT LOADING REFUSE TRUCK

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to

accept a list of items for Consent, whereby the "approval to advertise to lease purchase a 32-yard front loading refuse truck" is enumerated, this consent item is thereby approved

24.

REQUEST AUTHORIZATION TO ADVERTISE TO LEASE/PURCHASE TWO TWENTY-FIVE (25) YARD REAR LOADING REFUSE TRUCKS

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Ben Carver, and adopted by the Board to approve the February 21, 2012 Official Agenda and to accept a list of items for Consent, whereby the "approval and authorization to advertise to lease purchase two 25-yard rear loading refuse trucks" is enumerated, this consent item is thereby approved

END OF CONSENT ITEMS

25.

A MOTION TO APPROVE THE MINUTES OF THE JANUARY 3, 2012 REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN WITH APPROPRIATE CLERICAL CORRECTIONS

There came for consideration the matter of approving the Minutes of the January 3, 2012 Regular Meeting of the Mayor and Board of Aldermen. After discussion, and

upon the motion of Alderman Eric Parker, duly seconded by Alderman Richard Corey, to approve the Minutes of the January 3, 2012 Regular Meeting of the Mayor and Board of Aldermen with appropriate clerical corrections, the Board voted unanimously in favor of the motion.

26.

A MOTION TO APPROVE THE MINUTES OF THE JANUARY 17, 2012 RECESS MEETING OF THE MAYOR AND BOARD OF ALDERMEN WITH APPROPRIATE CLERICAL CORRECTIONS

There came for consideration the matter of approving the Minutes of the January 17, 2012 Recess Meeting of the Mayor and Board of Aldermen. After discussion, and

upon the motion of Alderman Eric Parker, duly seconded by Alderman Jeremiah Dumas, to approve the Minutes of the January 17, 2012 Recess Meeting of the Mayor and Board of Aldermen with appropriate clerical corrections, the Board voted unanimously in favor of the motion.

MAYOR AND BOARD OF ALDERMEN COMMENTS

MAYOR PARKER WISEMAN INTRODUCED THE CITY OF STARKVILLE "NEW EMPLOYEES."

ADAM GOUGH - ELECTRIC DEPARTMENT STAFF ACCOUNTANT

AMY VAUGHN - DEPUTY COURT CLERK

Alderman Dumas spoke on the positive trend of city's sales tax revenue.

CITIZEN COMMENTS

Alvin Turner ward 7, in honor of Black History Month, recognized Aldermen Henry Vaughn, Sr., Alderman Roy A. Perkins, City Clerk Markeeta Outlaw, Sanitation and Environmental Services Director Sharon Boyd, Assistant City Planner Pamela Daniels and Administrative Assistant Chanteau Wilson. Mr. Turner also requested that an article be put in the newspaper informing citizens of locations or zoning areas where trailers (mobile homes) can be placed. Mr Turner further voiced the citizens concerns as to the Board's mistreatment of the City Clerk and called for the Board to be more respectful toward the City Clerk.

PUBLIC APPEARANCES

Municipal Judge Rodney Faver presented the annual court report detailing activities of the Municipal Court for the 2010-11 Fiscal Year.

Administrative Hearing Officer Jenny Turner presented the annual report on the activities of the Administrative Hearing Court of the Calendar Year 2011.

PUBLIC HEARING

Second Public Hearing on the "Transient Vender (Peddler) Ordinance" and an "Amendment to the City of Starkville Code of Ordinances Chapter 30. Businesses Article 11. Peddlers. Sec. 30-26 et seq. " in order to come into conformance with the state statute regarding Transient Vendors (formerly Peddlers) and provide for additional locations for vending and additional hours of operation and other related matters.

Alderman Dumas introduced the subject and verbalized proposed changes. Upon the completion of discussion from the Board, the Mayor invited comments from the public.

| FOR | AGAINST | INDIFFERENT _(neither for nor against) |
|-----|-------------------|--|
| | Alvin Turner - W7 | |
| | | |

The Mayor closed the public comment portion of the Public Hearing and invited additional discussion from the Board. Upon the exhaustion of Board comments, the Mayor closed the second Public Hearing on the "Amendment to the City of Starkville Code of Ordinances Chapter 30. Businesses. Article 11. Peddlers. Sec. 30-26 et seq."

Mayor Parker Wiseman closed the Public Hearing on the Transient Vendor Ordinance.

NOTE:

Mr. Tripp Muldrow reported on the creation of a Redevelopment Authority for the City of Starkville, MS. estimating an 8 to 10 week process.

27.

A MOTION TO ACCEPT THE RFQ FROM T E LOTT & COMPANY, PA, FOR THE INTERNAL CONTROL CONSULTANT WITH THE SCOPE OF REVIEWING GRANTS, PAYROLL AND ACCOUNTS PAYABLE.

There came for consideration the matter of the Request for Qualification regarding Internal Controls in the City Clerk's Office. After discussion, and

upon the motion of Alderman Sandra Sistrunk, duly seconded by Alderman Jeremiah Dumas to accept the Request for Qualifications from T E Lott and Company, PA for the Internal Control Consultant with the scope of reviewing grants, payroll and accounts payable, the Board voted as follows:

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

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

NOTE:

Mr. Toby Sanford of the Golden Triangle Planning and Development District presented preliminary information developed for the Redistricting Process. The course of action understood is the consultants would return to the Board with additional plans after having received sufficient feedback from the Aldermen.

Alderman Ben Carver exited the meeting.

28.

**A MOTION TO APPROVE THE CITY OF STARKVILLE
FIRE DEPARTMENT CLAIMS AS OF
FEBRUARY 16, 2012**

There came for consideration the matter Fire Department Claims as of February 16, 2012, in the amount of \$33,655.03. After discussion, and

upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr., to approve the February 16, 2012 City of Starkville Fire Department Claims in the amount of \$33,655.03, the Board voted as follows:

| | |
|----------------------------|-----------------------|
| Alderman Ben Carver | voted: <u>recusal</u> |
| Alderman Sandra Sistrunk | voted: <u>Yea</u> |
| Alderman Eric Parker | voted: <u>Yea</u> |
| Alderman Richard Corey | voted: <u>Yea</u> |
| Alderman Jeremiah Dumas | voted: <u>Yea</u> |
| Alderman Roy A'. Perkins | voted: <u>Yea</u> |
| Alderman Henry Vaughn, Sr. | voted: <u>Yea</u> |

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

FIRE DEPARTMENT CLAIMS
PERIOD ENDING FEBRUARY 16, 2012
DOCKET #02-21-2012-B

| | | |
|------------------------|-----|--------------------|
| FIRE DEPARTMENT | 261 | \$10,660.16 |
| FIRE PREVENTION | 262 | 345.78 |
| FIRE TRAINING | 263 | 8,527.21 |
| FIRE COMMUNICATIONS | 264 | 9,115.55 |
| FIFRE STATIONS & BLDGS | 267 | 5,006.33 |
| TOTAL | | \$33,655.03 |

29.

**A MOTION TO AUTHORIZE HIRING A TEMPORARY FULL-TIME CLERK
FOR THE CITY CLERK'S OFFICE WITH EMPLOYMENT
NOT TO EXCEED 6 MONTHS**

There came for consideration the matter of hiring a Temporary Full-Time Clerk in the City Clerk's Office. After discussion, and

upon the motion of Alderman Sandra Sistrunk, duly seconded by Alderman Eric Parker to authorize the hire of a Temporary Full-Time Clerk for the City Clerk's Office with employment not to exceed 6 months, with compensation of \$11.80/hr., the Board voted as follows:

| | |
|--------------------------|----------------------|
| Alderman Ben Carver | voted: <u>Absent</u> |
| Alderman Sandra Sistrunk | voted: <u>Yea</u> |
| Alderman Eric Parker | voted: <u>Yea</u> |
| Alderman Richard Corey | voted: <u>Yea</u> |

| | |
|----------------------------|-------------------|
| Alderman Jeremiah Dumas | voted: <u>Yea</u> |
| Alderman Roy A'. Perkins | voted: <u>Nay</u> |
| Alderman Henry Vaughn, Sr. | voted: <u>Nay</u> |

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

Mayor Wiseman, following the action previously taken to employ a Temporary Full-Time Employee in the City Clerk's Office, rendered a request for authorization to fill a full time position in the City Clerks Office moot.

30.

A MOTION TO ENTER INTO A CLOSED SESSION TO DETERMINE IF DISCUSSIONS REGARDING PENDING LITIGATION, PROPERTY ACQUISITION, AND PERSONNEL IS PROPER FOR EXECUTIVE SESSION.

There came for consideration the matter of a Closed Session for the preliminary determination of the necessity of an Executive Session. After discussion, and

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Richard Corey, to enter into a Closed Session to determine if items to be discussed are proper cause for Executive Session, the Board voted as follows:

| | |
|----------------------------|----------------------|
| Alderman Ben Carver | Voted: <u>Absent</u> |
| Alderman Sandra Sistrunk | Voted: <u>Yea</u> |
| Alderman Eric Parker | Voted: <u>Yea</u> |
| Alderman Richard Corey | Voted: <u>Yea</u> |
| Alderman Jeremiah Dumas | Voted: <u>Yea</u> |
| Alderman Roy A'. Perkins | Voted: <u>Yea</u> |
| Alderman Henry Vaughn, Sr. | Voted: <u>Yea</u> |

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

31.

A MOTION DECLARING DISCUSSION REGARDING PENDING LITIGATION REGARDING DRAINAGE PIPE ALONG HWY 182; PROPERTY ACQUISITION REGARDING QUICK TAKE FOR AN EASEMENT ACQUISITION; AND BUILDING DEPARTMENT PERSONNEL PERFORMANCE AS PROPER CAUSE FOR EXECUTIVE SESSION

There came for consideration the matter to determine that discussions regarding Pending Litigation of the Drainage Pipe along Hwy 182; Property Acquisition regarding a Quick Take for an easement acquisition; and Building Department Personnel Performance matter. After discussion, and

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Henry Vaughn, Sr., that deliberations and findings concerning the discussion of Pending Litigation regarding the Drainage Pipe along Hwy 182; Property Acquisition regarding a Quick Take for an easement acquisition; and Building Department Personnel Performance matter as proper cause for Executive Session, the Board voted as follows:

| | |
|----------------------------|----------------------|
| Alderman Ben Carver | Voted: <u>Absent</u> |
| Alderman Sandra Sistrunk | Voted: <u>Yea</u> |
| Alderman Eric Parker | Voted: <u>Yea</u> |
| Alderman Richard Corey | Voted: <u>Yea</u> |
| Alderman Jeremiah Dumas | Voted: <u>Yea</u> |
| Alderman Roy A'. Perkins | Voted: <u>Yea</u> |
| Alderman Henry Vaughn, Sr. | Voted: <u>Yea</u> |

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

32.

**A MOTION TO
ENTER INTO EXECUTIVE SESSION FOR THE
DISCUSSION OF PENDING LITIGATION REGARDING DRAINAGE PIPE
ALONG HWY 182; PROPERTY ACQUISITION REGARDING QUICK TAKE
FOR AN EASEMENT ACQUISITION; AND BUILDING DEPARTMENT
PERSONNEL PERFORMANCE**

There came for consideration the matter of entering Executive Session to discuss Pending Litigation regarding the Drainage Pipe along Hwy 182; Property Acquisition regarding a Quick Take of an easement for a water line; and Building Department Personnel Performance concern. After discussion, and

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Eric Parker, to enter into an Executive Session to discuss the above named subjects, the Board voted as follows:

| | |
|----------------------------|----------------------|
| Alderman Ben Carver | Voted: <u>Absent</u> |
| Alderman Sandra Sistrunk | Voted: <u>Yea</u> |
| Alderman Eric Parker | Voted: <u>Yea</u> |
| Alderman Richard Corey | Voted: <u>Yea</u> |
| Alderman Jeremiah Dumas | Voted: <u>Yea</u> |
| Alderman Roy A'. Perkins | Voted: <u>Yea</u> |
| Alderman Henry Vaughn, Sr. | Voted: <u>Yea</u> |

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

****Before entering into Executive Session, the Mayor announced to the Public, the Board's Decision to enter into executive.**

33.

A MOTION AUTHORIZING CITY ENGINEER EDWARD KEMP TO INCREASE THE EXISTING CONTRACT WITH UNDERGROUND TECHNOLOGIES BY AN AMOUNT NOT TO EXCEED \$4,000.00

There came for consideration the matter of increasing the amount of an existing contract with Underground Technologies by an amount not to exceed \$4,000.00. After discussion, and

upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Henry Vaughn, Sr., to authorize increasing the Contract with Underground Techonologies for the video-taping of the Hwy 182 drainage pipe, by an amount not to exceed \$4,000.00 the Board voted as follows:

| | |
|----------------------------|----------------------|
| Alderman Ben Carver | Voted: <u>Absent</u> |
| Alderman Sandra Sistrunk | Voted: <u>Yea</u> |
| Alderman Eric Parker | Voted: <u>Yea</u> |
| Alderman Richard Corey | Voted: <u>Yea</u> |
| Alderman Jeremiah Dumas | Voted: <u>Yea</u> |
| Alderman Roy A'. Perkins | Voted: <u>Yea</u> |
| Alderman Henry Vaughn, Sr. | Voted: <u>Yea</u> |

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

34.

A MOTION AUTHORIZING CITY ATTORNEY CHRIS LATIMER TO BEGIN QUICK TAKE PROCEEDINGS ON PARCEL 116-23-01.01 TO EXTEND THE WATER LINE FOR FIRE PROTECTION

There came for consideration the matter of a Quick Take on Parcel 116-23-01.01 for the purpose of extending the water line for Fire Protection. After discussion, and

upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Henry Vaughn, Sr., to authorize City Attorney Chris Latimer to begin Quick Take Proceedings on Parcel 116-23-01.01 for the purpose of extending the water line to provide Fire Protection in the service area, the Board voted as follows:

| | |
|--------------------------|----------------------|
| Alderman Ben Carver | Voted: <u>Absent</u> |
| Alderman Sandra Sistrunk | Voted: <u>Yea</u> |
| Alderman Eric Parker | Voted: <u>Yea</u> |
| Alderman Richard Corey | Voted: <u>Yea</u> |
| Alderman Jeremiah Dumas | Voted: <u>Yea</u> |

| | |
|----------------------------|-------------------|
| Alderman Roy A'. Perkins | Voted: <u>Yea</u> |
| Alderman Henry Vaughn, Sr. | Voted: <u>Yea</u> |

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

35.

**A MOTION TO EXIT EXECUTIVE SESSION
AND RETURN TO OPEN SESSION**

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Henry Vaughn, Sr., to exit Executive Session and return to Open Session, the Board voted as follows:

| | |
|----------------------------|----------------------|
| Alderman Ben Carver | Voted: <u>absent</u> |
| Alderman Sandra Sistrunk | Voted: <u>Yea</u> |
| Alderman Eric Parker | Voted: <u>Yea</u> |
| Alderman Richard Corey | Voted: <u>yea</u> |
| Alderman Jeremiah Dumas | Voted: <u>Yea</u> |
| Alderman Roy A'. Perkins | Voted: <u>Yea</u> |
| Alderman Henry Vaughn, Sr. | Voted: <u>Yea</u> |

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

****Mayor Wiseman announced the motions made in Executive Session to the Public.**

36.

A MOTION TO ADJOURN

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Henry Vaughn, Sr., to adjourn the meeting, the Board voted as follows:

| | |
|----------------------------|----------------------|
| Alderman Ben Carver | Voted: <u>Absent</u> |
| Alderman Sandra Sistrunk | Voted: <u>Yea</u> |
| Alderman Eric Parker | Voted: <u>Yea</u> |
| Alderman Richard Corey | Voted: <u>Yea</u> |
| Alderman Jeremiah Dumas | Voted: <u>Yea</u> |
| Alderman Roy A'. Perkins | Voted: <u>Yea</u> |
| Alderman Henry Vaughn, Sr. | Voted: <u>Yea</u> |

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

The next meeting of the Mayor and Board of Alderman will be March 6, 2012, at 5:30 p.m., said meeting will be in the Courtroom/Boardroom of City Hall, located at 101 E. Lampkin Street, Starkville, MS.

SIGNED AND SEALED THIS THE _____ DAY OF _____ 2012.

MARKEETA OUTLAW, CITY CLERK

PARKER WISEMAN, MAYOR

(SEALED)