

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

**The City of Starkville, Mississippi  
May 4, 2010**

Be it remembered that the Mayor and Board of Aldermen met in a Regular Meeting on May 4, 2010 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 Á. Perkins, and Henry Vaughn, Sr. Attending the Board were City Clerk Markeeta Outlaw and City Attorney Chris Latimer.

**Mayor Parker Wiseman** opened the meeting with the Pledge of Allegiance and in Honor of National Prayer Week, Rev. Chip Stevens and Rev. Sam Bonner offered Prayer.

**REQUESTED REVISIONS TO THE OFFICIAL AGENDA**

**Alderman Richard Corey**

Item X - E regarding Adoption of a Historic Preservation Commission Ordinance, be deleted,

**Alderman Roy A'. Perkins**

Item X - L regarding Registration and Attendance for The Mayor and Board of Alderman, City Clerk and CAO at the MML Conference, be removed from Consent.

Item X1 - A- 1 regarding In-Kind services for the Airport Drainage Improvements, be removed from Consent.

Item XI - E- 2 regarding TVA Rate Change Agreement be removed from Consent

Item X1 - F-3 regarding Change Order for project number 12, be removed from Consent.

Item XI - F -4 regarding a Change Order for project number 27, be removed from Consent

Item XI - F - 5 regarding a Change Order for project number 14, be removed from Consent.

Item X1 - F - 6 regarding approval to pay Ellis Construction for services rendered on the Old West Point Road Bridge

**Alderman Richard Corey**

Item X - E consideration of the adoption of an ordinance creating an Historic Preservation Commission, be remove from Agenda

**Alderman Ben Carver**

Item V - change presentation from "Employee of the Month" to "Recognition of Fire Department"

1.

**A MOTION TO APPROVE THE OFFICIAL AGENDA OF THE  
MAY 4, 2010 MEETING OF THE MAYOR  
AND BOARD OF ALDERMEN AS REVISED**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr., to approve and adopt the May 4, 2010, Official Agenda of the Mayor and Board of Aldermen, with changes as enumerated, the Board unanimously voted its approval.

There being no objections to the Consent Items, the Mayor declared the list of items for consent, adopted.

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

REGULAR MEETING OF TUESDAY, MAY 4, 2010  
5:30 P.M., COURT ROOM, CITY HALL  
101 EAST LAMPKIN STREET

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

*\*\*\*\*ITEMS SHOWN IN ITALICS WITH AN ASTERISK HAVE BEEN ADDED, ~~DELETED~~ OR MODIFIED FROM THE ORIGINAL AGENDA.*

- I. **CALL THE MEETING TO ORDER**
- II. **PLEDGE OF ALLEGIANCE AND A PRAYER IN HONOR OF NATIONAL PRAYER WEEK**
- 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 CITY OF STARKVILLE BOARD OF ALDERMEN RECESS MEETING OF FEBRUARY 16, 2010.

- B. CONSIDERATION OF THE APPROVAL OF THE MINUTES OF THE CITY OF STARKVILLE BOARD OF ALDERMEN RECESS MEETING OF MARCH 16, 2010.

V. **ANNOUNCEMENTS AND COMMENTS**

MAYOR'S COMMENTS:

THERE WILL BE FOUR POWER OUTAGES SCHEDULED AT FROM 3:00 AM UNTIL 5:00 AM TOMORROW MORNING, MAY 5 AND THEN AGAIN ON JUNE 5, JULY 10 AND AUGUST 7, 2010.

BOARD OF ALDERMEN COMMENTS:

ALDERMAN CARVER PRESENTS AN EMPLOYEE OF THE MONTH RECOGNITION TO SHALAMARK SIMPSON OF THE PARK COMMISSION

VI. **CITIZEN COMMENTS**

VII. **PUBLIC APPEARANCES**

- A. PUBLIC APPEARANCE BY DAN MORELAND, CHAIRMAN OF THE STARKVILLE PARK COMMISSION AND MATTHEW RYE, PARK DIRECTOR ON THE QUARTERLY REPORT TO THE BOARD OF ALDERMAN AS REQUIRED BY MS CODE §21-37-37.
- B. PUBLIC APPEARANCE BY JON MAYNARD OF THE GREATER STARKVILLE DEVELOPMENT PARTNERSHIP AND KATHY GELTSON FROM THE MISSISSIPPI DEVELOPMENT AUTHORITY PROVIDING INFORMATION ON THE ADVANTAGES OF THE GAP PROGRAM FOR THE CITY OF STARKVILLE.
- C. PUBLIC APPEARANCE BY BOBBY GRIMES PRESENTING THE PROPOSED FORMATION OF THE GOLDEN TRIANGLE MULTI-JURISDICTIONAL TASK FORCE.

VIII. **PUBLIC HEARING**

- A. SECOND PUBLIC HEARING ON ADOPTING AN ORDINANCE CREATING AN HISTORIC DISTRICT COMMISSION.

IX. **MAYOR'S BUSINESS**

- A. CONSIDERATION OF CHANGING THE MAYOR'S BEAUTIFICATION COMMITTEE TO THE CITY OF STARKVILLE BEAUTIFICATION COMMITTEE WITH THE ADOPTION OF MISSION STATEMENT, PURPOSE AND STRUCTURE AND THE APPROVAL OF THE MEMBERSHIP AS PROVIDED IN THE PACKET.
- ### B. CONSIDERATION OF THE ADOPTION OF A RESOLUTION REQUESTING THAT THE CITY OF STARKVILLE BE IDENTIFIED BY MDA AS A GAP MUNICIPALITY.
- \*\*\*\*\* C. *DISCUSSION AND CONSIDERATION OF A DATE FOR THE CITY BUS TOUR AND RECAP OF THE STRATEGIC PLANNING PROCESS.*
- \*\*\*\*\* D. *CONSIDERATION OF THE APPROVAL OF THE NECESSARY*

*ENGINEERING, DESIGN AND CONSTRUCTION WORK FOR THE EMERGENCY REPAIR OF A HEAVILY DAMAGED BRIDGE LOCATED ON OLD WEST POINT ROAD IN AN AMOUNT NOT TO EXCEED \$70,000.*

**X. BOARD BUSINESS**

- A. INTERVIEW OF THE CANDIDATES FOR THE VACANT STARKVILLE SCHOOL BOARD POSITION.
- B. CONSIDERATION OF MAKING THE APPOINTMENT TO THE VACANT STARKVILLE SCHOOL BOARD.
- C. REPORT ON THE FINDINGS REGARDING SPEEDING CONCERNS ON BLUEFIELD ROAD
- D. CONSIDERATION OF THE ADOPTION OF A TREE ADVISORY BOARD, WITH MISSION STATEMENT, RULES AND STRUCTURE AND THE APPOINTMENT OF MEMBERS TO SAID COMMITTEE.
- E. CONSIDERATION OF THE ADOPTION OF AN ORDINANCE CREATING AN HISTORIC PRESERVATION COMMISSION.
- F. CONSIDERATION OF MAKING AN APPOINTMENT TO THE BOARD OF ADJUSTMENTS AND APPEALS FOR THE POSITION IN WARD 2 WITH A TERM ENDING JUNE 30, 2010.
- G. CONSIDERATION OF MAKING AN APPOINTMENT TO THE COMMISSION ON DISABILITY FOR THE POSITIONS WITH A TERMS ENDING JUNE 1, 2010.
- H. CONSIDERATION OF MAKING AN APPOINTMENT TO THE PARK COMMISSION FOR THE TERM ENDING JUNE 30, 2010.
- ### I. CONSIDERATION OF ADVERTISING FOR LETTERS OF INTEREST FOR A NEWLY VACANT POSITION ON THE STARKVILLE HOUSING AUTHORITY AND ANY CURRENTLY VACANT BOARD POSITIONS.
- J. CONSIDERATION OF THE AMENDMENT OF THE PUBLIC APPEARANCES POLICY TO REFLECT A MAXIMUM NUMBER OF PUBLIC APPEARANCES AND PUBLIC HEARINGS PER ANY BOARD MEETING.
- ### K. CONSIDERATION OF THE ACCEPTANCE OF THE LOW BID FROM CIRCLE J LAWN CARE FOR THE MOWING CONTRACT FOR THE GROWING SEASONS OF 2010 AND 2011 FOR THE 182 AND UNIVERSITY ODDFELLOWS CEMETERIES.
- ### L. CONSIDERATION OF THE APPROVAL OF THE REGISTRATION AND ATTENDANCE OF THE BOARD OF ALDERMEN, THE CITY CLERK AND THE CHIEF ADMINISTRATIVE OFFICER TO THE MISSISSIPPI MUNICIPAL LEAGUE CONFERENCE HELD IN BILOXI, MS, FROM JUNE 27, 2010 TO JULY 1, 2010.

**XI. DEPARTMENT BUSINESS**

- ### A. AIRPORT (ALL ITEMS ON CONSENT)

1. REQUEST APPROVAL FOR IN-KIND SERVICES FROM THE CITY FOR DRAINAGE IMPROVEMENT WORK IN THE AMOUNT OF \$1,811.68.

B. BUILDING, CODES AND PLANNING DEPARTMENT

*THERE ARE NO ITEMS FOR THIS AGENDA*

C. OFFICE OF THE CITY CLERK

1. REQUEST APPROVAL OF THE CITY OF STARKVILLE FIRE DEPARTMENT CLAIMS DOCKET AS OF APRIL 28, 2010.

### 2. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS EXCEPT THE FIRE DEPARTMENT AS OF APRIL 28, 2010.

### 3. REPORT OF THE RECEIPTS AND EXPENDITURES FOR PERIOD ENDING MARCH 31, 2010, IN ACCORDANCE WITH § 21-35-13 OF THE MISSISSIPPI CODE OF 1972 ANNOTATED.

D. COURTS

*THERE ARE NO ITEMS FOR THIS AGENDA*

### E. ELECTRIC DEPARTMENT (ALL ITEMS ON CONSENT)

1. REQUEST AUTHORIZATION TO PURCHASE NEW VACUUM CIRCUIT BREAKER FOR THE NORTHWEST SUBSTATION FROM THE LOW BIDDER, WESCO/DIVERSIFIED SUPPLY COMPANY AT A PRICE OF \$20,500.00.

2. REQUEST AUTHORIZATION FOR THE MAYOR TO SIGN TVA "RATE CHANGE AGREEMENT" EFFECTIVE ON OCTOBER 1, 2010.

F. ENGINEERING AND STREETS

1. REQUEST CONSIDERATION OF THE APPROVAL OF THE LOW BID FOR THE REED ROAD WIDENING PROJECT AND AUTHORIZATION TO ENTER INTO CONTRACTURAL AGREEMENT WITH SAID CONTRACTOR.

### 2. REQUEST CONSIDERATION OF THE APPROVAL OF THE LOW BID FOR THE 2010 STREET IMPROVEMENT PROJECT AND AUTHORIZATION TO ENTER INTO CONTRACTURAL AGREEMENT WITH SAID CONTRACTOR.

### 3. REQUEST APPROVAL OF A CHANGE ORDER FOR THE DRAINAGE IMPROVEMENT PROJECT NO. 12- HOLLIS II IN THE AMOUNT OF \$8,435.00 IN ORDER TO INSTALL HYDROSEEDING FOR THE PROJECT.

### 4. REQUEST APPROVAL OF A CHANGE ORDER FOR THE DRAINAGE IMPROVEMENT PROJECT NO. 27- YELLOWJACKET IN THE AMOUNT OF \$4,479.00 IN ORDER TO INSTALL HYDROSEEDING FOR THE PROJECT.

### 5. REQUEST APPROVAL OF A CHANGE ORDER FOR THE DRAINAGE IMPROVEMENT PROJECT NO. 14- HOLLIS IV IN THE AMOUNT OF \$2,509.76 IN ORDER TO INSTALL HYDROSEEDING FOR THE PROJECT.

### 6. REQUEST APPROVAL OF INVOICE FROM ELLIS CONSTRUCTION IN THE AMOUNT OF \$25,800.00 FOR THE SERVICES RENDERED ASSOCIATED WITH THE OLD WEST POINT ROAD BRIDGE PROJECT.

G. FIRE DEPARTMENT

*THERE ARE NO ITEMS FOR THIS AGENDA*

H. PERSONNEL

### 1. REQUEST AUTHORIZATION TO HIRE TAWNYA SANDERS TO FILL THE VACANT POSITION OF ADMINISTRATIVE ASSISTANT TO THE MAYOR AND BOARD.

### 2. REQUEST AUTHORIZATION TO HIRE PHILLIP CHANCE CUMMINGS TO FILL THE VACANT JOB OF CERTIFIED FIREFIGHTER.

### 3. REQUEST AUTHORIZATION TO HIRE REKKA CARTER TO FILL THE VACANT JOB OF GENERAL CLERK / RECEPTIONIST AT THE ELECTRIC DEPARTMENT.

### 4. REQUEST AUTHORIZATION TO CONTRACT WITH LUKE MCMAHEN FOR INDEPENDENT CONTRACTOR SERVICES TO PERFORM CONSTRUCTION INSPECTOR DUTIES IN CONNECTION WITH THE 2010 STREET AND DRAINAGE IMPROVEMENT PROGRAM.

### 5. REQUEST AUTHORIZATION TO ADVERTISE TO FILL A VACANT POSITION OF OPERATOR 2 IN THE WASTE WATER TREATMENT DIVISION OF PUBLIC SERVICES DUE TO THE UPCOMING RETIREMENT OF JEREMIAH MARSHALL.

~~\*\*\*\* 6. REQUEST APPROVAL TO EXPAND THE JOB DUTIES OF MICHELLE POLK TO ASSIST DOUG DEVLIN IN PUBLIC SERVICES WITH ADMINISTRATIVE SUPPORT AND SPECIAL DUTIES AS SPECIFIED WITH A CORRESPONDING SALARY ADJUSTMENT AS SET FORTH IN PERSONNEL POLICIES.~~

*MOVED TO EXECUTIVE SESSION*

I. POLICE DEPARTMENT

1. REQUEST CONSIDERATION OF THE APPROVAL TO JOIN THE GOLDEN TRIANGLE MULTI-JURISDICTIONAL TASK FORCE.

### 2. REQUEST AUTHORIZATION TO ALLOW OFFICERS JULIUS GANDY AND LAURA ROBERSON TO ATTEND DARE OFFICER TRAINING IN INDIANOLA, MS ON JUNE 1 - 11, 2010, FOR A TOTAL AMOUNT OF \$3,304.00, WITH ADVANCE PAY REQUESTED.

J. PUBLIC SERVICES

### 1. REQUEST APPROVAL TO PURCHASE WATER PIPE AND ACCESSORIES FROM CENTRAL PIPE, THE SUBMITTER OF THE LOWEST QUOTE, IN THE AMOUNT OF \$12,919.30 FOR A WATER LINE ALONG GRETA LANE AND TO MS HWY 25.

### 2. REQUEST APPROVAL TO ISSUE A NOTICE TO PROCEED TO STIDHAM CONSTRUCTION, THE LOWEST SOURCE OF SUPPLY BIDDER, TO INSTALL A WATER LINE AND HYDRANTS ALONG GRETA LANE AND TO MS HWY 25 IN THE AMOUNT OF 14,987.50.

\*\*\*\* 3. *REQUEST APPROVAL FOR THE MAYOR TO EXECUTE A CONSTRUCTION CONTRACT WITH STIDHAM CONSTRUCTION, THE SOLE QUALIFIED SOURCE OF SUPPLY BIDDER, TO INSTALL AND TIE-IN A NEW 24" FORCE MAIN AT THE WASTEWATER PLANT FOR THE AMOUNT OF \$29,95750.*

### K. SANITATION DEPARTMENT (ALL ITEMS ON CONSENT)

1. REQUEST AUTHORIZATION TO ACCEPT THE BEST AND SOLE BID FROM STARKVILLE RECYCLING FOR THE FIFTY (50) SURPLUS CONTAINERS IN THE AMOUNT OF \$.14 PER POUND (36-6 YD) AND \$.15 PER POUND (14 - 8 YD) IN THE AMOUNT OF \$5,775.00.

**XII. EXECUTIVE SESSION**

- A. PENDING LITIGATION
- B. PERSONNEL

**XIII. RECESS UNTIL MAY 18, 2010 @ 5:30 AT 101 LAMPKIN STREET IN THE CITY HALL COURTROOM.**

**APPENDIX A**

**PROPOSED CONSENT AGENDA**

**IX. MAYOR'S BUSINESS**

- B. CONSIDERATION OF THE ADOPTION OF A RESOLUTION REQUESTING THAT THE CITY OF STARKVILLE BE IDENTIFIED BY MDA AS A GAP MUNICIPALITY.

**X. BOARD BUSINESS**

- I. CONSIDERATION OF ADVERTISING FOR LETTERS OF INTEREST FOR A VACANT POSITION ON THE STARKVILLE HOUSING AUTHORITY AND ANY CURRENTLY VACANT BOARD POSITIONS.
- K. CONSIDERATION OF THE ACCEPTANCE OF THE LOW BID FROM CIRCLE J LAWN CARE MOWING FOR THE MOWING CONTRACT FOR THE GROWING SEASONS OF 2010 AND 2011 FOR THE 182 AND UNIVERSITY ODDFELLOWS CEMETERIES.
- L. CONSIDERATION OF THE APPROVAL OF THE REGISTRATION AND ATTENDANCE OF THE BOARD OF ALDERMEN, THE CITY CLERK AND THE CHIEF

ADMINISTRATIVE OFFICER TO THE MISSISSIPPI MUNICIPAL LEAGUE  
CONFERENCE HELD IN BILOXI, MS, FROM JUNE 27, 2010 TO JULY 1, 2010.

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- A. AIRPORT
  - 1. REQUEST APPROVAL FOR IN-KIND SERVICES FROM THE CITY FOR DRAINAGE IMPROVEMENT WORK IN THE AMOUNT OF \$1,811.68.
- B. BUILDING DEPARTMENT – NO ITEMS
- C. OFFICE OF THE CITY CLERK
  - 2. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS EXCEPT THE FIRE DEPARTMENT AS OF APRIL 28, 2010.
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- D. COURTS – NO ITEMS
- E. ELECTRIC DEPARTMENT
  - 1. REQUEST AUTHORIZATION TO PURCHASE NEW VACUUM CIRCUIT BREAKER FOR THE NORTHWEST SUBSTATION FROM THE LOW BIDDER, WESCO/DIVERSIFIED SUPPLY COMPANY AT A PRICE OF \$20,500.00.
  - 2. REQUEST AUTHORIZATION FOR THE MAYOR TO SIGN TVA “RATE CHANGE AGREEMENT” EFFECTIVE ON OCTOBER 1, 2010.
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  - 2. REQUEST CONSIDERATION OF THE APPROVAL OF THE LOW BID FOR THE 2010 STREET IMPROVEMENT PROJECT AND AUTHORIZATION TO ENTER INTO CONTRACTURAL AGREEMENT WITH SAID CONTRACTOR.
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  - 4. REQUEST APPROVAL OF A CHANGE ORDER FOR THE DRAINAGE IMPROVEMENT PROJECT NO. 27- YELLOWJACKET IN THE AMOUNT OF \$4,479.00 IN ORDER TO INSTALL HYDROSEEDING FOR THE PROJECT.
  - 5. REQUEST APPROVAL OF A CHANGE ORDER FOR THE DRAINAGE IMPROVEMENT PROJECT NO. 14- HOLLIS IV IN THE AMOUNT OF \$2,509.76 IN ORDER TO INSTALL HYDROSEEDING FOR THE PROJECT.
  - 6. REQUEST APPROVAL OF INVOICE FROM ELLIS CONSTRUCTION IN THE AMOUNT OF \$25,800.00 FOR THE SERVICES RENDERED ASSOCIATED WITH THE OLD WEST POINT ROAD BRIDGE PROJECT.
- G. FIRE DEPARTMENT - NO ITEMS

H. PERSONNEL

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5. REQUEST AUTHORIZATION TO ADVERTISE TO FILL A VACANT POSITION OF OPERATOR 2 IN THE WASTE WATER TREATMENT DIVISION OF PUBLIC SERVICES DUE TO THE UPCOMING RETIREMENT OF JEREMIAH MARSHALL.

I. POLICE DEPARTMENT

1. REQUEST AUTHORIZATION TO ALLOW OFFICERS JULIUS GANDY AND LAURA ROBERSON TO ATTEND DARE OFFICER TRAINING IN INDIANOLA, MS ON JUNE 1 - 11, 2010, FOR A TOTAL AMOUNT OF \$3,304.00, WITH ADVANCE PAY REQUESTED.

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1. REQUEST APPROVAL TO PURCHASE WATER PIPE AND ACCESSORIES FROM CENTRAL PIPE, THE SUBMITTER OF THE LOWEST QUOTE, IN THE AMOUNT OF \$12,919.30 FOR A WATER LINE ALONG GRETA LANE AND TO MS HWY 25.
2. REQUEST APPROVAL TO ISSUE A NOTICE TO PROCEED TO STIDHAM CONSTRUCTION, THE LOWEST SOURCE OF SUPPLY BIDDER, TO INSTALL A WATER LINE AND HYDRANTS ALONG GRETA LANE AND TO MS HWY 25 IN THE AMOUNT OF \$14,987.50.

K. SANITATION DEPARTMENT

1. REQUEST AUTHORIZATION TO ACCEPT THE BEST AND SOLE BID FROM STARKVILLE RECYCLING FOR THE FIFTY (50) SURPLUS CONTAINERS IN THE AMOUNT OF \$.14 PER POUND (36-6 YD) AND \$.15 PER POUND (14 - 8 YD) IN THE AMOUNT OF \$5,775.00.

**NOTE: THE FOLLOWING CONSENT ITEMS (NUMBERS 2 - 17) WERE ADOPTED WITH APPROVAL OF THE OFFICIAL AGENDA AS REVISED**

**2.**

**APPROVAL OF ADOPTING A RESOLUTION REQUESTING**

**THE CITY OF STARKVILLE BE IDENTIFIED  
BY MDA AS A GAP MUNICIPALITY**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously approved by the Board to approve the Official Agenda and to accept items for Consent, whereby "A Resolution Requesting the City of Starkville be Identified as a GAP Municipality by MDA" is enumerated, this consent item is thereby unanimously approved.



**THE CITY OF STARKVILLE**

CITY HALL, LAMPKIN STREET  
STARKVILLE, MISSISSIPPI 39759

**A RESOLUTION SEEKING TO DECLARE  
THE CITY OF STARKVILLE AS A GAP MUNICIPALITY**

**WHEREAS**, the Growth and Prosperity Program ("GAP") administered by the Mississippi Development Authority ("MDA") is a program designed for designating certain counties as GAP counties and making incentives available to private companies that locate or expand in those economically challenged counties in the state;

**WHEREAS**, the County Board of Supervisors have determined that Oktibbeha County is eligible and for reasons promoting economic development should seek GAP status,

**WHEREAS**, the Mayor and Board of Aldermen of the City of Starkville have likewise determined that it is in the best interest of the citizens, residents and employees to recognize that the City of Starkville by falling within Oktibbeha County qualifies for the GAP program; and

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Board of Aldermen of the City of Starkville that it is the intent of the Board of Aldermen to:

Recognize that the City of Starkville as a municipality within Oktibbeha County is eligible for GAP status.

Consent to the designation of the City of Starkville as a GAP municipality and that by so doing, all MDA approved business enterprises will receive up to a ten year ad valorem tax exemption otherwise imposed on the business enterprise, except the school portion of that tax.

**UPON MOTION** of Alderman \_\_\_\_\_ duly seconded by Alderman \_\_\_\_\_

the aforesaid Resolution was put to a roll call vote with the Aldermen voting as follows:

Ben Carver Voted:

Sandra Sistrunk Voted:

Eric Parker Voted:

Richard Corey Voted:

Jeremiah Dumas                      Voted:  
Roy A.' Perkins                      Voted:  
Henry Vaughn                      Voted:

\_\_\_\_\_  
PARKER Y. WISEMAN, MAYOR

\_\_\_\_\_  
MARKEETA OUTLAW,  
CITY CLERK

SIGNED AND SEALED THIS \_\_\_ DAY OF \_\_\_\_\_ 2010.

3.

**APPROVAL OF ADVERTISING FOR LETTERS OF INTEREST  
FOR VACANT POSITIONS ON THE STARKVILLE HOUSING  
AUTHORITY AND ANY CURRENTLY VACANT BOARD,  
AUTHORITY OR COMMISSION OF THE  
CITY OF STARKVILLE**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously approved by the Board to approve the Official Agenda and to accept items for Consent, whereby "Approval to Advertise for Letters of Interest for Vacant Positions on the Starkville Housing Authority and Any Currently Vacant Board, Authority, or Commission of the City of Starkville" is enumerated, this consent item is thereby unanimously approved.

4.

**APPROVAL OF THE LOW BID SUBMITTED BY CIRCLE J  
LAWN CARE IN THE AMOUNT OF \$450 PER CUT FOR  
DR. MARTIN LUTHER KING JR DRIVE ODDFELLOWS CEMETERY AND \$1050 PER CUT  
FOR THE UNIVERSITY DRIVE ODDFELLOWS  
CEMETERY MOWING CONTRACTS FOR THE GROWING  
SEASONS OF 2010 AND 2011**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously approved by the Board to approve the Official Agenda and to accept items for Consent, whereby "the Low Bid Submitted by Circle J Lawn Care in the Amount of \$450 per cut for Dr. Martin Luther King, Jr. Drive Oddfellows Cemetery and \$1050 per cut for the University Drive Oddfellows Cemetery Mowing Contracts for the Growing Seasons of 2010 and 2011" is enumerated, this consent item is thereby unanimously approved.

**CITY OF STARKVILLE, MISSISSIPPI  
ADMINISTRATION**

**BID ITEM: ODD FELLOW MOVING  
CONTRACT**

**BID OPENING DATE: 4/12/2010**

| <b>COMPANY NAME</b>                                   | <b>M L KING<br/>(PER CUT)</b> | <b>UNIVERSITY<br/>(PER CUT)</b> | <b>BEST APPARENT BID</b> |
|---|-------------------------------|---------------------------------|--------------------------|
| CIRCLE J LAWN CARE<br>P O Box 471<br>EUPORA, MS 39744 | \$450.00                      | \$1,050.00                      | <b>BEST APPARENT BID</b> |
|   |                               |                                 |                          |
| U. S.LAWNS<br>P O BOX 1954<br>MSU, MS 39762           | \$470.00                      | \$1,130.00                      |                          |
|   |                               |                                 |                          |

5

**APPROVAL OF CLAIMS DOCKET #05-04-10-A  
ALL CLAIMS FOR THE CITY OF STARKVILLE  
EXCLUDING FIRE DEPARTMENT CLAIMS  
THROUGH APRIL 30, 2010  
IN THE AMOUNT OF \$416,421.37  
IN ACCORDANCE WITH AUTHORIZATION OF SECTION 17-3-1  
OF THE MISSISSIPPI CODE OF 1972, ANNOTATED**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve the Official Agenda and to accept items for Consent, whereby the "Claims Docket #05-04-10-A which contains claims from all departments through April 30, 2010, except the Fire Department, with said claims totaling \$3,199,534.25" is enumerated, this consent item is thereby unanimously approved.

**CLAIMS DOCKET  
(All Funds Excluding Fire)  
# 05-04-10-A  
MAY 4, 2010**

|                           |     |              |
|---------------------------|-----|--------------|
| General Fund (excl. Fire) | 001 | \$131,588.83 |
| Restricted Police Fund    | 002 | 180.50       |
| Airport Fund              | 015 | 3,956.77     |
| Sanitation                | 022 | 39,632.85    |
| Landfill                  | 023 | 1,998.94     |
| Computer Assessments      | 107 | 0            |
| 2009 Road Maint. Bond     | 304 | 620.00       |
| P & R Bond Series 2007    | 325 | 0            |
| Park & Rec Tourism 2%     | 375 | 14,307.66    |
| Water/Sewer               | 400 | 84,234.08    |

|                     |     |                       |
|---------------------|-----|-----------------------|
| Vehicle Maintenance | 500 | 11,601.72             |
| Hotel/Motel         | 610 | 12,897.55             |
| 2% (VCC, EDA, MSU)  | 630 | 61,177.70             |
| Electric            |     | \$2,837,337.65        |
| <b>TOTAL CLAIMS</b> |     | <b>\$3,199,534.25</b> |

6.

**APPROVAL OF THE RECEIPTS AND EXPENDITURES REPORT  
FOR PERIOD ENDING MARCH 31, 2010, IN ACCORDANCE WITH  
SECTION 21-35-13 OF THE MISSISSIPPI CODE OF 1972 ANNOTATED**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously approved by the Board to approve the Official Agenda and to accept the Consent Agenda whereby the "Approval of the Receipts and Expenditures Report for Period Ending March 31, 2010, In Accordance with Section 21-35-13 of the Mississippi Code of 1972, annotated" is enumerated, this consent item is thereby unanimously approved

7.

**AUTHORIZATION TO PURCHASE ONE NEW  
VACUUM CIRCUIT BREAKER FOR THE NORTHWEST  
SUBSTATION IN THE AMOUNT OF \$20,500.00 FROM  
LOW BIDDER, WESCO/DIVERSIFIED SUPPLY COMPANY**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously approved by the Board to adopt the Official Agenda and to accept items for Consent, whereby "Authorization to Purchase One New Vacuum Circuit Breaker for the Northwest Substation, in the Amount of \$20,500.00 from the Low Bidder, WESCO/Diversified Supply Company of North Little Rock, Arkansas is enumerated, this consent item is thereby unanimously approved.

**CITY OF STARKVILLE ELECTRIC DEPARTMENT  
STARKVILLE, MISSISSIPPI**

TABULATION OF QUOTES RECEIVED ON APRIL 20, 2010  
FOR  
SUBSTATION VACUUM CIRCUIT BREAKER

| PROPOSER | MANUFACTURER | DELIVERY DATE | BID ITEM ELECTRICAL VAULTS<br>TOTALS |
|----------|--------------|---------------|--------------------------------------|
|----------|--------------|---------------|--------------------------------------|

|   |     |              |             |
|---|-----|--------------|-------------|
| Wesco/Diversified Supply North<br>Little Rock, Arkansas | ABB | 14 weeks ARO | \$20,500.00 |
| Statewide Electric Supply<br>Lafayette, Louisiana       | ABB | 14 weeks ARO | 21,266.00   |
|   |     |              |             |
|   |     |              |             |

8.

**AUTHORIZATION TO ACCEPT APAC AS LOWEST AND  
BEST BIDDER FOR THE 2010 STREET IMPROVEMENT PROJECT  
AND TO ENTER INTO A CONTRACTUAL AGREEMENT WITH APAC  
AND TO AUTHORIZE THE USE OF ANY REMAINING FUNDS TOWARD  
ADDITIONAL ROADS NOT INCLUDED IN THE CURRENT PRIORITY 2  
AND PRIORITY 3 ROADWAY LISTING**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve the Official Agenda and to accept items for Consent, whereby the "Authorization to Accept APAC as Lowest and Best Bidder for the 2010 Street Improvement Project and to Enter into a Contractual Agreement with APAC, and to Authorize the Use of Any Remaining Funds Toward Additional Roads not Included in the Current Priority 2 and Priority 3 Roadway Listing" is enumerated, this consent item is thereby unanimously approved.



**THE CITY OF STARKVILLE**  
**ENGINEERING DEPARTMENT CITY**  
**HALL, 101 E. LAMPKIN STREET**  
**STARKVILLE, MISSISSIPPI 39759-2944**

**CITY OF STARKVILLE- 2010 STREET IMPROVEMENT PROGRAM**

Cost Estimate with 2010 Bids

Date: 4/26/10

| ROADWAY MAINTENANCE PROJECTS                     |                      |                    |             |              |                            |                            |                          |                          |                        |                         |                        |
|--|----------------------|--------------------|-------------|--------------|----------------------------|----------------------------|--------------------------|--------------------------|------------------------|-------------------------|------------------------|
| Street Project                                   | Project Limits       |                    | Length      | Width        | Work Type                  | Est. Base/Levelling (tons) | Estimated Surface (tons) | Est. Base/Levelling Cost | Estimated Surface Cost | Estimated Striping Cost | Project Estimated Cost |
|  | (from)               | (to)               |             |              |                            |                            |                          |                          |                        |                         |                        |
| <b>ROADWAY MAINTENANCE PROJECTS- PRIORITY 2</b>  |                      |                    |             |              |                            |                            |                          |                          |                        |                         |                        |
| Shirley Rd                                       | Highway 12           | Water Tank         | 3800        | 24           | Patching Overlay           | 142                        | 836                      | \$17,856                 | \$74,237               | -                       | \$92,093               |
| Greenfield St                                    | Evergreen            | N Montgomery       | 513         | 60           | Patching Overlay           | 48                         | 282                      | \$6,020                  | \$25,055               | -                       | \$31,074               |
| Picher St  | Henderson St         | School             | 615         | 50           | Patching Overlay           | 48                         | 282                      | \$6,014                  | \$25,031               | -                       | \$31,044               |
| Jefferson St                                     | Dr Douglas S. Conner | N Jackson St       | 782         | 26           | Patching Overlay, Striping | 30                         | 175                      | \$3,726                  | \$15,507               | \$3,600                 | \$22,840               |
| Lumbus St  | Col. Muldrow         | Marshall           | 300         | 24           | Patching Overlay           | 14                         | 84                       | \$1,764                  | \$7,424                | -                       | \$9,188                |
| Poplar Rd  | Chestnut             | Linden             | 1471        | 27           | Patching Overlay           | 62                         | 364                      | \$7,707                  | \$32,330               | -                       | \$40,037               |
| S. Lafayette St                                  | College St           | Wood St            | 748         | 14           | Patching Overlay           | 16                         | 95                       | \$3,056                  | \$8,483                | -                       | \$11,539               |
| Land Rd  | Midport              | Dead End           | 2600        | 26           | Patching Overlay           | 105                        | 620                      | \$13,220                 | \$55,026               | -                       | \$68,246               |
| Mixing/Coating Asphalt- 15% of proposed roadways |                      |                    | 4813        | Sa. Yd       |                            |                            |                          | -                        | -                      | -                       | \$5,605                |
| <b>Total</b>                                     |                      |                    | <b>2.06</b> | <b>miles</b> |                            |                            |                          |                          |                        |                         |                        |
|  |                      |                    |             |              |                            |                            |                          |                          |                        | Testing 1.5%            | \$4,058                |
|  |                      |                    |             |              |                            |                            |                          |                          |                        | Contingency 3%          | \$6,116                |
|  |                      |                    |             |              |                            |                            |                          |                          |                        | Subtotal Priority 2     | \$202,723              |
| <b>ROADWAY MAINTENANCE PROJECTS- PRIORITY 3</b>  |                      |                    |             |              |                            |                            |                          |                          |                        |                         |                        |
| Cherokee   | Dunbrook Dr          | Shadowood Ln       | 1590        | 29           | Patching Overlay           | 72                         | 423                      | \$9,018                  | \$37,534               | -                       | \$46,551               |
| Brake Path                                       | Woodlawn Rd          | N Jackson St       | 2700        | 20           | Patching Overlay           | 84                         | 495                      | \$10,561                 | \$43,956               | -                       | \$54,517               |
| Willow Ln  | Old West Point Rd    | Bob White Ln       | 487         | 29           | Patching Overlay           | 22                         | 129                      | \$2,762                  | \$11,496               | -                       | \$14,258               |
| Coe St   | Highway 12           | Louisville Rd      | 1500        | 17           | Patching Overlay           | 40                         | 234                      | \$4,987                  | \$20,757               | -                       | \$25,744               |
| Curtis Dr  | Whitfield St         | Whitfield St       | 1140        | 23           | Patching Overlay           | 41                         | 240                      | \$5,128                  | \$21,343               | -                       | \$26,471               |
| Oxlake St  | Evergreen St         | Dead End           | 300         | 14           | Patching Overlay           | 7                          | 39                       | \$821                    | \$3,419                | -                       | \$4,240                |
| Forest Hill Dr                                   | Greenwood St         | Concrete Section   | 1030        | 19           | Patching Overlay           | 30                         | 179                      | \$3,827                  | \$15,930               | -                       | \$19,757               |
| Green St   | S. Montgomery St     | Russell St         | 600         | 19           | Patching Overlay           | 24                         | 139                      | \$3,073                  | \$12,703               | -                       | \$15,776               |
| Herbert St                                       | College View         | Dead End           | 480         | 14           | Patching Overlay           | 10                         | 62                       | \$1,314                  | \$5,420                | -                       | \$6,734                |
| Herbert St                                       | Highway 182          | College View       | 300         | 22           | Patching Overlay           | 31                         | 182                      | \$3,872                  | \$16,117               | -                       | \$19,989               |
| Jamison St                                       | University Dr        | Russell St         | 1,393       | 20           | Patching Overlay           | 43                         | 255                      | \$5,448                  | \$22,078               | -                       | \$27,526               |
| Lumbus Dr  | Marshall St          | Jamison St         | 850         | 24           | Patching Overlay           | 32                         | 187                      | \$3,960                  | \$16,606               | -                       | \$20,566               |
| Maple Dr   | Ponderosa Dr         | End                | 1050        | 27           | Patching Overlay           | 44                         | 260                      | \$5,544                  | \$23,077               | -                       | \$28,621               |
| McArthur Dr                                      | Stark Rd             | Spruce Ln          | 1,386       | 29           | Patching Overlay           | 63                         | 368                      | \$7,861                  | \$32,718               | -                       | \$40,579               |
| Miley Dr   | Industrial Park Rd   | Airport Rd         | 2,074       | 24           | Patching Overlay, Striping | 96                         | 566                      | \$12,081                 | \$50,286               | \$12,088                | \$74,454               |
| N. Nash St                                       | Hwy 82               | College View       | 712         | 26           | Patching Overlay           | 29                         | 170                      | \$3,620                  | \$15,069               | -                       | \$18,689               |
| N. Washington St                                 | Curry St             | Hwy 82             | 1000        | 30           | Patching Overlay, Striping | 47                         | 275                      | \$5,857                  | \$24,420               | \$4,735                 | \$35,012               |
| Northgate Dr                                     | Old West Point Rd    | Door Overlay       | 1,200       | 26           | Patching Overlay           | 49                         | 286                      | \$6,102                  | \$25,297               | -                       | \$31,399               |
| Northgate Dr                                     | Northgate Dr         | Northgate Dr       | 2,525       | 28           | Patching Overlay           | 110                        | 648                      | \$13,826                 | \$57,660               | -                       | \$71,486               |
| Old West Point Rd                                | Road St              | Woodcrest Dr #2007 | 3100        | 24           | Patching Overlay, Striping | 116                        | 682                      | \$14,560                 | \$60,567               | \$14,878                | \$89,999               |
| Prospect Pl                                      | College View Dr      | College View Dr    | 1140        | 12           | Patching Overlay           | 21                         | 125                      | \$2,675                  | \$11,136               | -                       | \$13,811               |
| Riley Hood Rd                                    | Norfolk Park Rd      | Sherwood Rd        | 1076        | 28           | Patching Overlay           | 47                         | 277                      | \$5,903                  | \$24,070               | -                       | \$30,973               |
| S. Pinrose Ln                                    | Greenbrae            | Cul-de-sac         | 443         | 27           | Patching Overlay           | 19                         | 110                      | \$2,339                  | \$9,736                | -                       | \$12,075               |
| Mindover Ln                                      | Marwick              | Cul-de-sac         | 720         | 29           | Patching Overlay           | 33                         | 191                      | \$4,083                  | \$16,996               | -                       | \$21,079               |
| Winterat   | Shadowood            | Dead End           | 962         | 27           | Patching Overlay           | 40                         | 236                      | \$5,080                  | \$21,143               | -                       | \$26,222               |
| Woodcrest  | Old West Point Rd    | Edgewood Dr        | 954         | 27           | Patching Overlay           | 40                         | 236                      | \$5,037                  | \$20,987               | -                       | \$26,024               |
| Woodlawn Rd                                      | Bonnie Rd            | Brake Path         | 2000        | 18           | Patching Overlay           | 56                         | 330                      | \$7,040                  | \$29,304               | -                       | \$36,344               |
| Yorkshire Rd                                     | Sherwood Rd          | Canterbury         | 1700        | 29           | Patching Overlay           | 77                         | 452                      | \$9,641                  | \$40,130               | -                       | \$49,771               |
| Mixing/Coating Asphalt                           |                      |                    | 26549       | Sa. Yd       |                            |                            |                          | -                        | -                      | -                       | \$31,718               |
| <b>Total</b>                                     |                      |                    | <b>6.76</b> | <b>miles</b> |                            |                            |                          |                          |                        |                         |                        |
| <b>Total Roadway Maintenance</b>                 |                      |                    |             |              |                            |                            |                          |                          |                        | <b>8.82</b>             | <b>miles</b>           |
|  |                      |                    |             |              |                            |                            |                          |                          |                        | Testing 1.5%            | \$13,324               |
|  |                      |                    |             |              |                            |                            |                          |                          |                        | Contingency 3%          | \$26,849               |
|  |                      |                    |             |              |                            |                            |                          |                          |                        | Subtotal Priority 3     | \$981,980              |
|  |                      |                    |             |              |                            |                            |                          |                          |                        | Mobilization            | \$12,500.00            |
|  |                      |                    |             |              |                            |                            |                          |                          |                        | Traffic Control         | \$14,900.00            |

**Total 2010 Street Improvement Est. Cost \$1,272,103**

| ROADWAY MAINTENANCE PROJECTS   |                |                   |        |       |  |    |     |         |          |   |                        |              |           |                   |     |    |  |  |  |       |         |   |         |             |            |            |     |    |                                       |    |     |         |          |   |          |
|--|----------------|-------------------|--------|-------|--|----|-----|---------|----------|---|------------------------|--------------|-----------|-------------------|-----|----|--|--|--|-------|---------|---|---------|-------------|------------|------------|-----|----|---------------------------------------|----|-----|---------|----------|---|----------|
| Street Project   | Project Limits |                   | Length | Width | Work Type                                  |    |     |         |          |   | Project Estimated Cost |              |           |                   |     |    |  |  |  |       |         |   |         |             |            |            |     |    |                                       |    |     |         |          |   |          |
|  | (from)         | (to)              |        |       |  |    |     |         |          |   |                        |              |           |                   |     |    |  |  |  |       |         |   |         |             |            |            |     |    |                                       |    |     |         |          |   |          |
| ADDITIONAL ROADS NOT INCLUDED IN 2010 STREET IMPROVEMENT PROGRAM   |                |                   |        |       |  |    |     |         |          |   |                        |              |           |                   |     |    |  |  |  |       |         |   |         |             |            |            |     |    |                                       |    |     |         |          |   |          |
| <table border="1"> <tr> <td>McKinley St.</td> <td>McKee St.</td> <td>location eastward</td> <td>300</td> <td>20</td> <td>Patching, Overlay***SCHOOL CONSTRUCTION***</td> <td></td> <td></td> <td>\$830</td> <td>\$4,884</td> <td>-</td> <td>\$5,714</td> </tr> <tr> <td>Spruell Pl.</td> <td>Spring St.</td> <td>Cul-de-sac</td> <td>660</td> <td>29</td> <td>Patching, Overlay***INFRASTRUCTURE***</td> <td>25</td> <td>149</td> <td>\$2,247</td> <td>\$13,219</td> <td>-</td> <td>\$15,554</td> </tr> </table> |                |                   |        |       |  |    |     |         |          |   |                        | McKinley St. | McKee St. | location eastward | 300 | 20 | Patching, Overlay***SCHOOL CONSTRUCTION*** |  |  | \$830 | \$4,884 | - | \$5,714 | Spruell Pl. | Spring St. | Cul-de-sac | 660 | 29 | Patching, Overlay***INFRASTRUCTURE*** | 25 | 149 | \$2,247 | \$13,219 | - | \$15,554 |
| McKinley St.   | McKee St.      | location eastward | 300    | 20    | Patching, Overlay***SCHOOL CONSTRUCTION*** |    |     | \$830   | \$4,884  | - | \$5,714                |              |           |                   |     |    |  |  |  |       |         |   |         |             |            |            |     |    |                                       |    |     |         |          |   |          |
| Spruell Pl.  | Spring St.     | Cul-de-sac        | 660    | 29    | Patching, Overlay***INFRASTRUCTURE***      | 25 | 149 | \$2,247 | \$13,219 | - | \$15,554               |              |           |                   |     |    |  |  |  |       |         |   |         |             |            |            |     |    |                                       |    |     |         |          |   |          |

9.

**APPROVAL TO EMPLOY TAWNIA SANDERS  
TO FILL THE POSITION OF ADMINISTRATIVE ASSISTANT  
TO THE MAYOR AND BOARD OF ALDERMEN**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously approved by the Board to approve the Official Agenda and to accept the Consent Items, whereby the "Approval to Employ Tawnya Sanders to Fill the Vacant Positions of Administrative Assistant to the Mayor and Board of Aldermen, Subject to a 1-year Probationary Period, at a Grade 9 Step 1 with an Annual Salary of \$27,008.51, or \$12.98 Per Hour" is enumerated, this consent item is thereby unanimously approved.

10.

**APPROVAL TO EMPLOY PHILLIP CHANCE  
TO FILL THE VACANT POSITION OF CERTIFIED FIREFIGHTER  
IN THE FIRE DEPARTMENT**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously approved by the Board to approve the Official Agenda and to accept the Consent Items, whereby the "Approval to Employ Phillip Chance to Fill the Vacant Position of Firefighter in the Fire Department, Subject to a 1-year Probationary Period, at a Grade 5 Step 2 with an Annual Salary of \$27,313.35, or \$9.13 Per Hour based on 2990 hours per year" is enumerated, this consent item is thereby unanimously approved.

11.

**APPROVAL TO EMPLOY REKKA TASHA CARTER  
TO FILL THE VACANT POSITION OF GENERAL CLERK/RECEPTIONIST  
IN THE STARKVILLE ELECTRIC DEPARTMENT**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously approved by the Board to approve the Official Agenda and to accept the Consent Items, whereby the "Approval to Employ Rekka Tasha Carter to Fill the Vacant Position of General Clerk/Receptionist in the Electric Department, Subject to a 1-year Probationary Period, at a Grade 6 Step 1 with an Annual Salary of \$20,291.89, or \$9.76 Per Hour" is enumerated, this consent item is thereby unanimously approved.

12.

**APPROVAL TO EXECUTE A CONTRACT WITH  
LUKE MCMAHEN FOR INDEPENDENT CONTRACTOR  
SERVICES TO PERFORM CONSTRUCTION INSPECTOR DUTIES  
ASSOCIATED WITH THE 2010 STREET AND DRAINAGE  
IMPROVEMENT PROGRAM**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously approved by the Board to approve the Official Agenda and to accept the Consent Items, whereby the "Approval to Execute a Contract with Luke McMahan for

Independent Contractor Services to Perform Construction Inspector Duties Associated with the 2010 Street and Drainage Improvement Program, with cost associated with this contract is not to exceed \$6,500.00 and duration of contract services expected to be 7 to 10 weeks" is enumerated; this consent item is thereby unanimously approved.

**Independent Contractor  
Construction Inspector  
City of Starkville  
2010 Street and Drainage Improvement Program**

Luke McMahan is a former inspector for Michael Baker, an international engineering firm, where he worked for 8 years. He has experience in all types of roadway and drainage projects including new highway construction, bridge and culvert construction, asphalt milling and overlay construction, highway widening, and interstate interchange projects. Mr. McMahan has not only worked on a variety of types of projects, but has experience working on different types of roadways including local roads, state and federal highways and interstates. Michael Baker performs the majority of the construction engineering and inspection services for Mississippi Department of Transportation projects. His experience with MDOT includes thorough knowledge of the reports, daily diaries, construction inspection estimates and other documentation necessary for roadway and drainage construction projects.

Mr. McMahan is currently studying Civil Engineering at Mississippi State and is expected to be completed in the fall of 2010.

It is recommended to employ Mr. McMahan on a contractual basis and compensate him at a rate of \$14.00/ Hour. This pay rate is appropriate for someone of his experience and knowledge. It is anticipated that his services will be needed for approximately 7-10 weeks depending on the contractor's schedule and weather.

This position will work in connection with the Capital Improvement Roadway and Drainage Projects. The duties of the position will include:

- Responsible for daily roadway and/or drainage inspection efforts on complex and/or diverse projects that require construction experience in a given discipline or trade.
- Must be proficient at reading and interpreting plans, specifications, and shop drawings.
- Perform field inspection of contractor's operations to see that they comply with contract documents.
- Prepare daily and weekly reports on work accomplished by contractor and review periodical pay estimates for accuracy with contractor.
- Prepare sketches and assemble data for Field Engineer's use in making changes to the project.
- Assure contractor performs according to plans and specifications.
- Keep diaries and make reports on work accomplished.
- Responsible for daily inspection efforts.
- Perform complicated mathematical calculations
- Possesses highest level of technical expertise; capable of addressing the most difficult and novel issues/problems.

**WITHIN THE WASTEWATER TREATMENT  
DIVISION OF THE PUBLIC SERVICES DEPARTMENT  
(OPERATOR 2)**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve the Official Agenda and to accept items for Consent, whereby the "Approval to Advertise to Fill a Vacant Position within the Wastewater Treatment Division of the Public Services Department (Operator 2)" is enumerated, this consent item is thereby unanimously approved.

14.

**APPROVAL TO ATTEND "DARE OFFICER TRAINING" IN  
INDIANOLA, MISSISSIPPI ON JUNE 1, 2010 TO JUNE 11, 2010  
FOR POLICE OFFICERS LAURA ROBERSON AND JULIUS GANDY**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve the Official Agenda and to accept items for Consent, whereby the "Approval to Attend Dare Officer Training in Indianola, Mississippi on June 1, 2010 to June 11, 2010 for Police Officers Laura Roberson and Julius Gandy" is enumerated, this consent item is thereby unanimously approved.

15.

**APPROVAL OF THE LOW QUOTE IN THE AMOUNT OF \$12,919.30  
SUBMITTED BY CENTRAL PIPE SUPPLY, INC. FOR PURCHASE OF WATER PIPE  
AND ACCESSORIES FOR THE GRETA LANE/MS HWY 25 PIPELINE**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve the Official Agenda and to accept items for Consent, whereby the "Approval of the Low Quote in the Amount of \$12,919.30, Submitted by Central Pipe Supply, Inc., for Purchase of Water Pipe and Accessories for the Greta Lane/MS Hwy 25 Pipeline" is enumerated, this consent item is thereby unanimously approved.

| <b>Vendor</b>               | <b>Central</b> | <b>Summit</b> | <b>HD Supply</b> | <b>Consolidated</b> | <b>Empire</b> |
|-----------------------------|----------------|---------------|------------------|---------------------|---------------|
| Base quote                  | \$15,499.94    | \$16,254.53   | \$16,102.19      | \$16,280.40         | \$16,654.00   |
| Subtract two 12" valves     | (\$1,970.64)   | (\$2,200.00)  | (\$2,049.66)     | (\$2,040.00)        | (\$2,050.00)  |
| Subtract one 6" MJxFL valve | (\$320.00)     | (\$330.26)    | (\$322.92)       | (\$395.00)          | (\$330.00)    |
| Subtract one 2" valve       | (\$150.00)     | (\$174.85)    | (\$151.11)       | (\$188.00)          | (\$156.00)    |
| Subtract one 12 x 6 Tee     | (\$140.00)     | (\$137.70)    | (\$162.00)       | (\$155.00)          | (\$153.00)    |
| Adjusted Quote              | \$12,919.30    | \$13,411.72   | \$13,416.50      | \$13,502.40         | \$13,965.00   |

16.

**APPROVAL TO ISSUE A NOTICE TO PROCEED TO STIDHAM CONSTRUCTION**

**THE LOWEST SOURCE OF SUPPLY BIDDER, WITH AN AMOUNT OF \$14,987.50,  
TO INSTALL A WATER LINE AND HYDRANTS ALONG  
GRETA LANE TO MS HWY 25**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve the Official Agenda and to accept items for Consent, whereby the "Approval to Issue a Notice to Proceed to Stidham Construction, the Lowest Source-of-Supply Bidder, with an amount of \$14,987.50, to Install a Water Line and Hydrants along Greta Lane to MS Hwy 25" is enumerated, this consent item is thereby unanimously approved.

**17.**

**APPROVAL TO ACCEPT THE SOLE BID  
FROM STARKVILLE RECYCLING FOR 50 SURPLUS  
CONTAINERS IN THE AMOUNT OF \$.14 PER POUND (.14/LB)  
FOR 36 -6 YARD CONTAINERS AND \$.15 PER POUND (.15/LB)  
FOR 14 - 8 YARD CONTAINERS  
TOTAL REVENUE AMOUNT IS \$5,775.00**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve the Official Agenda and to accept items for Consent, whereby the "Approval to Accept the Sole Bid from Starkville Recycling for 50 Surplus Refuse Containers in the Amount of \$.14 per pound (.14/lb) for Thirty-six 6-yard Containers and \$.15 per pound (.15/lb) for Fourteen 8-yard Containers with the Total Revenue Amount being \$5,775.00" is enumerated, this consent item is thereby unanimously approved.

**END OF CONSENT ITEMS**

**18.**

**A MOTION TO APPROVE MINUTES OF THE  
FEBRUARY 16, 2010 RECESS MEETING OF THE  
MAYOR AND BOARD OF ALDERMEN BASED ON  
THE CITY CLERK'S REPRESENTATION**

There came for consideration the matter of approving the minutes of the February 16, 2010 recess meeting of the Mayor and Board of Aldermen. After discussion, and

upon the motion of Alderman Roy A'. Perkins, duly seconded by Alderman Richard Corey to approve the minutes of the February 16, 2010 recess meeting of the Mayor and Board of Aldermen based on the City Clerk's representation, the Board unanimously voted to approve the motion.

**19.**

**A MOTION TO APPROVE MINUTES OF THE  
MARCH 16, 2010 RECESS MEETING OF THE**

## **MAYOR AND BOARD OF ALDERMEN BASE ON THE CITY CLERK'S REPRESENTATION**

There came for consideration the matter of approving the minutes of the March 16, 2010 recess meeting of the Mayor and Board of Aldermen. After discussion, and

upon the motion of Alderman Roy A'. Perkins, duly seconded by Alderman Henry Vaughn, to approve the minutes of the March 16, 2010 recess meeting of the Mayor and Board of Aldermen based on the City Clerk's representation, the Board unanimously voted to approve the motion.

### **MAYOR & BOARD COMMENTS**

**Mayor Parker Wiseman** informed the citizens that the Starkville Electric Department will be replacing transformers on May 5, June 5, July 10, and August 7, 2010, causing power outages from 3 a.m. to 5 a.m. on said dates.

**Alderman Ben Carver** presented a certificate to Fire Chief Roger Mann in recognition of the diligence, dedication and hard work of the Starkville Fire Department in recent months.

### **CITIZEN COMMENTS**

**Mr. Alvin Turner** of Ward 7 reported that the citizens do not understand why the Carver Drive ditch situation has not been addressed by the NAACP. He also stated that the traffic light on Main St., Family Dollar Store and Brewski's hold to long. Lastly, Mr. Turner suggested that the city work with churches regarding their signs.

**Ms. Margaret Jordan** stood in support of Rev. Lee E. Brand, Jr.'s consideration for appointment to the Starkville School Board position. Ms. Jordan submitted numerous petitions signed by concerned citizens of the Starkville School District, supporting Rev. Lee E. Brand, Jr. to fill the vacant position on the Starkville School Board.

**Ms. Daisy McDowell** addressed the Board regarding the Carver Drive ditch. She stated that sewage is running through the ditch, and that the stench is awful. She pleaded and begged with the Board to pipe and cover the ditch.

### **PUBLIC APPEARANCES**

**DAN MORELAND**, Chairman of the Starkville Park Commission and Matthew Rye, Director of Starkville Parks, presented the Starkville Park Commission Quarterly Report to the Mayor and Board of Aldermen as required by Section 21-37-37 of the Mississippi Code of 1972, annotated.

**Jon Maynard** of the Greater Starkville Development Partnership (GSDP) provided information to the Mayor and Board of Aldermen on the advantages of the Growth and

Prosperity (GAP) program for the City. The State of Mississippi has listed Oktibbeha County as a Gap eligible community because 30 percent of our population is below the poverty line, mainly derived from the student population.

**Bobby Grimes**, retired State Narcotics Agent, outlined the proposed Golden Triangle Multi-Jurisdictional Task Force, to include, Starkville, Columbus, and West Point Police Departments; and Oktibbeha, Lowndes, and Clay Counties Sherriff Departments.

**PUBLIC HEARING**

**PUBLIC HEARING (2nd) ON AN ORDINANCE TO CREATE AN HISTORIC PRESERVATION COMMISSION**

Alderman Richard Corey introduced the Proposed Ordinance to Create an Historic Preservation Commission.

Citizen Speaking on the Proposed Ordinance

| FOR ORDINANCE  | AGAINST ORDINANCE | GENERAL COMMENT |
|----------------|-------------------|-----------------|
| Michelle Jones |                   | Mark Duncan     |
| Mary Lee Beal  |                   | Bethany Stitch  |
|                |                   |                 |

After comments and questions by the Board of Aldermen, the Mayor ended the Public Hearing on the Proposed Create an Historic Preservation Commission.

20.

**A MOTION TO APPROVE RENAMING  
THE MAYOR'S BEAUTIFICATION COMMITTEE  
TO THE CITY OF STARKVILLE BEAUTIFICATION COMMITTEE,  
ADOPTING THE PURPOSE, STRUCTURE AND BYLAWS  
AND CONFIRMING THE APPOINTEES OF MEMBERSHIP AS ATTACHED  
IN ADDITION TO THE ORIGINAL MEMBERS OF THE COMMITTEE.**

There came for consideration the matter of the Mayor's Beautification Committee name change to the City of Starkville Beautification Committee with the adoption of the Bylaws, Purpose and Structure and confirming appointments. After discussion, and

upon the motion of Alderman Roy A'. Perkins, duly seconded by Alderman Richard Corey to rename the Mayor's Beautification Committee to the City of Starkville Beautification Committee, adopting the Purpose Structure and Bylaws and Confirming the Appointees of Membership as attached in addition to the Original Members of the Committee, the Board voted unanimously in favor of the motion.



# THE CITY OF STARKVILLE

CITY HALL, LAMPKIN STREET  
STARKVILLE, MISSISSIPPI 39759

**05-04-10**

## **Beautification Committee**

### **STRUCTURE**

The Beautification Committee is formed as an advisory committee to the Board of Aldermen. The composition of the Beautification Committee shall be made up of a minimum of seven (7) resident citizen members, with an attempt to have at least one representative from each of the wards. The membership will consist of members with identified areas of expertise that will best inure to the benefit of the City of Starkville through their participation in projects and plans of action. The Beautification Committee shall designate a chairman and shall create its own rules for the conduct, frequency and other matters related to its meetings.

There shall be a Board of Alderman liaison who shall be appointed by the Board of Aldermen and a City of Starkville staff liaison from the Code Enforcement division of the Building, Codes and Planning Department to assist the committee as appropriate in achieving its purpose and goals.

### **TERM IN OFFICE**

The City of Starkville deems this committee to be a standing committee. The terms of office shall be for a period of four (4) years with the effective dates of service to begin on May 1, 2010 and run in four year intervals until the Board of Aldermen determine otherwise.

### **RULES**

The Beautification Committee shall keep minutes in accordance with the requirements of the open meetings and open records act and shall make their meetings accessible and available to the public. They shall report quarterly to the Board any matter of importance and issues of interest to the Board for their consideration.

### **PURPOSE AND GOALS**

#### **Purpose:**

The City of Starkville Beautification Committee is formed to act as an advisory body to the Board of Aldermen for the purpose of:

- 1) Assessing the current status of the City's attractive quotient
- 2) Coordinating with other committee and community groups to facilitate the aspects of the city
- 3) Coordinating with appropriate entities to obtain grants and procure sources of funds for projects that would increase the beautification of the City.
- 4) Reporting to the Board of Aldermen on a quarterly basis the status of the recycling program and any successes, projects, improvements, impediments or any matter of importance to the goals and objectives of the program

- 5) Coordinating with the Code Enforcement Division of the Building, Codes and Planning Department for identifying areas within the city needing to be targeted for heightened code enforcement.

**Goals:**

- 1) To assist City staff in the location of areas of need and emphasis for additional and improved service areas
- 2) To improve the quality of life by enhancing the public areas and curb appeal of all of the city's public areas, residential neighborhoods and business corridors
- 3) To implement a litter control program as a city service throughout the community
- 4) To enhance the arts in public areas through grants, donations and public participation

**NOTE:**

**The Board tentatively set the bus tour and strategic planning session for Saturday, May 15, 2010 from 8:00 a.m. to 12:00 noon.**

**21.**

**A MOTION TO APPROVE THE NECESSARY ENGINEERING,  
DESIGN AND EMERGENCY REPAIR TO THE BRIDGE  
ON OLD WEST POINT ROAD IN AN AMOUNT  
NOT TO EXCEED \$70,000 FINDING AS FACT  
THAT IT IS NECESSARY TO ENSURE THE HEALTH  
SAFETY AND WELFARE OF THE CITIZENS OF STARKVILLE**

There came for consideration the matter necessitating engineering, design and construction work for an emergency repair to a bridge on Old West Point Road, caused by recent storms, at a cost not to exceed \$70,000.

upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, to approve the necessary Engineering, Design and Emergency Repair to a Bridge on Old West Point Road Finding as Fact that it is necessary to ensure the Health, Safety, and Welfare of the Citizens of Starkville, with cost not to exceed \$70,000, the Board unanimously voted to approve the motion.

**NOTE :**

**Alderman Henry Vaughn, Sr., and Alderman Jeremiah Dumas recused themselves at this point.**

**The Board interviewed three (3) candidates for the Starkville School Board position: Dr. Erica Akins, Rev. Lee E. Brand, Jr., and Dr. Raj Shaunak.**

**22.**

**A MOTION TO APPOINT DR. ERICA M. AKINS TO**

**THE STARKVILLE SCHOOL BOARD  
FOR THE TERM BEGINNING MARCH 2010 ENDING MARCH 2015  
IN ACCORDANCE WITH SECTION 37-7-201-3 OF THE  
MISSISSIPPI CODE OF 1972, ANNOTATED**

There came for consideration the matter of the Starkville School Board appointment. After discussion, and

upon the motion of Alderman Ben Carver, to appoint Dr. Erica Akins to the Starkville School Board, having failed to receive a second the Mayor declared the motion failed.

**23.**

**A MOTION TO APPOINT REV. LEE BRAND  
TO THE STARKVILLE SCHOOL BOARD  
FOR THE TERM BEGINNING MARCH 2010 ENDING MARCH 2015  
IN ACCORDANCE WITH SECTION 37-7-201-3 OF THE  
MISSISSIPPI CODE OF 1972, ANNOTATED**

There came for consideration the matter of the Starkville School Board appointment. After discussion, and

upon the motion of Alderman Eric Parker, duly seconded by Alderman Roy A'. Perkins, to appoint Rev. Lee Brand to the Starkville School Board for the term ending March 2015, in accordance with section 37-7-201-3 of the Mississippi Code of 1972, annotated the Board voted as follow:

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

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

**NOTE:**

**Ms. Lynn Spruill**, Chief Administrative Officer for the City of Starkville, reported findings and actions initiated regarding the traffic on Bluefield Road. City of Starkville Traffic Engineer, Police Chief David Lindley will relocate speed limit signs, and increase the level of law enforcement and Electric Department General Manager Ed Hattaway is coordinating through 4-County EPA for additional street lights for Bluefield Road.

24.

**A MOTION TO APPROVE THE CREATION OF A  
TREE ADVISORY BOARD WITH RULES, STRUCTURE AND  
APPOINTMENT OF MEMBERSHIP AS OUTLINED  
IN THE ENABLING DOCUMENT**

There came for consideration the matter of the matter of creating a Tree Advisory Board, After discussion, and

upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Richard Corey, to approve the creation of a Tree Advisory Board with Rules, Structure and Appointment of Membership as outlined in the Enabling Document, the Board unanimously voted in favor of the motion.



**THE CITY OF STARKVILLE**

CITY HALL, LAMPKIN STREET  
STARKVILLE, MISSISSIPPI 39759

**05-04-10**

**City of Starkville Tree Advisory Board**

**STRUCTURE**

The Tree Advisory Board is formed as an advisory committee to the Board of Aldermen. The Tree Advisory Board shall be made up of area urban and community tree experts who will assist the City as needed on a voluntary basis. The Tree Board shall designate a chairperson who will serve as the contact point for such matters as the conduct, frequency and other matters related to its meetings.

There shall be a Board of Alderman liaison who shall be appointed by the Board of Aldermen and a City of Starkville staff liaison from the Landscape Division of the Public Works Department to assist the Tree Advisory Board as appropriate in achieving its purpose and goals.

Membership will whenever possible include the following areas of expertise:

- ISA Certified Arborist
- GIS Specialist
- Landscape Architect
- Master Gardener/Garden Club
- Mississippi Urban Forestry Council (MUFC) Representative
- Plant Ecology Expert
- Tree and Landscape Ordinance Specialist
- Horticulture Expert
- Wildlife Ecology Expert

**TERMIN OFFICE**

The City of Starkville deems the Tree Advisory Board to be an external standing committee. The terms of office shall be for a period of four (4) years with the effective dates of service to begin on May 1, 2010 and run in four year intervals until the Board of Aldermen

determine otherwise. Vacancies occurring during the term of office shall be filled through the process of advertising for letters of interest indicating the requirements and skills for the vacant position. The method of reappointing the members to the Tree Advisory Board will be subject to the appointment process utilized by the Board of Aldermen with the advertising for letters of interest to indicate the attributes of the candidates best considered as necessary for such advisory board activities and projects.

**RULES**

The Tree Board shall keep minutes in accordance with the requirements of the open meetings and open records act and shall make their meetings accessible and available to the public. They shall report to the Board of Aldermen on an as needed basis on any matters of importance and issues of interest.

**PURPOSE AND GOALS**

**Purpose:**

The City of Starkville Tree Board is formed to act as an advisory body to the Board of Aldermen for the purpose of:

- 1) Assisting city employees on landscape and horticulture practices and developing recommended plant lists;
- 2) Coordinating with other City of Starkville committees and community groups to facilitate the aspects of the City relating to trees and horticulture activities
- 3) Coordinating with appropriate entities to obtain grants and procure sources of funds for projects that would increase the treescape and overall beautification of the City.
- 4) Coordinating events and opportunities with the Mississippi Urban Forest Council (MUFC)
- 5) Recommending action to promote the overall tree health and urban forestry for the City of Starkville
- 6) Providing guidance as needed to City staff during the development and site plan review process for proposed projects within the City.

**Goals:**

- 5) To assist City staff in the location of areas of need and emphasis for additional landscape and treescape opportunities
- 6) To improve the quality of life by enhancing public areas and curb appeal of all of the City’s public areas, residential neighborhoods and business corridors through the development and coordination of horticulture and tree plantings
- 7) To participate in the long range planning for the development of areas of green space throughout the City

| <b>TREE ADVISORY BOARD SLOT</b>                                | <b>TREE ADVISORY BOARD MEMBER</b> |
|--|-----------------------------------|
| ISA(International Society of Arboriculture) Certified Arborist | Pam Collins                       |
| GIS(Geographic Information System) Specialist                  | Wayne Wilkerson                   |
| Landscape Architect  | Brian Templeton                   |
| Master Gardner/Garden Club                                     | TBA                               |
| MUFC(Mississippi Urban Forest Council) Representative          | Stephen C. Grado                  |
| Plant Ecology  | Robert Brzuszek                   |
| Tree and Landscape Ordinance Specialist                        | Chris Campany                     |
| Horticulture Expert  | Richard Harkess                   |
| Wildlife Ecology Expert  | TBA                               |

25.

**A MOTION TO APPOINT MILO BURNHAM TO THE STARKVILLE  
BOARD OF ADJUSTMENTS AND APPEALS FOR THE POSITION  
FOR THE WARD 2 TERM 2010 - 2015**

There came for consideration the matter filling a vacant position on the Board of Adjustments and Appeals. After discussion, and

upon the motion of Alderman Sandra Sistrunk, duly seconded by Alderman Ben Carver, to appoint Milo Burnham to the Board of Adjustments and Appeals for the vacant seat in Ward 2, term 2010 - 2015 position, the Board voted unanimously to approve the motion.

26.

**A MOTION TO APPOINT BETH ANNE ELLZEY  
AND WHITNEY HILTON TO THE STARKVILLE  
COMMISSION ON DISABILITY, TERM 2010 - 2014**

There came for consideration the matter of filling vacant positions on the Commission on Disability with terms being 2010 - 2014. After discussion, and

upon the motion of Alderman Sandra Sistrunk, duly seconded by Alderman Ben Carver, to appoint Beth Anne Ellzey and Whitney Hilton to the Commission on Disability with terms 2010 - 2014, the Board voted unanimously to approve the motion.

27.

**A MOTION TO RE-APPOINT CHRIS TAYLOR TO THE  
STARKVILLE PARK COMMISSION,  
TERM 2010 - 2017**

There came for consideration the matter of filling vacant positions on the Starkville Park Commission with terms being July 1, 2010 – June 30, 2014. After discussion, and

upon the motion of Alderman Sandra Sistrunk, duly seconded by Alderman Ben Carver, to appoint Chris Taylor to the Starkville Park Commission with a term of July 1, 2010 – June 30, 2017, the Board voted unanimously to approve the motion.

28.

**A MOTION TO APPROVE MODIFICATIONS TO THE  
PUBLIC APPEARANCES POLICY AND TO  
ADD PUBLIC HEARINGS TO THE POLICY TO LIMIT  
SAID AGENDA ITEMS PER ANY ONE BOARD MEETING**

There came for consideration the matter of amending the Public Appearance Policy to reflect a maximum of two Public Appearances and two Public Hearings per any Board Meeting. After discussion, and

upon the motion of alderman Roy A'. Perkins, duly seconded by Alderman Henry Vaughn, Sr., to approve the modifications to the Public Appearances Policy and to add Public Hearings to the Policy limiting the number of Public Hearings and Public Appearances per any one Board Meeting to two (2) each. The Board voted as follow:

|                            |                   |
|----------------------------|-------------------|
| 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>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.

**May 4, 2010**

**Board Policy for Public Appearances and Public Hearings  
At City of Starkville Board meetings**

In accordance with the ability and authority of the Board of Aldermen of the City of Starkville to adopt procedures and policies to more effectively and efficiently manage its operation, the Board of Aldermen find that it is in the best interest of the City of Starkville to ~~maintain~~ adopt a policy regarding the management, ~~timing and procedure~~ of its meetings through the use of a policy regarding the number of public appearances and public hearings conducted at any one meeting.

Said policy is intended to reduce redundancy and enhance the quality of the presentations authorized under the heading of Public Appearances as it appears on the official city agendas. Said policy is likewise intended to provide optimum time for consideration of comments and issues that are presented during the board meeting regarding any matter that is the subject of a public hearing. Such a policy is designed not to overburden the process and allow thoughtful deliberation of all matters involving input from the public coming before the Board of Aldermen.

Every effort will be made to limit the number of public hearings considered under the agenda heading of public hearings on any one board agenda to a maximum of two (2). Said public hearings on ordinances will be held on a schedule that will allow for an orderly process in accordance with the resolution adopted August 19, 2008. for the passage and publication of ordinances.

The maximum number of public appearances that will be scheduled for a regular or recess board meeting will be two (2). Unless it is determined through the Office of the Mayor that the public appearance request rises to the level of a matter that requires immediate attention and action by the Board of Aldermen, the submissions will be placed on the next agenda in the order in which they were received. This policy in no way denies a member of the Board of Aldermen from sponsoring a public appearance on a topic of significance to the requesting member.

The requirements of this policy will be that each presenter:

- 1) Provide the request to make a public appearance to the office of the Mayor no later than the Wednesday @ noon prior to the upcoming Board meeting;
- 2) The request should provide the subject matter, the purpose, and who is making the presentation pursuant to the public appearance request;
- 3) Each request will need to be accompanied by twelve (12) ~~fifteen (15)~~ copies of any necessary supporting documentation (this documentation will be included in the packets provided to the Board members);
- 4) Any presentation should not exceed 10 minutes and should include no more than three (3) presenters, and;
- 5) Any presentation that requires special equipment to support the presentation must be provided by the presenting party.

The Board of Aldermen for the City of Starkville finding that the foregoing effects the most efficient operation of the Board meetings while allowing full and fair opportunity for a hearing on relevant issues hereby adopts the policy effective as of the 4<sup>th</sup> of May, 2010.

29.

**A MOTION TO APPROVE REGISTRATION AND ATTENDANCE  
FOR THE MAYOR AND BOARD OF ALDERMEN, THE CITY CLERK,  
AND THE CHIEF ADMINISTRATIVE OFFICER TO THE MISSISSIPPI  
MUNICIPAL LEAGUE CONFERENCE HELD IN BILOXI, MISSISSIPPI  
FROM JUNE 27, 2010 TO JULY 1, 2010 WITH ADVANCEMENT OF  
AUTHORIZED PER DIEM AS IS NECESSARY AND PROPER**

There came for consideration the matter of attendance at the Mississippi Municipal League Conference in Biloxi, Mississippi, on June 27 through July 1, 2010, for the Mayor and Board of Aldermen, the City Clerk and the Chief Administrative Officer. After discussion, and

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr. approving the registration and Attendance to the Mississippi Municipal League Conference in Biloxi, Mississippi on June 27, 2010 through July 1, 2010, for the Mayor and Board of Aldermen, the City Clerk, and the Chief Administrative Officer with authorized per diem advanced, the Board unanimously voted to approve the motion.

30.

**A MOTION TO APPROVE IN-KIND SERVICES  
ESTIMATED TO COST \$1,811.68 FOR  
DRAINAGE IMPROVEMENT WORK ON THE  
GEORGE M. BRYAN FIELD**

There came for consideration the matter of drainage improvement work needed at the George M. Bryan Field Airport to be provided by Public Services as “in-kind” service at an estimated cost of \$1,811.68.

Upon the motion of Alderman Roy A’. Perkins, duly seconded by Alderman Richard Corey to approve “In-Kind” service to be provided by the City of Starkville’s Public Services Department for drainage work at the George M. Bryan Field Airport at an Estimated Cost of \$1,811.68, the Board voted its unanimous approval.

31.

**A MOTION TO APPROVE CLAIMS  
FOR THE FIRE DEPARTMENT FOR THE  
PERIOD ENDING APRIL 30, 2010**

There came for consideration the matter of approving claims submitted by the City of Starkville's Fire Department. After discussion, and

upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Sandra Sistrunk, to approve the Fire Department Claims for the period ending April 30, 2010, the Board vote as follow:

|                            |                       |
|----------------------------|-----------------------|
| 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 passed.

FIRE DEPARTMENT CLAIMS  
PERIOD ENDING APRIL 30, 2010  
DOCKET #05-04-10-A

|                 |              |                     |
|-----------------|--------------|---------------------|
| FIRE FUND       | 001          | \$26,120.77         |
| RESTRICTED FIRE | 003          | 1,330.00            |
| FIRE STATION #5 | 306          | 210,550.99          |
|                 |              |                     |
|                 | <b>TOTAL</b> | <b>\$238,001.76</b> |

32.

**A MOTION TO APPROVE THE TENNESSEE VALLEY AUTHORITY (TVA)  
RATE CHANGE AGREEMENT WITH AN EFFECTIVE DATE OF OCTOBER 1, 2010  
AND AUTHORIZE MAYOR TO EXECUTE DOCUMENT**

There came for consideration the matter of a Rate Change Agreement between The City of Starkville and Tennessee Valley Authority (TVA) with said agreement to have an effective date of October 1, 2010. After discussion, and

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Richard Corey, and unanimously adopted by the Board to approve the Tennessee Valley Authority (TVA)

Rate Change Agreement, with an Effective Date of October 1, 2010, and Authorization for the Mayor to Execute the same.

**AGREEMENT Between CITY OF  
STARKVILLE, MISSISSIPPI And  
TENNESSEE VALLEY AUTHORITY**

Effective Date: October 1, 2010 TV-48326A, Supp. No. \_\_\_

. THIS AGREEMENT, made and entered into between CITY OF STARKVILLE, MISSISSIPPI (Distributor), a municipal corporation created and existing under and by virtue of the laws of the State of Mississippi, and TENNESSEE VALLEY AUTHORITY (TVA), a corporation created and existing under and by virtue of the Tennessee Valley Authority Act of 1933, as amended (TVA Act);

WHEREAS, TVA and Distributor have entered into a contract dated February 8, 1978, as amended (Power Contract), under which Distributor purchases its entire requirements for electric power and energy from TVA for resale; and

WHEREAS, the parties wish to amend the Power Contract in the respects necessary to place into effect changed wholesale and resale schedules and in certain other respects;

NOW, THEREFORE, for and in consideration of the premises and of the mutual agreements set forth below, and subject to the TVA Act, the parties mutually agree as follows:

**SECTION 1 -WHOLESALE RATE SCHEDULE SUBSTITUTION**

1.1 Implementation of Time-Of-Use Wholesale Rate. The Schedule of Rates and Charges attached to and made a part of the Power Contract contains a wholesale rate schedule (Existing Wholesale Schedule). A substitute wholesale schedule, designated Schedule WS-TOU (Changed Wholesale Schedule WS-TaU), dated October 2010, is attached hereto. The Existing Wholesale Schedule shall remain in full force and effect for all bills rendered from wholesale meter readings scheduled to be taken before October 2, 2010, and the Changed Wholesale Schedule shall become effective in accordance with the provisions thereof for all bills rendered from wholesale meter readings scheduled to be taken on and after October 2, 2010. Commencing with the first application of the Changed Wholesale Schedule WS-TOU, all references in the Power Contract to the Existing Wholesale Schedule shall be deemed to refer to the Changed Wholesale Schedule WS-TOU.

## 1.2 Demand and Energy Wholesale Rate Option Available Until October 2012.

1.2.1 Schedules WS-DE and WS-DE Modified. An optional wholesale schedule, designated as Schedule WS-DE (Optional Wholesale Schedule WS-DE), dated October 2010-October 2012, is attached hereto. As used in 1.2.3 below, "Optional Wholesale Schedule WS-DE Modified" shall mean a modified version of said attached optional schedule in which the Standard Service energy charges of the schedule are replaced by the Standard Service energy charges of Changed Wholesale Schedule WS-TOU (but not including the Standard Service TOU Amounts).

1.2.2 Initial Option to Elect Schedule WS-DE. Notwithstanding 1.1 above, by providing written notice to TVA no later than May 31, 2010, Distributor may elect to put into place Optional Wholesale Schedule WS-DE. In such case, the Optional Wholesale Schedule WS-DE shall become effective in accordance with the provisions thereof for all bills rendered from wholesale meter readings scheduled to be taken on and after October 2, 2010.

1.2.3 Subsequent Election of Schedule WS-DE Modified. After October 2, 2010, Distributor may elect Optional Wholesale Schedule WS-DE Modified by providing at least 45 days' written notice for said Schedule WS-DE Modified to become effective for all bills rendered from wholesale meter readings scheduled to be taken on or after the second day of a month specified in such notice.

1.2.4 Term of Optional Schedule Election. If an optional schedule is elected and put into effect under 1.2.2 or 1.2.3 above, said elected optional schedule will remain in effect for all bills rendered from wholesale meter readings scheduled to be taken before October 2, 2012; provided, however, that Distributor may cancel that election upon at least 45 days' written notice to TVA to become effective for all bills rendered from wholesale meter readings scheduled to be taken *ON* or after the second day of a month specified in such notice. During the period when such an optional schedule is in effect, all references in the Power Contract to the Existing Wholesale Schedule shall be deemed to refer to such optional schedule. Changed Wholesale Schedule WS-TOU shall become effective as provided in 1.1 above for all bills rendered from wholesale meter readings scheduled to be taken on and after the earlier of

(a) the second day of a month specified in any cancellation notice given under the proviso to the first sentence of this subsection 1.2.4 or (b) October 2, 2012.

## **SECTION 2 -RESALE RATE SCHEDULE SUBSTITUTION**

2.1 Changed Resale Schedules. The Schedule of Rates and Charges attached to and made a part of the Power Contract contains various resale rate schedules (Existing Resale Schedules). Substitute resale schedules, designated Schedules RS, GSA, GSB, GSC, GSD, TRS, TGSA, TDGSA, TDMSA, LS, MSB, MSC, MSD, SGSB, SGSC, SGSD, SMSB, SMSC, and SMSD (Changed Resale Schedules), all dated October 2010, are attached to this agreement. The Power Cost Adjustment (PCA) Rider attached to this agreement shall be included with and deemed to be a part of all of Distributor's resale rate schedules except for Schedules TDGSA, TDMSA, GSB, MSB, SGSB, SMSB, GSC, MSC, SGSC, SMSC,

GSD, MSD, SGSD, or SMSD if the charges set out in the TOU Service subsection or the Seasonal Demand and Energy subsection of the wholesale schedule apply to the portion of the power and energy so resold by Distributor each month under said Schedules; provided, however, that in no event shall the PCA Rider apply to Schedules GSD, MSD, SGSD, or SMSD.

**2.2 Resale Effective Date.** The Existing Resale Schedules shall remain in full force and effect for all bills rendered from resale meter readings taken for revenue months of Distributor prior to Distributor's October 2010 revenue month, and the respective Changed Resale Schedules shall become effective in accordance with the provisions thereof for all bills rendered from resale meter readings taken for revenue months of Distributor beginning with the October 2010 revenue month. Beginning with Distributor's October 2010 revenue month, Distributor shall provide electric service to all customers at and in accordance with the rates, charges, and provisions of the appropriate Changed Resale Schedule and the provisions of the Power Contract as supplemented and amended by this agreement.

The table below lists the Existing Resale Schedules and the corresponding Changed Resale Schedules that will replace each one of them in accordance with this section 2.

| Existing Resale Schedule<br>(Where applicable) |                | Changed Resale Schedule                    |
|--|----------------|--|
| RS   | corresponds to | RS   |
| GSA  | corresponds to | GSA  |
| GSA, Part 3                                    | corresponds to | TDGSA or TDMSA if SIC qualified (optional) |
| GSB  | corresponds to | GSB  |
| GSB  | corresponds to | SGSB (optional)                            |
| GSC  | corresponds to | GSC  |
| GSC  | corresponds to | SGSC (optional)                            |
| GSD  | corresponds to | GSD  |
| GSD  | corresponds to | SGSD (optional)                            |
| MSB  | corresponds to | MSB  |
| MSB  | corresponds to | SMSB (optional)                            |
| MSC  | corresponds to | MSC  |
| MSC  | corresponds to | SMSC (optional)                            |
| MSD  | corresponds to | MSD  |
| MSD  | corresponds to | SMSD (optional)                            |
| TRS  | corresponds to | TRS  |
| TGSA   | corresponds to | TGSA                                       |
| TGSA, Part 3                                   | corresponds to | TDGSA or TDMSA if SIC qualified (optional) |
| TGSB   | corresponds to | GSB  |
| TGSC   | corresponds to | GSC  |
| TGSD   | corresponds to | GSD  |
| TMSB   | corresponds to | MSB  |
| TMSC   | corresponds to | MSC  |
| TMSD   | corresponds to | MSD  |
| LS   | corresponds to | LS   |

|       |                |   |
|-------|----------------|---|
| TDGSB | corresponds to | TDGSA (optional for customers with contract demands greater than 1,000 kW but not more than 5,000 kW) |
| TDGSB | corresponds to | GSB   |
| TDGSC | corresponds to | GSC   |
| TDGSD | corresponds to | GSD   |
| TDMSB | corresponds to | TDMSA (optional for customers with contract demands greater than 1,000 kW but not more than 5,000 kW) |
| TDMSB | corresponds to | MSB   |
| TDMSC | corresponds to | MSC   |
| TDMSD | corresponds to | MSD   |

### **SECTION 3 - SMALL MANUFACTURING CREDITS**

3.1 Previous Agreement. It is expressly recognized that certain manufacturing credits (Small Manufacturing Credits) are provided for under the agreement numbered TV-48326A, Supp. No. 47, and dated October 1, 2003, as amended (Manufacturing Credit Agreement). Notwithstanding the rate change reflected in this agreement, the Manufacturing Credit Agreement shall continue in effect and shall be deemed amended as provided below in this section 3.

3.2 Changed Resale Schedules. Beginning with Distributor's October 2010 revenue month, the Manufacturing Credit Agreement shall be deemed amended in the respects necessary to provide that customers served under Part 3 of the applicable GSA or TGSA resale schedules shall be deemed to be Expanded Eligible Accounts eligible for Expanded Credits. It is expressly recognized that customers served under Schedules TDGSA and TDMSA are not eligible for such credits.

3.3 Wholesale Credits. Beginning with the October 2010 billing month, the Manufacturing Credit Agreement shall be amended in the respects necessary to provide that:

- (a) Except as otherwise provided below, each month TVA's wholesale bill to Distributor shall include a wholesale credit (Estimated Small Manufacturing Credit) for that month equal to the total amount of credits applied to each Eligible Account by Distributor in the preceding month and reported in Distributor's ESS Report to TVA (as provided in section 5 below).
- (b) The wholesale bill will then be adjusted to reflect the difference between the actual amount of credits applied to each Eligible Account by Distributor in the preceding month and the Estimated Small Manufacturing Credit applied to Distributor's wholesale bill for the preceding month.
- (c) If TVA does not receive Distributor's ESS Report at least 10 calendar days prior to the wholesale billing date, Distributor shall not receive an Estimated Small Manufacturing Credit on that month's wholesale bill. Instead, upon

receipt of Distributor's ESS Report, the wholesale bill for the following month will include a credit equal to the actual amount of credits applied to each Eligible Account and reported to TVA for that month.

3.4 Application Forms. The Manufacturing Credit Agreement is amended to provide that Distributor shall keep on file a copy of each completed application form for audit purposes. This responsibility to maintain application forms and TVA's ability to audit shall replace any requirement of TVA approval of completed application forms in the existing Manufacturing Credit Agreement.

#### **SECTION 4 - ENHANCED GROWTH CREDIT PROGRAM**

Under an agreement numbered TV-48326A, Supp. No. 30, and dated May 5, 1994, as amended (EGCP Agreement), TVA and Distributor are participating in an Enhanced Growth Credit (EGC) Program to encourage the fuller and better balanced development of the resources of the region by applying credits against the electric bills of certain eligible new and expanding general power customers of Distributor.

Beginning with the October 2010 billing month, the EGCP Agreement shall be amended in the respects necessary to provide that:

(a) Except as otherwise provided below, each month TVA's wholesale bill to Distributor shall include a wholesale credit (Estimated Enhanced Growth Credit) for that month equal to 110 percent of the total Retail Credits applied by Distributor in the preceding month and reported in Distributor's ESS Report to TVA (as provided in section 5 below).

(b) The wholesale bill will then be adjusted to reflect the difference between 110 percent of the actual amount of Retail Credits applied by Distributor in the preceding month and the Estimated Enhanced Growth Credit applied to Distributor's wholesale bill for the preceding month.

(c) If TVA does not receive Distributor's ESS Report at least 10 calendar days prior to the wholesale billing date, Distributor shall not receive an Estimated Enhanced Growth Credit on that month's wholesale bill. Instead, upon receipt of Distributor's ESS Report, the wholesale bill for the following month will include a credit equal to 110 percent of the actual amount of Retail Credits applied by Distributor and reported to TVA for that month.

#### **SECTION 5 - REPORTING**

It is recognized that the monthly statistical information to be furnished to TVA under the Terms and Conditions of the Power Contract is currently provided by Distributor in a monthly Electric Sales Statistics (ESS) Report. Beginning with Distributor's October 2010 revenue month, Distributor shall include in its ESS Report monthly data Showing:

(a) for each Eligible Account under the Manufacturing Credit Agreement, the amounts billed to each customer for firm power and energy and the amount of the credit applied during that revenue month, together with such other information as may be reasonably required by TVA under the Manufacturing Credit Agreement;

(b) for each customer participating in the EGC Program (i) the amount of any Retail Credit for the month and (ii) the billing data used to calculate that Retail Credit, together with such other information as may be reasonably required by TVA under of the EGCP Agreement;

(c) the amount of any Hydro Allocation Adjustment applied in accordance with Adjustment 2 of the Changed Wholesale Schedule or the Optional Wholesale Schedule and the billing data used to calculate such adjustment;

(d) the generation output and applicable credits from each individual type of Qualifying System at each Site, as required under the Generation Partners pilot;

(e) the number of Participants enrolled in the Green Power Switch Program, the number of energy blocks purchased by Participants, and the total Green Power Switch Charges determined under the Green Power Switch Agreement, numbered TV-48326A, Supp. No. 44, and dated October 8, 2002;

(f) the amounts of any PCA and the billing data for each rate class used to calculate such amounts.

The information furnished under this section 5 shall be provided in accordance with TVA's ESS Reporting Guidelines, as they may be modified, changed, or replaced by TVA from time to time.

#### **SECTION 6 -NOTICES OF ADJUSTMENT OR CHANGE OF RATES**

Notwithstanding the section entitled "Adjustment and Change of Wholesale Rate and Resale Rates" in the Schedule of Terms and Conditions attached to and made part of the Power Contract, (a) any Adjustment Addendum providing for adjustments to the charges of the Schedule of Rates and Charges shall be deemed properly published and (b) any notice required to place into effect any changes in the Schedule of Rates and Charges shall be deemed properly given if provided electronically either by electronic mail or by posting electronically on a computer-based information system designated by TVA for such purpose.

#### **SECTION 7 -TERM**

Except as otherwise specifically provided herein, this agreement shall become effective as of the Effective Date first above written, and shall continue in effect until expiration of the Power Contract, or any renewal, extension, or replacement thereof.

33.

**A MOTION TO APPROVE THE LOW BID FOR THE REED ROAD  
WIDENING PROJECT SUBMITTED BY JA-MARC CONSTRUCTION  
IN THE AMOUNT OF \$757,645.47, AUTHORIZING THE  
MAYOR TO EXECUTE THE CONTRACT**

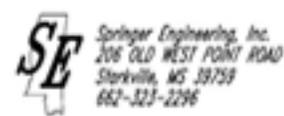
There came for consideration the matter of the Reed Road Widening Project. City Engineer Edward Kemp acknowledged the difference between the budgeted amount and the bid amount, and has suggested minor alterations to the project plans, the use of \$34,000 from the Hospital Road Pedestrian Improvement Project and approximately \$56,000 from the 2010 Street Improvement Program. After discussion, and

upon the motion of Alderman Henry Vaughn, Sr., duly seconded by Alderman Richard Corey, to approve the low bid of \$757,645.47 submitted by JA-MARC Construction for the Reed Road Widening Project, and authorize the Mayor to execute said contract, the Board voted unanimously to approve the motion.

| BID TABULATION  |  |                |                       |             |                     |             |                             |             |                          |             |                      |             |                      |             |
|---|--|----------------|-----------------------|-------------|---------------------|-------------|-----------------------------|-------------|--------------------------|-------------|----------------------|-------------|----------------------|-------------|
| PROJECT: DRAINAGE IMPROVEMENTS, SIDEWALKS, WALKING AND OVERLAY FOR REED ROAD, STARKVILLE, MISSISSIPPI |  |                | PROJECT NUMBER: 09-07 |             | BIDDERS AND AMOUNTS |             |                             |             |                          |             |                      |             |                      |             |
| OWNER: CITY OF STARKVILLE, MISSISSIPPI  |  |                |                       |             | BILLS CONSTRUCTION  |             | J.J. FERGUSON BOND & SURETY |             | J.A. HARRIS CONSTRUCTION |             | PHILLIPS CONTRACTING |             | PARRISH CONSTRUCTION |             |
| BIDDING DATE: APRIL 8, 2009   |  |                |                       |             | UNIT PRICE          | TOTAL PRICE | UNIT PRICE                  | TOTAL PRICE | UNIT PRICE               | TOTAL PRICE | UNIT PRICE           | TOTAL PRICE | UNIT PRICE           | TOTAL PRICE |
| ITEM NO.  | ITEM DESCRIPTION   | TOTAL QUANTITY | UNIT                  | UNIT PRICE  | TOTAL PRICE         | UNIT PRICE  | TOTAL PRICE                 | UNIT PRICE  | TOTAL PRICE              | UNIT PRICE  | TOTAL PRICE          | UNIT PRICE  | TOTAL PRICE          |             |
| 5-204   | Mastic   | Lump Sum       | Lump Sum              | \$7,200.00  | \$7,200.00          | \$7,200.00  | \$7,200.00                  | \$7,200.00  | \$7,200.00               | \$2,000.00  | \$2,000.00           | \$4,000.00  | \$4,000.00           |             |
| 5-204-A   | Cleaning and Grouting  | Lump Sum       | Lump Sum              | \$62,000.00 | \$62,000.00         | \$71,704.00 | \$71,704.00                 | \$7,000.00  | \$7,000.00               | \$9,000.00  | \$9,000.00           | \$9,000.00  | \$9,000.00           |             |
| 5-204   | Unclassified Excavation (F&E)  | 100.0          | Cu. Yd.               | \$6.00      | \$1,700.00          | \$6.00      | \$1,700.00                  | \$4.74      | \$1,422.00               | \$6.00      | \$1,700.00           | \$6.00      | \$1,800.00           |             |
| 5-204-C   | Storm Drainage Concrete Foundation (1' x 4' Class II)                | 100.0          | Cu. Yd.               | \$12.00     | \$12,000.00         | \$6.00      | \$6,000.00                  | \$10.10     | \$10,100.00              | \$10.00     | \$10,000.00          | \$8.40      | \$8,400.00           |             |
| 5-204-A   | Portland Cement Concrete Road (8in)                                  | 6.12           | Cu. Yd.               | \$40.00     | \$2,388.00          | \$20.00     | \$1,212.00                  | \$40.00     | \$2,388.00               | \$40.00     | \$2,388.00           | \$40.00     | \$2,388.00           |             |
| 5-204-A   | Concrete Material (1' x 10' (C. & G. 1' x 10'))                      | 304.0          | Cu. Yd.               | \$18.00     | \$5,472.00          | \$20.00     | \$6,080.00                  | \$19.10     | \$5,816.40               | \$20.00     | \$6,080.00           | \$22.10     | \$6,716.20           |             |
| 5-404-A   | Hot Mix Asphalt, 3" x 3/8"   | 1284.0         | Ton                   | \$67.10     | \$86,252.40         | \$60.70     | \$78,148.20                 | \$67.10     | \$86,252.40              | \$67.10     | \$86,252.40          | \$100.00    | \$128,400.00         |             |
| 5-404-A   | Hot Mix Asphalt, 2" x 3/8"   | 100.0          | Ton                   | \$108.20    | \$10,820.00         | \$88.00     | \$8,800.00                  | \$108.20    | \$10,820.00              | \$108.20    | \$10,820.00          | \$100.00    | \$10,000.00          |             |
| 5-404-A   | Hot Mix Asphalt, Base Road, 3" x 3/8"                                | 110.0          | Ton                   | \$108.20    | \$11,902.00         | \$88.00     | \$9,680.00                  | \$108.20    | \$11,902.00              | \$108.20    | \$11,902.00          | \$100.00    | \$11,000.00          |             |
| 5-401-B   | Class "F" Structural Concrete, Minor Structure                       | 71.2           | Cu. Yd.               | \$880.00    | \$62,656.00         | \$1,000.00  | \$71,200.00                 | \$880.00    | \$62,656.00              | \$1,200.00  | \$85,824.00          | \$880.00    | \$62,656.00          |             |
| 5-402-A   | Reinforcing Steel  | 6000.0         | Lb.                   | \$0.30      | \$1,800.00          | \$0.32      | \$1,920.00                  | \$0.29      | \$1,740.00               | \$0.29      | \$1,740.00           | \$0.29      | \$1,740.00           |             |
| 5-402-CA  | 4" Reinforced Concrete Pipe, Class II                                | 80             | Lt. Ft.               | \$67.00     | \$5,360.00          | \$68.00     | \$5,440.00                  | \$67.00     | \$5,360.00               | \$67.00     | \$5,360.00           | \$67.00     | \$5,360.00           |             |
| 5-402-CA  | 42" Reinforced Concrete Pipe, Class II                               | 40.0           | Lt. Ft.               | \$102.00    | \$4,080.00          | \$98.00     | \$3,920.00                  | \$102.00    | \$4,080.00               | \$98.00     | \$3,920.00           | \$102.00    | \$4,080.00           |             |
| 5-402-CA  | 48" Reinforced Concrete Pipe, Class II                               | 80.0           | Lt. Ft.               | \$108.00    | \$8,640.00          | \$97.00     | \$7,760.00                  | \$108.00    | \$8,640.00               | \$108.00    | \$8,640.00           | \$108.00    | \$8,640.00           |             |
| 5-402-CA  | 60" Reinforced Concrete Pipe, Class II                               | 80.0           | Lt. Ft.               | \$150.00    | \$12,000.00         | \$137.00    | \$10,960.00                 | \$150.00    | \$12,000.00              | \$150.00    | \$12,000.00          | \$150.00    | \$12,000.00          |             |
| 5-402-CA  | 42" Reinforced Concrete Pipe 1st Section                             | 2.0            | Each                  | \$1,275.00  | \$2,550.00          | \$1,000.00  | \$2,000.00                  | \$1,275.00  | \$2,550.00               | \$1,400.00  | \$2,800.00           | \$1,275.00  | \$2,550.00           |             |
| 5-402-CA  | 48" Reinforced Concrete Pipe 1st Section                             | 2.0            | Each                  | \$1,500.00  | \$3,000.00          | \$1,200.00  | \$2,400.00                  | \$1,500.00  | \$3,000.00               | \$1,600.00  | \$3,200.00           | \$1,500.00  | \$3,000.00           |             |
| 5-402-CA  | 60" Reinforced Concrete Pipe 1st Section                             | 2.0            | Each                  | \$2,100.00  | \$4,200.00          | \$1,700.00  | \$3,400.00                  | \$2,100.00  | \$4,200.00               | \$2,200.00  | \$4,400.00           | \$2,100.00  | \$4,200.00           |             |
| 5-402-CA  | 18" Congregated High Density Polyethylene Drainage Pipe              | 140.0          | Lt. Ft.               | \$28.00     | \$3,920.00          | \$28.00     | \$3,920.00                  | \$28.00     | \$3,920.00               | \$28.00     | \$3,920.00           | \$28.00     | \$3,920.00           |             |
| 5-402-CA  | 18" Congregated High Density Polyethylene Drainage Pipe              | 1000.0         | Lt. Ft.               | \$28.00     | \$28,000.00         | \$28.70     | \$28,700.00                 | \$28.00     | \$28,000.00              | \$28.00     | \$28,000.00          | \$28.00     | \$28,000.00          |             |
| 5-402-CA  | 24" Congregated High Density Polyethylene Drainage Pipe              | 700.0          | Lt. Ft.               | \$28.00     | \$19,600.00         | \$28.70     | \$20,000.00                 | \$28.00     | \$19,600.00              | \$28.00     | \$19,600.00          | \$28.00     | \$19,600.00          |             |
| 5-402-CA  | 30" Congregated High Density Polyethylene Drainage Pipe              | 307.00         | Lt. Ft.               | \$40.00     | \$12,280.00         | \$38.00     | \$11,676.00                 | \$40.00     | \$12,280.00              | \$40.00     | \$12,280.00          | \$40.00     | \$12,280.00          |             |
| 01-0402-10  | 30" Congregated High Density Polyethylene 1st Section                | 1.0            | Each                  | \$100.00    | \$100.00            | \$110.00    | \$110.00                    | \$100.00    | \$100.00                 | \$110.00    | \$110.00             | \$100.00    | \$100.00             |             |
| 5-404-A   | Concrete Sidewalk  | 2000.0         | Sq. Yds.              | \$24.00     | \$48,000.00         | \$25.00     | \$50,000.00                 | \$24.00     | \$48,000.00              | \$24.00     | \$48,000.00          | \$24.00     | \$48,000.00          |             |
| 5-404-B   | Concrete Driveway  | 700.0          | Sq. Yds.              | \$28.00     | \$19,600.00         | \$22.00     | \$15,400.00                 | \$28.00     | \$19,600.00              | \$28.00     | \$19,600.00          | \$28.00     | \$19,600.00          |             |
| 5-404-C   | Concrete Curbs and Sides, Type I                                     | 120.0          | Lt. Ft.               | \$10.00     | \$1,200.00          | \$9.00      | \$1,080.00                  | \$10.00     | \$1,200.00               | \$10.00     | \$1,200.00           | \$10.00     | \$1,200.00           |             |
| 5-404-D   | Concrete Curbs and Sides, Type II                                    | 200.0          | Lt. Ft.               | \$10.00     | \$2,000.00          | \$9.00      | \$1,800.00                  | \$10.00     | \$2,000.00               | \$10.00     | \$2,000.00           | \$10.00     | \$2,000.00           |             |
| 5-404-A   | Watercourse 0" Traffic   | Lump Sum       | Lump Sum              | \$1,000.00  | \$1,000.00          | \$4,000.00  | \$4,000.00                  | \$1,000.00  | \$1,000.00               | \$1,000.00  | \$1,000.00           | \$1,000.00  | \$1,000.00           |             |
| 5-401-C   | 4" White Thermoplastic Edge Stripe (Cont. White) (30' x 48")         | 1,007          | Lt.                   | \$1,200.00  | \$1,208.40          | \$1,400.00  | \$1,409.80                  | \$1,200.00  | \$1,208.40               | \$1,200.00  | \$1,208.40           | \$1,200.00  | \$1,208.40           |             |
| 5-401-C   | 4" White Thermoplastic Traffic Stripe (Cont. Yellow) (30' x 48")     | 888.0          | Lt. Ft.               | \$0.30      | \$266.40            | \$0.30      | \$266.40                    | \$0.30      | \$266.40                 | \$0.30      | \$266.40             | \$0.30      | \$266.40             |             |
| 5-401-D   | Thermoplastic Solar Stripe (7' Exposure Length) (30' x 48")          | 97.0           | Lt. Ft.               | \$1.20      | \$116.40            | \$1.00      | \$97.00                     | \$1.20      | \$116.40                 | \$1.20      | \$116.40             | \$1.20      | \$116.40             |             |
| 5-401-D   | Thermoplastic Solar Stripe (7' Exposure Length) (Yellow) (30' x 48") | 80.0           | Lt. Ft.               | \$1.20      | \$96.00             | \$1.00      | \$80.00                     | \$1.20      | \$96.00                  | \$1.20      | \$96.00              | \$1.20      | \$96.00              |             |
| 5-401-E   | Thermoplastic Legend (White) (120' x 48")                            | 414.0          | Lt. Ft.               | \$1.00      | \$414.00            | \$1.00      | \$414.00                    | \$1.00      | \$414.00                 | \$1.00      | \$414.00             | \$1.00      | \$414.00             |             |
|   | 2" Diameter Pipe Steel Rolling                                       | 80.0           | Lt. Ft.               | \$10.00     | \$800.00            | \$9.00      | \$720.00                    | \$10.00     | \$800.00                 | \$10.00     | \$800.00             | \$10.00     | \$800.00             |             |
| EROSION CONTROL ITEMS   |  |                |                       |             |                     |             |                             |             |                          |             |                      |             |                      |             |
| 01-0204   | AgriSod™ (Limeless)  | 2.0            | Ton                   | \$15.00     | \$30.00             | \$12.00     | \$24.00                     | \$15.00     | \$30.00                  | \$15.00     | \$30.00              | \$15.00     | \$30.00              |             |
| 5-210   | Concrete Kerbs (12' x 12")   | 1.0            | Ton                   | \$60.00     | \$60.00             | \$65.00     | \$65.00                     | \$60.00     | \$60.00                  | \$60.00     | \$60.00              | \$60.00     | \$60.00              |             |
| 5-210-A   | Sealing  | 1.0            | Area                  | \$600.00    | \$600.00            | \$1,200.00  | \$1,200.00                  | \$600.00    | \$600.00                 | \$600.00    | \$600.00             | \$600.00    | \$600.00             |             |
| 5-210-A   | Decorative Material, 1/2" Thick                                      | 2.0            | Ton                   | \$100.00    | \$200.00            | \$100.00    | \$200.00                    | \$100.00    | \$200.00                 | \$100.00    | \$200.00             | \$100.00    | \$200.00             |             |
| 5-204-A   | Temporary 18" Pipe Type I (ACE 6' x 6' - 18")                        | 900.0          | Lt. Ft.               | \$2.00      | \$1,800.00          | \$2.00      | \$1,800.00                  | \$2.00      | \$1,800.00               | \$2.00      | \$1,800.00           | \$2.00      | \$1,800.00           |             |
| 5-204-A   | Temporary 24" Pipe Type I  | 100.0          | Lt. Ft.               | \$6.00      | \$600.00            | \$6.00      | \$600.00                    | \$6.00      | \$600.00                 | \$6.00      | \$600.00             | \$6.00      | \$600.00             |             |
| 5-404-A   | Lease Pumps (10' x 14")  | 110.0          | Ton                   | \$60.00     | \$6,600.00          | \$50.00     | \$5,500.00                  | \$60.00     | \$6,600.00               | \$60.00     | \$6,600.00           | \$60.00     | \$6,600.00           |             |
| TOTAL BID   |  |                |                       |             | \$71,030.00         | \$68,800.00 | \$77,940.47                 | \$76,000.00 | \$87,000.00              |             |                      |             |                      |             |

CERTIFIED CORRECT: \_\_\_\_\_  
DATE: \_\_\_\_\_

|   |               |       |
|---|---------------|-------|
| BID TABULATION<br><b>REED ROAD</b><br>STARKVILLE, MISSISSIPPI |               |       |
| FOR<br><b>CITY OF STARKVILLE</b><br>STARKVILLE, MISSISSIPPI   |               |       |
| DRAWN BY: CB  | DATE: 4/8/09  | SHEET |
| CHECKED BY: WC  | SCALE: N.T.S. | OF    |
| PROJECT NO.: 09-07  | DRAWING NO.   |       |



**34. A MOTION TO APPROVE CHANGE ORDER #3 FOR THE 2009 DRAINAGE IMPROVEMENT PROGRAM, PROJECT 12 - HOLLIS II, IN AN AMOUNT NOT TO EXCEED \$8,435.00 TO INSTALL HYDROSEEDING**

The came for consideration the matter of hydroseeding Project 12 – Hollis II, opposed to broadcast seeding. City Engineer Edward Kemp explained that hydroseeding allows for a more stabilized seed bed thereby creating a higher chance of establishment. After discussion, and

Upon the motion of Alderman Roy A'. Perkins, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve Change Order #3 for the 2009 Drainage Improvement Program, Project 12 – Hollis II, in an amount not to exceed \$8,435.00 to Install Hydroseeding.

City of Starkville, MS

### **CHANGE ORDER #3**

Contractor: Ren-Rock Construction

Address: 1237 Hickory Grove Rd., Starkville, MS 39759

Project No.: 09102- 2009 Drainage Improvement Project

Location: Project 12- Hollis II

In accordance with the terms of this Contract, you are hereby authorized and instructed to perform the Work as altered by the following provisions.

---

This change order shall incorporate 3,577 Square Yards (SY) of Establishment of Vegetative Materials – Hydroseeding into the existing Construction Contract. Work shall be in accordance with the attached Technical Specification and shall be completed at the mutually agreed unit price of \$1.38/SY for a total cost increase of \$4,935.85.

#### CHANGE IN CONTRACT TIME

Due to this change the Contract Time:

- a. Is increased ( ) by \_\_\_\_\_ Working Days Issued By: \_\_\_\_\_  
Is decreased ( ) by \_\_\_\_\_ Working Days City Engineer \_\_\_\_\_ Date  
Is increased ( ) by \_\_\_\_\_ Calendar Days  
Is decreased ( ) by \_\_\_\_\_ Calendar Days
- b. Is not changed ( X )

- c. May be revised if the work affected Accepted By: \_\_\_\_\_  
the controlling operation ( ) Contractor's Representative \_\_\_\_\_ Date

35.

**A MOTION TO APPROVE CHANGE ORDER #1 FOR THE 2009 DRAINAGE  
IMPROVEMENT PROGRAM, PROJECT 27 - YELLOWJACKET, IN AN  
AMOUNT NOT TO EXCEED \$4,479.00 TO INSTALL HYDROSEEDING**

The came for consideration the matter of hydroseeding Project 27 – Yellowjacket, opposed to broadcast seeding. City Engineer Edward Kemp explained that hydroseeding allows for a more stabilized seed bed thereby creating a higher chance of establishment. After discussion, and

Upon the motion of Alderman Roy A'. Perkins, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve Change Order #1 for the 2009 Drainage Improvement Program, Project 27 – Yellowjacket, in an amount not to exceed \$4,479.00 to Install Hydroseeding.

City of Starkville, MS

**CHANGE ORDER #1**

Contractor: Ren-Rock Construction  
Address: 1237 Hickory Grove Rd., Starkville, MS 39759

Project No.: 09102- 2009 Drainage Improvement Project  
Location: Project 27- Yellowjacket

In accordance with the terms of this Contract, you are hereby authorized and instructed to perform the Work as altered by the following provisions.

---

This change order shall incorporate 3,246 Square Yards (SY) of Establishment of Vegetative Materials – Hydroseeding into the existing Construction Contract. Work shall be in accordance with the attached Technical Specification and shall be completed at the mutually agreed unit price of \$1.38/SY for a total cost increase of \$4,479.00.

As mutually agreed upon by the Contractor and the City of Starkville, twenty-six (26) additional Calendar Days are incorporated into the construction contract for the referenced project.

**CHANGE IN CONTRACT TIME**

Due to this change the Contract Time:

- a. Is increased ( ) by \_\_\_\_\_ Working Days Issued By: \_\_\_\_\_
- Is decreased ( ) by \_\_\_\_\_ Working Days City Engineer \_\_\_\_\_ Date
- Is increased (x) by 26 Calendar Days
- Is decreased ( ) by \_\_\_\_\_ Calendar Days
- b. Is not changed ( )

- c. May be revised if the work affected Accepted By: \_\_\_\_\_
- the controlling operation ( ) Contractor's Representative \_\_\_\_\_ Date

Original to City Engineer; copies to Contractor

36.

**A MOTION TO APPROVE CHANGE ORDER #1 FOR THE 2009 DRAINAGE  
IMPROVEMENT PROGRAM, PROJECT 14 – HOLLIS IV, IN AN  
AMOUNT NOT TO EXCEED \$2,509.76 TO INSTALL HYDROSEEDING**

The came for consideration the matter of hydroseeding, Project 14 – Hollis IV, opposed to broadcast seeding. City Engineer Edward Kemp explained that hydroseeding allows for a more stabilized seed bed thereby creating a higher chance of establishment. After discussion, and

Upon the motion of Alderman Roy A'. Perkins, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve Change Order #1 for the 2009 Drainage Improvement Program, Project 14 – Hollis IV, in an amount not to exceed \$2,509.76 to Install hydroseeding.

City of Starkville, MS  
**CHANGE ORDER #1**

Contractor: Ren-Rock Construction

Address: 1237 Hickory Grove Rd., Starkville, MS 39759

Project No.: 09102- 2009 Drainage Improvement Project

Location: Project 14 – Hollis IV

In accordance with the terms of this Contract, you are hereby authorized and instructed to perform the Work as altered by the following provisions.

---

This change order shall incorporate 1,819 Square Yards (SY) of Establishment of Vegetative Materials – Hydroseeding into the existing Construction Contract. Work shall be in accordance with the attached Technical Specification and shall be completed at the mutually agreed unit price of \$1.38/SY for a total cost increase of \$2,509.76.

As mutually agreed upon by the Contractor and the City of Starkville, twenty-six (26) additional Calendar Days are incorporated into the construction contract for the referenced project.

**CHANGE IN CONTRACT TIME**

Due to this change the Contract Time:

- a. Is increased ( ) by \_\_\_\_ Working Days Issued By: \_\_\_\_\_
- Is decreased ( ) by \_\_\_\_ Working Days City Engineer      Date
- Is increased (x) by 26 Calendar Days
- Is decreased ( ) by \_\_\_\_ Calendar Days
- b. Is not changed ( )

- c. May be revised if the work affected Accepted By: \_\_\_\_\_
- the controlling operation ( ) Contractor's Representative      Date

37.

**A MOTION TO APPROVE PAYMENT OF AN INVOICE SUBMITTED BY  
ELLIS CONSTRUCTION COMPANY IN THE AMOUNT  
OF \$26,703.00 FOR SERVICES RENDERED ASSOCIATED  
WITH THE OLD WEST POINT ROAD BRIDGE PROJECT**

There came for consideration of an invoice dated April 28, 2010 and submitted by Ellis Construction Company in the amount of \$26,703.00 for Old West Point Road Bridge Rehabilitation. After discussion, and

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Henry Vaughn, Sr. and unanimously adopted by the Board to approve payment of an Invoice Submitted by Ellis Construction Company, in the Amount of \$26,703, for Services Rendered in Association with the Old West Point Road Bridge Rehabilitation Project.

38.

**A MOTION TO APPROVE THE CITY OF STARKVILLE'S  
PARTICIPATION IN THE  
GOLDEN TRIANGLE MULTI-JURISDICTIONAL TASK FORCE**

There came for consideration the matter of the participation of the Starkville Police Department in the Golden Triangle Multi-Jurisdictional Task Force. After discussion, and

upon the motion of Alderman Sandra Sistrunk, duly seconded by Alderman Eric Parker, to approve the City of Starkville's participation in the Golden Triangle Multi-Jurisdictional Task Force, the Board unanimously voted in favor of the motion.

MS Division of Public Safety Planning

MS JAG Recovery Act Multi-jurisdictional Task Force

Executive Summary

Multi-jurisdictional task forces are a vital element to Mississippi's effort to coordinate and combine all available resources to reduce crime and improve public safety. The major emphasis of these task forces is to investigate associated criminal activity to drug organizations. Addressing the problem requires cooperation among local, state, and federal law enforcement agencies as well as prosecution, courts and correctional agencies.

It is the proposal of the Clay County Sheriff's Department as host agency to establish partnerships with other local law enforcement agencies in the Golden Triangle area through inter-local agreements, with the aide of federal funding through the MS JAG Recovery Act, to form a multi-jurisdictional task force. This task force herein after called the Golden Triangle Task Force will be comprised of the Clay County Sheriff's Department, West Point Police Department, Lowndes County Sheriff's Department, Columbus Police Department, Oktibbeha County Sheriff's Department, the Starkville Police Department and the District Attorney's office for the sixteenth judicial district. Its mission and goals are to investigate previously unsolved, as well as future violent and major crimes in the Golden Triangle area which are proven or believed to be either directly or indirectly connected to drugs organizations and/ or gangs. The task force will be responsible for identifying these connection, any and all participants in these organizations, members involved in crimes, specifically

acts of violence, organizational structure and leadership, and to dismantle or disrupts these organizations to the point that they are no longer a threat to the safety and security of the citizens of the Golden Triangle area.  
39.

**A MOTION TO APPROVE THE SOLE SOURCE-OF-SUPPLY  
BID OF STIDHAM CONSTRUCTION IN THE AMOUNT OF  
\$29,957.50 FOR INSTALLATION AND TIE-IN OF  
A 24" FORCE MAIN AT THE WASTEWATER  
TREATMENT PLANT, AND AUTHORIZING THE  
MAYOR TO EXECUTE A CONSTRUCTION CONTRACT  
CONTINGENT UPON THE CITY ATTORNEY'S REVIEW  
AND APPROVAL OF FINAL CONTRACT DOCUMENT**

There came for consideration the matter of the installation and tie-in of a 24" Force Main at the Wastewater Treatment Plant. Public Services Director Doug Devlin reported that Stidham Construction submitted the sole source-of-supply bid. After discussion, and

upon then motion of Alderman Eric Parker, duly seconded by Alderman Jeremiah Dumas to approve the Sole Source-of-Supply Bid submitted by Stidham Construction Company in the amount of \$29,957.47 for installation and tie-in of a 24" Force Main at the Wastewater Treatment Plant, with authorization for the Mayor to execute a Construction Contract contingent upon the City Attorney's review and approval of the final contract document. The Board voted unanimously to approve the motion.

**AGREEMENT**

THIS AGREEMENT, made this the \_\_\_\_ day of \_\_\_\_\_, 2010 by and between the City of Starkville, 101 Lampkin St., Starkville, MS 39759, hereinafter called "OWNER" and Terry Stidham Construction, 4760 Lagrange Road, Mathiston, MS, 39752 hereinafter called "CONTRACTOR."

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the installation of a 24" sewer force main, manhole w/ drain, meter and an above grade emergency force main connection. The CONTRACTOR shall complete two (2) tie-ins to existing piping upon the commencement of satisfactory bypass pumping of wastewater by the OWNER.
2. The CONTRACTOR shall furnish tools, equipment, and labor necessary for the construction and completion of the PROJECT described herein.
3. The OWNER shall furnish all other materials, install silt fence and provide bypass pumping services.
4. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS within fourteen (14) calendar days after the date of the NOTICE TO PROCEED and will complete same within ninety (90) consecutive calendar days unless the period for completion is extended otherwise by the mutual agreement of the parties.
5. The CONTRACTOR agrees to perform all of the WORK described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of \$29,957.50 or as shown in the BID schedule.
6. The terms "CONTRACT DOCUMENTS" means and includes the following:
  - (A) BID PROPOSAL
  - (B) 2010 SOURCE OF SUPPLY BID TABULATIONS
  - (C) AGREEMENT
  - (D) PERFORMANCE BOND
  - (E) PAYMENT BOND
  - (F) CERTIFICATE OF INSURANCE
  - (G) NOTICE OF AWARD

- (H) CERTIFICATE OF OWNER'S ATTORNEY
- (I) NOTICE TO PROCEED
- (J) WAGE RATES
- (K) FEDERAL FAIR LABOR STANDARDS
- (L) DRAWINGS prepared by Clearwater Consulting, Environmental Engineers.
- (M) SPECIFICATIONS approved by Clearwater Consulting, Environmental Engineers.
- (N) ADDENDA
  - No. \_\_\_\_\_, dated \_\_\_\_\_
  - No. \_\_\_\_\_, dated \_\_\_\_\_
  - No. \_\_\_\_\_, dated \_\_\_\_\_

The OWNER will pay the CONTRACTOR in two (2) payments.

a. Ninety percent (90%) of the agreed amount, plus any change orders, upon notification of substantial completion of the work by the OWNER'S engineer.

b. Ten percent (10%) of the agreed amount, plus any change orders, upon notification by the OWNER's engineer that all remaining items, deemed minor in nature and outside the engineer's definition of "substantial completion", have been completed.

**7. Access to records. The OWNER, the Federal grantor agency (HUD), the Comptroller General of the United States or any of their duly authorized representatives, shall have access to any books, documents, papers and records of the CONTRACTOR which are directly pertinent to a specific grant program for the purpose of making audit, examination, excerpts and transcriptions.**

**8. Retention of records. The CONTRACTOR shall maintain all records related to the project for a minimum period of three (3) years after project closeout.**

9. Equal Employment Opportunity. The CONTRACTOR will not discriminate against any employee or applicant for employment because of race, creed, color, or national origin. The CONTRACTOR will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, creed, color or national origin. Such action shall include, but not be limited to, the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rate of pay or other forms of compensation; and selection for training, including apprenticeship. The CONTRACTOR agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.

The Contractor will, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, creed, color, or national origin.

10. Compliance with Clean Air and Water Acts (NEPA). Where a CONTRACT exceeds \$100,000, the CONTRACTOR shall comply with all applicable standards, orders or requirements issued under Section 306 of the Clean Air Act (42 U.S.C. 1857), Executive Order 11738, and Environmental Protection Agency regulation 40 CFR Part 15 which prohibits the awarding of non-exempt federal contracts, grants, or loans to facilities included on EPS's list of violating facilities. The CONTRACTOR will report violations to the EPA.

11. Copeland Anti-Kickback. The CONTRACTOR shall comply with the Copeland Anti-Kickback (18 USC 874) as supplemented in Department of Labor regulations (29 CFR, Part 3). This act provides that each CONTRACTOR shall be prohibited from inducing, by any means, any person employed in the construction, completion or repair of public facilities, to give up any part of the compensation to which they are otherwise entitled.

12. Work Hours and Safety Standards Act. All parties participating in this project agree to comply with the Contract Work Hours and Safety Standards Act. This Act is applicable to construction work and provides that no laborer or mechanic shall be required to work in surroundings or under working conditions which are unsanitary, hazardous, or dangerous to his/her health and safety as determined under construction, safety, and health standards promulgated by the Secretary of Labor. These requirements do not apply to the

purchase of supplies or materials or articles ordinarily available on the open market or contracts for transportation or transmission of intelligence.

This Act also requires that work in excess of 40 hours per week shall be compensated for at rates not less than one and one-half times the basic rate of pay. Contractors and subcontractors who violate this Act are liable for unpaid wages and for liquidated damages.

13. Compliance with Civil Rights Act. The CONTRACTOR will comply with Title VI of the Civil Rights Act of 1964 (P.L. 88-352) and, in accordance with the Act, no person shall be discriminated against based upon the grounds of race color, creed, national origin, sex age political affiliation or beliefs in any program or activity funded under this grant. This includes, but is not limited to recruiting and employment practices, project operations and eligibility for program benefits.

14. Davis-Bacon Act Requirements. The CONTRACTOR will comply with Section 110 of the Housing and Community Development Act of 1974, as amended, which requires that all laborers and mechanics employed by contractors or subcontractors on construction work assisted under the Act shall be paid at rates not less than those prevailing on similar construction in the locality as determined (40 U.S.C. 276-a-5) and it will comply with the Contract Work Hours and Safety Standards Act (40 U.S.C. 327 et seq).

15. Breach of Contract – Contract Termination. In the event that any of the provisions of this contract are violated by the CONTRACTOR, or by any of his subcontractors, the OWNER may serve written notice upon the CONTRACTOR and the Surety of its intention to terminate the contract, such notices to contain the reasons for such intention to terminate the contract, and unless within ten (10) days after the serving of such notice upon the CONTRACTOR, such violation or delay shall cease and satisfactory arrangement of correction be made, the contract shall, upon the expiration of said ten (10) days, cease and terminate. In the event of any such termination, the OWNER shall immediately serve notice the right to take over and perform the contract; provided, however, that if the Surety does not commence performance thereof within ten days from the date of the mailing to such Surety of notice of termination, the OWNER may take over the work and prosecute the same to completion by contract or by force account and at the expense of the CONTRACTOR and the CONTRACTOR and his Surety shall be liable to the OWNER for any excess cost occasioned by the OWNER thereby, and in such event the OWNER may take possession of and utilize in completing the work, such materials, appliances and plant as may be on the site of the work and necessary therefor.

16. Indemnification. The CONTRACTOR shall indemnify, defend, save and hold harmless, protect, and exonerate the OWNER and each of their officers, agents, employees, and representatives, both in their official and in their individual capacities from and against all claims, demands, liabilities, suits, actions, damages, losses and costs of every kind and nature whatsoever, including, without limitation, court costs, investigative fees, expenses, and attorneys' fees, related to this Agreement arising out of or caused by the negligent or wrongful actions or inactions of the CONTRACTOR or its' partners, principals, officers, agents, employees or representatives.

17. This Agreement shall be binding upon all parties hereto and their representative heirs, executors, administrators, successors or assigns.

IN WITNESS WHEREOF, the parties hereto have executed or caused to be executed by their duly authorized officials, this Agreement in four (4) copies each of which shall be deemed an original on the date first above written.

OWNER: The City of Starkville

ATTEST

By: \_\_\_\_\_  
Parker Wiseman, Mayor

By: \_\_\_\_\_  
Markeeta Outlaw, City Clerk

CONTRACTOR: Terry Stidham Construction

ATTEST

By: \_\_\_\_\_  
(Signature)

By: \_\_\_\_\_  
Signature

\_\_\_\_\_  
Printed Name and Title

\_\_\_\_\_  
Printed Name and Title

\_\_\_\_\_  
Employer ID No.

**40.**

**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 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 unanimously voted in favor of the motion.

**41.**

**A MOTION DECLARING DISCUSSION REGARDING PENDING LITIGATION,  
PROPERTY ACQUISITION AND PERSONNEL  
AS PROPER CAUSE FOR EXECUTIVE SESSION**

There came for consideration the matter to determine that discussions regarding Personnel, Property Acquisition, and Pending Litigation are proper cause for Executive Session. After discussion, and

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Richard Corey, that deliberations and findings concerning the discussions of Personnel matters in the Public Services, Personnel and City Clerk's Office; Property Acquisition, and Pending Litigation as proper for Executive Session, the Board unanimously voted in favor of the motion.

**42.**

**A MOTION TO EXIT CLOSED SESSION AND  
ENTER INTO EXECUTIVE SESSION FOR THE  
DISCUSSION OF PENDING LITIGATION, PROPERTY ACQUISITION,  
AND PERSONNEL MATTERS IN THE PUBLIC SERVICES DEPARTMENT,  
PERSONNEL OFFICE AND THE CITY CLERK'S OFFICE**

There came for consideration the matter of entering Executive Session to discuss Pending Litigation, Property Acquisition, and Personnel concerns in the Public Services Department, Personnel Office and the City Clerk's Office. After discussion, and

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Richard Corey, that the Board exit Closed Session and enter into an Executive Session to discuss the subjects named, the Board unanimously voted their approval.

43.

**A MOTION TO APPROVE A 10% SALARY ADJUSTMENT  
FOR MICHELLE POLK**

There came for discussion the matter of a salary adjustment for Administrative Assistant to the Personnel Officer Michelle Polk, to compensate for the realignment of current duties and reassignment of additional duties to include those of an Administrative Assistant to the Public Services Director. After discussion, and

upon the motion of Alderman Sandra Sistrunk, duly seconded by Alderman Eric Parker, to approve a 10% salary adjustment for Michelle Polk, and before the vote was taken,

**Alderman Roy A'. Perkins** offered an amendment to the motion to include salary adjustments in the City Clerk's Office as recommended by the City Clerk, amendment was seconded by Alderman Henry Vaughn, Sr. the Board voted as follow:

|                            |                       |
|----------------------------|-----------------------|
| Alderman Ben Carver        | Voted: <u>Yea</u>     |
| Alderman Sandra Sistrunk   | Voted: <u>Yea</u>     |
| Alderman Eric Parker       | Voted: <u>Yea</u>     |
| Alderman Richard Corey     | Voted: <u>abstain</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 duly, declared the amendment to the motion, to include salary adjustments in the City Clerk's Office as recommended by the City Clerk passed.

The Mayor called for the vote on the original motion including the amendment to make adjustments in the City Clerk's Office as recommended by the City Clerk. The Board voted as follows:

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

Alderman Henry Vaughn, Sr. Voted: Yea

Having received a majority affirmative vote of those members present and voting the Mayor duly declared the original motion as amended passed.

**CITY CLERK'S OFFICE SALARY ADJUSTMENTS**

|  |                    |
|--|--------------------|
| Debbie Clark – additional duties as assigned | \$ 1,250.00        |
| Emma Gandy – administer certain Grants       | \$ 1,500.00        |
| Joanna Howard – Boardroom preparation        | \$ 750.00          |
| Markeeta Outlaw – minutes                    | <u>\$ 8,500.00</u> |
| <b>Total adjustments</b>                     | <b>\$12,000.00</b> |

Adjustments are to be paid from the Administrative Assistant to the Mayor and Board's salary line. The total adjustment amount represents the difference in the salary of the person vacating the position, and their new salary.

**44.**

**A MOTION TO AUTHORIZE STEWART STAFFORD  
OF RHETT REALTY TO APPRAISE PROPERTY  
AT A RATE OF \$150.00 PER HOUR TO BE CAPPED  
AT \$1,000.00 PER PARCEL**

There came for consideration the matter of property appraisal for possible "quick take" of certain properties. After discussion, and

upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Sandra Sistrunk to approve and authorize Stewart Stafford of Rhett Realty to perform appraisals on specified properties at a rate of \$150.00 per hour not to exceed \$1,000.00 per parcel, the Board unanimously voted in favor of the motion.

**45.**

**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 unanimously voted their approval.

**46.**

**A MOTION TO RECESS UNTIL  
5:30 P.M. ON MAY 18, 2010**

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Roy A' Perkins, the Board unanimously approved the motion to recess until Tuesday, May 18, 2010, at 5:30 p.m. Meeting will be in the Boardroom of City Hall, located at 101 E. Lampkin Street, Starkville, MS.

SIGNED AND SEALED THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2010.

\_\_\_\_\_  
MARKEETA OUTLAW, CITY CLERK

\_\_\_\_\_  
PARKER WISEMAN, MAYOR