

**MINUTES OF THE RECESS MEETING
OF THE MAYOR AND BOARD OF ALDERMAN**

The City of Starkville, Mississippi

June 15, 2010

Be it remembered that the Mayor and Board of Alderman met in a regular meeting on June 15, 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, Alderman Ben Carver, Sandra Sistrunk, Eric Parker, Richard Corey, Jeremiah Dumas, Roy A. 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 followed by a moment of silence.

REQUESTED REVISIONS OF THE OFFICIAL AGENDA

Alderman Henry Vaughn

Remove from consent item XI-F-6 regarding the approval of change order no. 1 for the Reed Road Widening Project which reduced the cost of the project by \$16,007.98

Alderman Roy A'. Perkins

Remove from consent item XI-H-3 regarding the continued services of animal control officers John Hendrix, Sara Hankins, and Richard McKee through the end of the current fiscal year.

Alderman Corey

Remove from consent item XI-J-3 regarding the approval to issue a notice to proceed to Hydrovac, Inc., to provide labor and equipment to clean and inspect the Wet Well at the Influent Pump Station.

1.

**A MOTION TO APPROVE THE OFFICIAL AGENDA OF THE
JULY 15, 2010 MEETING OF THE MAYOR
AND THE BOARD OF ALDERMAN AS REVISED**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Henry Vaughn, Sr., to approve and adopt the June 15, 2010, Official Agenda of the Mayor and Board of Alderman, 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

RECESS MEETING OF TUESDAY, JUNE 15, 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 MOMENT OF SILENCE

III. APPROVAL OF THE OFFICIAL AGENDA

- A. CONSIDERATION OF THE APPROVAL OF THE CONSENT AGENDA
(SEE APPENDIX A)

IV. APPROVAL OF BOARD OF ALDERMEN MINUTES

- A. REQUEST CONSIDERATION OF THE APPROVAL OF THE MINUTES
FROM THE REGULAR MEETING OF THE BOARD OF ALDERMEN
HELD ON MAY 4, 2010.

V. ANNOUNCEMENTS AND COMMENTS

MAYOR'S COMMENTS:

4th OF JULY FIREWORKS EVENTS BEGIN AT 6:00 PM AT THE SPORTSPLEX ON
LYNN LANE WITH FIREWORKS TO START AT 9:00 PM

STEPS ON SATURDAY PROGRAM

BOARD OF ALDERMEN COMMENTS:

ALDERMAN COREY REGARDING TECHNOLOGY COMMITTEE ACTIVITIES

VI. CITIZEN COMMENTS

VII. PUBLIC APPEARANCES

- A. PUBLIC APPEARANCE BY RANDY SCRIVENER FROM WATKINS, WARD AND STAFFORD PRESENTING THE 2009 AUDIT REPORT FOR THE CITY OF STARKVILLE.
- B. PUBLIC APPEARANCE BY BRICKLEE MILLER REPRESENTING THE HORSE PARK FOR THE ANNUAL UPDATE ON THE BUDGET AND THE EVENTS

VIII. PUBLIC HEARING

- **** A. ~~CONSIDERATION TO APPROVE P&Z ITEM #PD 10-01:~~ A PUBLIC HEARING REQUESTED BY MR. JOHN HARTLEIN FOR APPROVAL OF A ZONING CHANGE FROM C-2 (GENERAL BUSINESS) TO PUD (PLANNED UNIT DEVELOPMENT) LOCATED AT 214 S. WASHINGTON STREET IN WARD 7.

IX. MAYOR'S BUSINESS

- ### A. CONSIDERATION OF THE APPROVAL OF A REQUEST FOR THE EXTENSION OF THE USDA LOAN.
 - B. DISCUSSION OF DATES FOR THE WRAP UP OF THE STRATEGIC PLANNING MEETING.
- ****-###-C. *CONSIDERATION OF THE AUTHORIZATION FOR THE MAYOR TO SIGN AN APPLICATION FOR TIGER 2 GRANT FUNDS FOR STREET IMPROVEMENTS.*

X. BOARD BUSINESS

- ### A. CONSIDERATION OF THE APPROVAL OF THE ENGAGEMENT LETTER FROM WATKINS, WARD AND STAFFORD FOR THE AUDIT FOR THE FISCAL YEAR ENDING 2010.
- B. CONSIDERATION OF THE APPROVAL OF A MODIFICATION TO THE CAPITAL IMPROVEMENT DRAINAGE PLAN TO INCLUDE NORTHSIDE DITCH AT A COST OF \$58,575.00.
- ### C. CONSIDERATION OF THE APPROVAL OF THE LETTER OF AGREEMENT WITH HONEYWELL INTERNATIONAL FOR A PRELIMINARY INVESTIGATION FOR A FEASIBILITY STUDY ON A PERFORMANCE BASED CONTRACT PROJECT.
- D. CONSIDERATION OF A RESOLUTION AUTHORIZING PREPARATION AND SUBMITTAL OF A PROPOSAL AND SUBSEQUENT APPLICATION FOR ECONOMIC DEVELOPMENT GRANT FUNDS UNDER THE KATRINA SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; AUTHORIZING PUBLICATION OF PUBLIC HEARING AND ENVIRONMENTAL NOTICES; AND FOR RELATED PURPOSES.

E. CONSIDERATION OF A RESOLUTION SUPPORTING THE COTTON MILL MARKETPLACE PROJECT; ACKNOWLEDGING THE PROJECT IS AN ELIGIBLE MISSISSIPPI TOURISM INCENTIVE PROJECT AND ACKNOWLEDGING THAT SALES TAX COLLECTED FROM THE PROJECT WILL BE DIVERTED TO THE SALES TAX INCENTIVE FUND; AND FOR RELATED PURPOSES.

F. CONSIDERATION OF A RESOLUTION REQUESTING UP TO \$3.8 MILLION IN FUNDING FROM THE MISSISSIPPI DEVELOPMENT AUTHORITY, ECONOMIC DEVELOPMENT HIGHWAY PROGRAM, TO CONSTRUCT ROADWAY IMPROVEMENTS IN CONNECTION WITH THE COTTON MILL MARKETPLACE PROJECT, REQUESTING AUTHORIZATION FOR THE CITY OF STARKVILLE TO CONSTRUCT THE ROAD IMPROVEMENTS, AGREEING THAT THE CITY OF STARKVILLE SHALL MAINTAIN SAID ROAD; AND FOR OTHER PURPOSES.

G. CONSIDERATION OF APPROVING THE CONTRACT ADDENDUM WITH CELLULAR SOUTH FOR VOICE, DATA SERVICE AND EQUIPMENT RENEWAL.

***** H. *CONSIDERATION TO APPROVE P&Z ITEM #PD 10-01: A PUBLIC HEARING REQUESTED BY MR. JOHN HARTLEIN FOR APPROVAL OF A ZONING CHANGE FROM C-2 (GENERAL BUSINESS) TO PUD (PLANNED UNIT DEVELOPMENT) LOCATED AT 214 S. WASHINGTON STREET IN WARD 7.*

XI. DEPARTMENT BUSINESS

A. AIRPORT

THERE ARE NO ITEMS FOR THIS AGENDA

B. BUILDING, CODES AND PLANNING DEPARTMENT

1. REQUEST CONSIDERATION TO APPROVE P&Z ITEM #PP 10-01: A REQUEST BY MR. STEVE ROBERTS FOR APPROVAL OF "STARKVILLE STATION RV PARK" A PRELIMINARY CONDOMINIUM PLAT LOCATED IN A C-2 (GENERAL BUSINESS) ZONING DISTRICT AT 100 LINCOLN GREEN IN WARD 4.

C. OFFICE OF THE CITY CLERK

1. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS EXCEPT THE FIRE DEPARTMENT AS OF JUNE 10, 2010.

2. REPORT OF THE RECEIPTS AND EXPENDITURES FOR PERIOD ENDING MAY 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

THERE ARE NO ITEMS FOR THIS AGENDA

F. ENGINEERING AND STREETS

1. AUTHORIZATION OF PAY ESTIMATE NO. 3 IN THE AMOUNT OF \$80,189 FOR FALCON CONTRACTING FOR PROJECT NO. STP-0420-00-(017/105680701000 OTHERWISE KNOWN AS ARRA I.
2. AUTHORIZATION OF PAY ESTIMATE NO. 5 IN THE AMOUNT OF \$12,175.62 FOR RENROCK CONSTRUCTION FOR 2009 DRAINAGE IMPROVEMENT PROJECT NO. 12- HOLLIS II.
3. AUTHORIZATION OF PAY ESTIMATE NO. 1 IN THE AMOUNT OF \$25,024.52 FOR THE DIRT COMPANY FOR 2010 DRAINAGE IMPROVEMENT PROJECT – ACADEMY ROAD BRIDGE.
4. AUTHORIZATION OF PAY ESTIMATE NO. 1 IN THE AMOUNT OF \$29,490.34 FOR RENROCK CONSTRUCTION FOR 2009 DRAINAGE IMPROVEMENT PROJECT NO. 14- HOLLIS IV.
5. AUTHORIZATION OF PAY ESTIMATE NO. 1 IN THE AMOUNT OF \$49,493.96 FOR ELLIS CONSTRUCTION FOR THE OLD WEST POINT ROAD EMERGENCY BRIDGE REPAIR.
6. APPROVAL OF CHANGE ORDER NO. 1 FOR THE REED ROAD WIDENING PROJECT RESULTING IN A TOTAL PROJECT COST REDUCTION OF \$16,007.98.
7. AUTHORIZATION OF PAY ESTIMATE NO. 1 IN THE AMOUNT OF \$58,198.87 FOR WEATHERS CONSTRUCTION FOR THE HOSPITAL ROAD PEDESTRIAN IMPROVEMENT PROJECT

G. FIRE DEPARTMENT

1. REQUEST CONSIDERATION OF THE CHANGE ORDER NUMBER 3 TO WEATHERS CONSTRUCTION, INC. FOR FIRE STATION NUMBER 5 IN THE AMOUNT OF \$14,949.14 FOR ADDITIONAL PIPE AND REINFORCED CONCRETE.

H. PERSONNEL

1. REQUEST APPROVAL TO HIRE JOSEPH GODDARD AND MICHAEL HOWARD AS MAINTENANCE WORKER 1 IN THE STREET DEPARTMENT TO FILL VACANT POSITIONS.
2. REQUEST APPROVAL TO CONTRACT WITH AN OUTSIDE JANITORIAL SERVICE TO PROVIDE TEMPORARY, PART-TIME SERVICE FOR CITY HALL DUE TO BOBBY CROMWELL'S RETIREMENT.
3. REQUEST AUTHORIZATION TO CONTINUE SERVICES OF JOHN HENDRIX, SARA HANKINS AND RICHARD MCKEE IN ANIMAL CONTROL THROUGH THE REMAINDER OF CURRENT FISCAL YEAR

I. POLICE DEPARTMENT

THERE ARE NO ITEMS FOR THIS AGENDA

J. PUBLIC SERVICES

1. REQUEST APPROVAL TO INSTALL A GRAVITY SEWER LINE TO SERVE THE PROPOSED FIRE STATION BUSINESS PARK AND ADJACENT PROPERTIES IN THE ESTIMATED AMOUNT OF \$54,000.
2. REQUEST APPROVAL TO INSTALL A GRAVITY SEWER LINE TO SERVE THE PROPOSED OKTIBBEHA COUNTY HOSPITAL WOMAN'S CLINIC AND ADJACENT PROPERTIES IN THE ESTIMATED AMOUNT OF \$16,000.
3. REQUEST APPROVAL TO ISSUE A NOTICE TO PROCEED TO WITH HYDROVAC, INC., THE SUBMITTER OF THE LOWEST ESTIMATE OF \$23,100.00 TO PROVIDE LABOR AND EQUIPMENT TO CLEAN AND INSPECT THE WET WELL AT THE INFLUENT PUMP STATION.
4. REQUEST APPROVAL FOR CONTROL SYSTEMS INCORPORATED, A SINGLE SOURCE, TO REPLACE FAULTY ELECTRICAL AND CONTROL EQUIPMENT AT THE DEERFIELD SUBDIVISION PUMPING STATION IN THE AMOUNT OF \$11,954.00

K. SANITATION DEPARTMENT

THERE ARE NO ITEMS FOR THIS AGENDA

XII. EXECUTIVE SESSION

A. PENDING LITIGATION

XIII. ADJOURN UNTIL JULY 6, 2010 @ 5:30 AT 101 LAMPKIN STREET IN THE CITY HALL COURTROOM.

APPENDIX A

PROPOSED CONSENT AGENDA

IX. MAYOR'S BUSINESS

A. CONSIDERATION OF THE APPROVAL OF A REQUEST FOR THE EXTENSION OF THE USDA LOAN.

~~C. CONSIDERATION OF THE AUTHORIZATION FOR THE MAYOR TO SIGN AN APPLICATION FOR TIGER 2 GRANT FUNDS FOR STREET IMPROVEMENTS.~~

X. BOARD BUSINESS

A. CONSIDERATION OF THE APPROVAL OF THE ENGAGEMENT LETTER FROM WATKINS, WARD AND STAFFORD FOR THE AUDIT FOR THE FISCAL YEAR ENDING 2010.

C. CONSIDERATION OF THE APPROVAL OF THE LETTER OF AGREEMENT WITH HONEYWELL INTERNATIONAL FOR A PRELIMINARY INVESTIGATION FOR A FEASIBILITY STUDY ON A PERFORMANCE BASED CONTRACT PROJECT.

G. CONSIDERATION OF APPROVING THE CONTRACT ADDENDUM WITH CELLULAR SOUTH FOR VOICE, DATA SERVICE AND EQUIPMENT RENEWAL..

XI. DEPARTMENT BUSINESS

A. AIRPORT – NO ITEMS

B. BUILDING DEPARTMENT – NO ITEMS

C. OFFICE OF THE CITY CLERK

1. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS EXCEPT THE FIRE DEPARTMENT AS OF MAY 13, 2010.

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

D. COURTS – NO ITEMS

E. ELECTRIC DEPARTMENT – NO ITEMS

F. ENGINEERING AND STREETS

1. AUTHORIZATION OF PAY ESTIMATE NO. 3 IN THE AMOUNT OF \$80,189 FOR FALCON CONTRACTING FOR PROJECT NO. STP-0420-00-(017/105680701000 OTHERWISE KNOWN AS ARRA I.
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I. POLICE DEPARTMENT – NO ITEMS

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4. REQUEST APPROVAL FOR CONTROL SYSTEMS INCORPORATED, A SINGLE SOURCE, TO REPLACE FAULTY ELECTRICAL AND CONTROL EQUIPMENT AT THE DEERFIELD SUBDIVISION PUMPING STATION IN THE AMOUNT OF \$11,954.00.

K. SANITATION DEPARTMENT – NO ITEMS

**NOTE: THE FOLLOWING CONSENT ITEMS (NUMBERS 2-19) WERE ADOPTED
WITH APPROVAL OF THE OFFICIAL AGENDA AS REVISED**

2.

**APPROVAL OF THE LETTER
TO BE SIGNED BY THE MAYOR REQUESTING
A ONE YEAR EXTENSION OF THE USDA APPROVED
LOAN FUNDS FOR CONSTRUCTING THE POLICE FACILITY.**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “Approval of the letter to be signed by the Mayor requesting a one year extension of the USDA approved loan funds for constructing the police facility” is enumerated; this consent item is thereby unanimously approved.



THE CITY OF STARKVILLE

OFFICE OF MAYOR

CITY HALL, LAMPKIN STREET

Parker Y. Wiseman

PHONE 662-323-4583

FAX 662-323-4015

June 16, 2010

Ms. Sheila Freely

Area Director,

USDA Rural Development

510 Highway 25 North, Ste 3

Starkville, MS 39759

RE: City of Starkville RDA Loan

Dear Ms. Freely:

On August 19, 2009, I sent you a letter requesting an extension on the five million dollar (\$5,000,000) loan that has been earmarked for the construction of a municipal police and court complex for the City of Starkville. I am again writing to request such an extension. Realizing that it is unfair to request that the Department continue to encumber the funds necessary to make this loan for an indefinite period of time, I am requesting that an extension until July 1, 2011. The reason for the duration of the request is that is to give adequate time for us to put together a construction project and build public consensus for the project.

I recognize that such a request some six years after the date of the city gaining eligibility for the program is a rather tall request. Therefore, I would like to recap the developments of this project that have brought us to this point.

In the summer of 2004, the City was made eligible for the loan program by virtue of federal legislation. The need then was pressing for a facility to house and properly equip our municipal police force and court system. That need has only intensified as our city has grown and evolved over the past six years.

During that six year period this project has been a constant objective. It is fair to question why it has yet to come into fruition despite the fact that it has been a constant objective for six years. It is only fair for me to answer that question as part of my request.

The original project proposed in 2004 was to be located along the newly constructed Highway 25 bypass that runs along the edge of Starkville. Municipal elections were held in the spring of 2005, and the location of the original project became a major issue of that campaign season as early as the summer of 2004. While the Board of Aldermen sitting during 2004 approved of the original proposal, a grassroots effort began during that summer to push the project to a more central location within the community. Ultimately, several people who were a part of that grassroots effort became candidates for mayor and the Board of Aldermen.

Many of those candidates were elected in 2005, and with their election came a mandate for a centrally located project. After a year long project planning period, a downtown location was selected, and the project was placed before the public in a referendum on September 26, 2006. That referendum fell 23 votes short of passage, and once again the project was back at square one.

In spite of past political struggles surrounding the project, the community recognition of the need for the facility has never wavered. In fact, completing the project was a major part of the platform I ran on for mayor in the spring of 2009 as it was for several candidates for the Board of Aldermen as well. Since taking office we have actively been working to locate property and to develop a plan for a project that will be championed by the community at large.

Dealing with the history of this project and the difficulty of locating a viable piece of property for the project, have caused the process to move more slowly than I would have hoped. Nevertheless, I am optimistic that we are headed in the right direction, and I am confident that we should have a clear direction for this project within the next twelve months. Knowing that this loan will be available for the duration of that twelve month period will aid the process tremendously. Thank you for hearing my request, and please do not hesitate to contact me should the need arise.

Sincerely,

Parker Y. Wiseman

Mayor, City of Starkville

3.

**APPROVAL OF ENGAGEMENT LETTER WITH
WATKINS, WARD AND STAFFORD
FOR THE CITY OF STARKVILLE AUDIT
FOR THE FISCAL YEAR ENDING 2010.**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “Approval of the engagement letter with Watkins, Ward and Stafford for the City of Starkville Audit for the Fiscal Year ending 2010” is enumerated; this consent item is thereby unanimously approved.

4.

**APPROVAL OF THE LETTER OF AGREEMENT WITH
HONEYWELL INTERNATIONAL FOR
A PRELIMINARY INVESTIGATION REGARDING A
FEASIBILITY STUDY ON A PERFORMANCE BASED CONTRACT.**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “Approval of the letter of agreement with Honeywell International for a preliminary investigation for a Feasibility Study on a performance base contract” is enumerated; this consent item is thereby unanimously approved.



**THE CITY OF
STARKVILLE**

OFFICE OF MAYOR
CITY HALL, LAMPKIN STREET
STARKVILLE, MISSISSIPPI 39759
p.wiseman@cityofstarkville.org

Parker Y. Wiseman
MAYOR

PHONE 662-323-4583
FAX 662-324-4015

June 15, 2010

Brian P. Wozniak
Honeywell International, Inc.
3124 Lake Highland Lane
Hoover, AL 35242

Subject: Letter of Authorization for Critical Infrastructure Investigation

Dear Mr. Wozniak:

Please be advised that the City of Starkville, Mississippi intends to pursue implementation of a self-funding performance-based contract project. The City of Starkville recognizes that such a project can result in increased revenues by improving meter accuracy city-wide, improving energy and operational efficiency, improving safety, comfort and control of the building environments, improving security and communications for city operations and citizens, and more effective use of our facility's resources.

I am pleased to inform you that the City of Starkville does hereby authorize Honeywell to perform a preliminary investigation to assess the feasibility of a performance contract and will assist Honeywell with the collection of the necessary information for this investigation including, but not limited to:

- Wireless Broadband applicability
- Electric SmartGrid applicability
- Water loss data, water meter population data and meter reading procedures
- Facility access
- Building addresses and square footage data
- Street light and traffic signal data
- Utility data
- Financial documentation (audited financial statements & budget)
- Operational and maintenance cost data

This letter of Authorization is effective for 180 days or until it is superseded by an executed contract between the City of Starkville and Honeywell. It may be cancelled by either party by providing written notice to the other party at least five (5) business days in advance. While the City of Starkville intends to pursue a performance contract, this initial investigation will be provided at no charge, and there is not obligation for either party to reach agreement on a contract.

Sincerely,

Parker Y. Wiseman, Mayor
City of Starkville, Mississippi

5.

**APPROVAL THE CONTRACT ADDENDUM WITH
CELLULAR SOUTH FOR VOICE,
DATA SERVICE AND EQUIPMENT RENEWAL**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “this agreement renewal allows Cellular South to provide the city with state contract pricing on our cellular voice and data plans along with discount pricing on new and/or replacement equipment” is enumerated; this consent item is thereby unanimously approved.

**GOVERNING AUTHORITY
SUPPLEMENT TO
MASTER CELLULAR VOICE AND DATA SERVICE AND EQUIPMENT AGREEMENT
BETWEEN
CELLULAR SOUTH, INC.
AND
MISSISSIPPI DEPARTMENT OF INFORMATION TECHNOLOGY SERVICES
AS CONTRACTING AGENT FOR THE
AGENCIES AND INSTITUTIONS OF THE STATE OF MISSISSIPPI**

This document shall serve as a Supplement to the original Master Cellular Voice and Data Service and Equipment Agreement (hereinafter referred to as "Master Agreement") executed June 26, 2007, between Cellular South, Inc., a Mississippi corporation having its principal offices at 1018 Highland Colony Parkway, Suite 300, Ridgeland, MS 39157 (hereinafter referred to as "Contractor"), and the Mississippi Department of Information Technology Services, having its principal place of business at 301 North Lamar Street, Suite 508, Jackson, Mississippi 39201 (hereinafter referred to as "ITS"), as contracting agent for the governmental agencies, educational institutions and governing authorities of the State of Mississippi. It is understood by parties that this Supplement is on behalf of the City of Starkville having its principal place of business at 101 E. Lampkin Street, Starkville, MS 39759 (hereinafter referred to as "Governing Authority").

WHEREAS, ITS, pursuant to Request for Proposals ("RFP") No. 3489, requested proposals for the acquisition of master agreements containing the terms and conditions which will govern any orders placed by ITS or other designated entities during the term of this Master Agreement for cellular voice and data service (collectively referred to as "Services") and Products, which will be administered by ITS;

WHEREAS, the Contractor was the successful proposer in an open, fair and competitive procurement process to provide the above-mentioned Services and Products;

WHEREAS, the Contractor pricing in the Master Agreement is based upon the State's commitment to a guaranteed contract term; and

WHEREAS, Article 4 of the Master Agreement provides that any governing authority within Mississippi acquiring products and services under the Master Agreement will work with Contractor to mutually determine the applicable term of service;

NOW THEREFORE, in consideration of the mutual understandings, promises, consideration and agreements set forth, the parties hereto agree as follows:

1) The term of this Supplement shall be a minimum of two (2) years, beginning on (a) the date Governing Authority activates Service with Contractor (if the Governing Authority is a new customer), or (b) the date on which Contractor activates a new rate plan for the Services and Products applicable to Governing Authority (for existing customers) (hereinafter referred to as "Supplement Term"). It is understood and agreed that during the Supplement Term Contractor shall be the designated provider of all Services and Products for Governing

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Authority. Any exceptions will be on a case-by-case basis for specific devices for which adequate coverage cannot be provided by Contractor or for specific business requirements for which functionality cannot be provided by Contractor. At the end of the Supplement Term this Supplement will renew on a month to month basis until terminated by either party.

2) Governing Authority acknowledges and agrees that Governing Authority has been provided a special rate on the purchase of wireless devices and data Services under this Supplement. Therefore, Governing Authority agrees that failure to maintain Service with Contractor for the Supplement Term shall result in an Early Termination Charge in addition to any other contractual damages caused by such termination. There are two (2) types of Early Termination Charges: (a) one for terminating data Services prior to the end of the Supplement Term; and (b) one for deactivating a wireless device prior to the end of the Supplement Term. Each Early Termination Charge is equal to One Hundred and Eighty Dollars (\$180.00). By way of example only, if Governing Authority purchases a wireless device with a data Services then both Early Termination Charges apply and the maximum total Early Termination Charge is Three Hundred and Sixty Dollars (\$360.00) per device. The Early Termination Charge allows Contractor to recover a portion of the losses it incurs by providing Governing Authority with a special discounted rate on the wireless devices and data Services. There shall be no Early Termination Charge in the event Customer terminates Service within thirty (30) days of executing this Supplement.

3) Contractor shall provide the Products and Services detailed in Exhibit A to this Supplement, at the prices shown therein. The parties understand and agree that this Supplement is subject to and controlled by the terms and conditions set forth in the above referenced Master Agreement. Any additional discounts or price decreases negotiated under the Master Agreement and/or additional Products and Service plans added to the Master Agreement will be made available to Governing Authority by Contractor under this Supplement. Current Products, Services, and associated pricing are available on Cellular South's website for the State of Mississippi at <http://www.cellularsouth.com/msgov>. Questions concerning the Master Agreement may be directed to ITS at the address below or by calling (601) 359-1395.

- 4) Any correspondence between the parties required under this Supplement shall be addressed as follows:

If to Contractor:

Name: Cellular South, Inc.
Address: 1018 Highland Colony Parkway
Suite 300
Ridgeland, MS 39157

If to Governing Authority:

Name: City of Starkville
101 E. Lampkin Street
Starkville, MS 39759

If to ITS:

Name: Paula Coon
Address: 301 North Lamar Street
Suite 508
Jackson, MS 39201

- 5) All other provisions in the Master Agreement shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Supplement to be executed by their authorized undersigned representatives.

Governing Authority:

City of Starkville

By: _____
Authorized Signature

Printed Name: Parker Wiseman

Title: Mayor

Date: _____

Contractor:

Cellular South, Inc.:

By: _____
Authorized Signature

Printed Name: Sherry Stegall

Title: Senior Vice President

Date: _____

APPROVAL OF CLAIM DOCKET #06-15-10-B
THE TOTAL CLAIMS FOR THE CLAIMS DOCKET
ENDING JUNE 10, 2010 TOTALING \$814,597.36.

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “The total claims for the claims docket ending June 10, 2010 is \$814,597.36” is enumerated; this consent item is thereby unanimously approved.

CLAIMS DOCKET
NO. 06-15-10-B
JUNE 15, 2010

General Fund	001	\$329,301.61
Restricted Police Fund	002	112.45
Airport Fund	015	281.75
Sanitation	022	22,077.89
Landfill	023	3,897.45
1994 2% Food and Beverage Tax	105	17,500.00
Computer Assessments	107	4,836.67
Road Maintenance Fund	304	17,782.35
American Recovery Reinvestment Act Fund (ARRA)	309	331,072.00
Park and Recreation (Tourism)	375	0
Water/Sewer	400	78,195.07
Vehicle Maintenance (Shop)	500	9,540.12
VCC (Hotel/Motel)	610	0
Economic Development, Tourism & Convention (2%)	630	0
Electric		0
TOTAL		\$814,597.36

7.

APPROVAL OF MAY 2010 FINANCIAL STATEMENT.

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “Receipts and expenditures for the period ending May 31, 2010 in accordance with 21-35-13 of Mississippi Code of 1972 Annotated” is enumerated; this consent item is thereby unanimously approved.

8.

APPROVAL OF AUTHORIZATION OF PAY ESTIMATE NO. 3

**IN THE AMOUNT OF \$80,189 TO FALCON CONTRACTING
FOR PROJECT NO. STP-0420-00-(017)/105680701000 (ARRA I)**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, "This is pay estimate no. 3 in the amount of \$80,189 for Falcon contracting for Project no STP-0420-00-(017)/105680701000 otherwise known as ARRA I" is enumerated; this consent item is thereby unanimously approved.

CONSTRUCTION
CS CAD-301
REV 11-02

MISSISSIPPI DEPARTMENT OF TRANSPORTATION
CONTRACTORS ESTIMATE - BICAP BIDDY

STP-0420-00(017)
105680701

Vendor Number Y000000000 Invoice Number _____
 Project No. STP-0420-00(017)/105680701000 County Clarke Sheet No. 3 of 4
 In Account With City of Starkville, 101 Lamoria St., Starkville, MS 39759
 Contract Number: 000000000 Surety _____
 Est. No. 3 (Progress - BIKKI) Period May 1, 2010 Thru May 31, 2010 Document No. _____

Line Item	QTY	Unit	Description	Project Budget/Detail Code	Est. Item #	Current Period	Previous Period	Total Allowed to Date
Total Participating Item	Y00	000136	221 3510	105680701000	1	80,189	421,320	521,509
Total Non-Participating Item	902					0	0	0
Total	903					80,189	421,320	521,509
Retainage at 5.00%	904	000136	221 3530	105680701000	1	0	0	0
Less 5.00% in C.O.D.	905							
Total All Work Due	906					80,189	421,320	521,509
Legislated Changes	010	000136	221 3520	105680701000	1	0	0	0
Fuel & Oil Adjustment	011	000136	221 3510	105680701000	1	0	0	0
Trucking by MW	012	327570	734 6100	105680701000	1	0	0	0
Total Bid Work Due	014					80,189	421,320	521,509

Approved: (Project Engineer) *Keith Julian* Completion Date 03/11/2010
 Approved: (C&C) *Edward Hoop* Total Time Allowed: 72.0
 Approved: P.S. Shook Contract & Complete 11.0 61.0 72.0
 Contract % of elapsed time 13.28 84.72 100.00
 Progress Schedule & Complete 13.28 84.72 100.00

The sole purpose of the Contract Administration Engineer's signature is to acknowledge that the bid has submitted the certifications and other data required by the bid manual for payment.
 AMOUNT OF BIDDING FOR CHANGES ESTIMATED TO BE THE NEAREST DOLLAR (000). FINAL ESTIMATES SHOULD BE ROUNDED TO THE NEAREST DOLLAR (00).

9.

**APPROVAL FOR AUTHORIZATION OF PAY ESTIMATE NO. 5
IN THE AMOUNT OF \$12,175.62 TO RENROCK CONSTRUCTION
FOR 2009 DRAINAGE IMPROVEMENT PROJECT NO 12-HOLLIS II**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, "Authorization of pay estimate no. 5 in the amount of \$12,175.62 for Renrock Construction for

2009 Drainage Improvement Project no 12-Hollis II” 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- 2009 DRAINAGE IMPROVEMENT PROJECT
 MONTHLY ESTIMATE #5**

PROJECT:	PROJECT #12- HOLLIS II			
CONTRACTOR:	REN-ROCK CONSTRUCTION			
DATE:	6/7/2010			
	INSTALLATION OF RIP RAP- HEADWALLS (TONS)	INSTALLATION OF EROSION MATTING (SY)	VEGETATIVE MATERIALS (SY)	ADDITIONAL CONTRACT WORK
MONTHLY QUANTITIES	255.64	0.00	0.00	\$0.00
PREV. MONTHLY QUANTITIES	1013.74	9779.00	4309.00	\$19,295.40
PROJECT TOTAL QUANTITIES	1269.38	9779.00	4309.00	\$19,295.40
UNIT PRICE	\$52.92	\$8.00	\$0.25	-
TOTAL DOLLAR AMOUNT	\$67,175.59	\$78,616.74	\$1,077.25	\$19,295.40
	TOTAL PROJECT COST TO DATE			\$166,365.98
	LESS TOTAL RETAINAGE (10%)			\$16,636.70
	TOTAL MONTHLY ESTIMATES			\$149,730.28
	LESS PREVIOUS PAYMENTS			\$137,554.66
	CURRENT MONTHLY ESTIMATE			\$12,175.62

10.

APPROVAL PAY ESTIMATE NO. 1

**IN THE AMOUNT OF \$25,024.52 FOR
THE DIRT COMPANY FOR THE
2010 DRAINAGE IMPROVEMENT PROJECT
ACADEMY ROAD BRIDGE**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, "Pay Estimate No. 1 in the amount of \$25,024.52 The Dirt Company for the 2010 Drainage Improvement Project Academy Road Bridge" is enumerated; this consent item is thereby unanimously approved.



THE CITY OF STARKVILLE
ENGINEERING DEPARTMENT
CITY HALL, 101 E. LAMPKIN STREET
STARKVILLE, MISSISSIPPI 39759-2044

**CITY OF STARKVILLE- 2010 DRAINAGE IMPROVEMENT PROJECT
MONTHLY ESTIMATE**

PROJECT:		PROJECT 10102-01 (ACADEMY ROAD BRIDGE REHABILITATION)			
CONTRACTOR:		THE DIRT COMPANY			
DATE:		5/27/2010			
ITEM	ESTIMATED QUANTITY	ACTUAL QUANTITY	UNIT	UNIT PRICE	EXTENSION
MOBILIZATION	1	1	L.S.	\$2,500.00	\$2,500.00
REMOVAL OF DEBRIS	1	1	L.S.	\$3,000.00	\$3,000.00
DITCH SHAPING & GRADING	1	1	L.S.	\$7,500.00	\$7,500.00
INSTALL GEOTEXTILE FABRIC	450	450	SY	\$5.00	\$2,250.00
100# LIMESTONE RIPRAP (24" THICK)	420	422.82	TON	\$20.73	\$8,773.52
MAINTENANCE OF TRAFFIC	1	1	L.S.	\$1,000.00	\$1,000.00
TOTAL PROJECT COST TO DATE					\$25,024.52
CURRENT MONTHLY ESTIMATE					\$25,024.52

11.

**APPROVAL PAY ESTIMATE NO. 1
IN THE AMOUNT OF \$29,490.34 TO RENROCK CONSTRUCTION
FOR 2009 DRAINAGE IMPROVEMENT PROJECT NO 14-HLLIS-IV.**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, "Pay Estimate No. 1 in the amount of \$29,490.34 for Renrock Construction for 2009 Drainage Improvement Project No. 14-Hollis-IV" 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- 2009 DRAINAGE IMPROVEMENT PROJECT
 MONTHLY ESTIMATE #1**

PROJECT:	PROJECT #14- HOLLIS IV			
CONTRACTOR:	REN-ROCK CONSTRUCTION			
DATE:	6/7/2010			
	INSTALLATION OF RIP RAP- HEADWALLS (TONS)	INSTALLATION OF EROSION MATTING (SY)	VEGETATIVE MATERIALS - HYDROSEEDING (SY)	ADDITIONAL CONTRACT WORK
MONTHLY QUANTITIES	129.2	2094.5	2094.5	\$0.00
PREV. MONTHLY QUANTITIES	0.00	0.00	0.00	\$0.00
PROJECT TOTAL QUANTITIES	129.20	2094.50	2094.50	\$0.00
UNIT PRICE	\$51.46	\$11.09	\$1.38	-
TOTAL DOLLAR AMOUNT	\$6,648.63	\$23,228.01	\$2,890.41	\$0.00
TOTAL PROJECT COST TO DATE				\$32,767.05
LESS TOTAL RETAINAGE (10%)				\$3,276.70
LESS PREVIOUS PAYMENTS				\$0.00
CURRENT MONTHLY ESTIMATE				\$29,490.34

12.

APPROVAL OF PAY ESTIMATE NO. 1

IN THE AMOUNT OF \$49,493.46 TO ELLIS CONSTRUCTION
FOR THE OLD WEST POINT ROAD
EMERGENCY BRIDGE REPAIR PROJECT

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “Approval of pay estimate no. 1 in the amount of \$49,493.96 for Ellis Construction for the Old West Point Road Emergency Bridge project” is enumerated; this consent item is thereby unanimously approved.

ELLIS CONSTRUCTION CO., INC.

419 MAIN STREET
P. O. BOX 871
COLUMBUS, MS 39703-0871
TELEPHONE (662) 327-2844
TELEFAX (662) 327-3710

25 April 2010

City of Starkville
City Hall
101 Lampkin Street
Starkville, MS 39759

I N V O I C E

Project 10111
Old West Point Road Bridge Rehabilitation

Item No.	Description	Actual Quantity	Unit	Unit Price	Extension
001	Mobilization	1	LS	\$ 15,000.00	\$ 15,000.00
002	Removal of Timber Piling & Timber Bulkhead	1	LS	\$ 1,800.00	\$ 1,800.00
003	Removal and Resetting of Precast Concrete Bridge Spans and Guardrails	1	LS	\$ 6,000.00	\$ 6,000.00
004	Removal and Resetting of Precast Concrete Bridge Cap	1	LS	\$ 3,000.00	\$ 3,000.00
005	Unclassified Excavation	190	CY	\$ 9.00	\$ 1,710.00
006	Borrow Excavation (CF, LVM, Class 9)	360	CY	\$ 18.00	\$ 6,480.00
008	Loose Riprap (300 Lb)	152.26	TON	\$ 46.00	\$ 7,023.96
Total Due					\$ 40,993.96

I N V O I C E

Project 10111
Old West Point Road Bridge Rehabilitation

Item No.	Description	Actual Quantity	Unit	Unit Price	Extension
007	10" Steel Piling	125	LF	\$ 68.00	\$ 8,500.00
Total Due					\$ 8,500.00

13.

APPROVAL AUTHORIZATION OF PAY ESTIMATE NO. 1

**IN THE AMOUNT OF \$58,198.87 TO WEATHERS CONSTRUCTION
FOR THE HOSPITAL ROAD PEDESTRIAN IMPROVEMENT PROJECT**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, "Approval of pay estimate no. 1 in the amount of \$58,198.87 for Weathers Construction for the Hospital Pedestrian Improvement Project" is enumerated; this consent item is thereby unanimously approved.



THE CITY OF STARKVILLE
ENGINEERING DEPARTMENT
CITY HALL, 321 E. LAMAR STREET
STARKVILLE, MISSISSIPPI 39759-2944

**HOSPITAL ROAD PEDESTRIAN IMPROVEMENTS
MONTHLY ESTIMATE #1**

PROJECT	WEI								
CONTRACT	WEATHERS CONSTRUCTION								
DATE	8/20/16								
LINE	DESCRIPTION	UNIT	REQ QUANTITY	UNIT PRICE	MONTHLY QUANTITY	PREVIOUS MONTH	TOTAL QUANTITY	TOTAL PAYMENT	PERCENT COMPLETE
0-000-B	MARKET EXISTING PAVEMENT AND REMOVING CURB (DEPTH)	LF	490.0	\$4.77	100.0	0.0	490.0	\$2,319.30	75.75%
0-000-A	NORMAN CALCULATION (A.M.) (CONTRACTOR FURNISH & INSTALL)	CY	180.0	\$19.30	36.0	0.0	36.0	\$1,138.80	20.00%
0-011-B	FORMS FOR CURB SHOULDER AND UNDER STOP & VERTICAL CURB CONTRACTOR FURNISHES	CY	30.0	\$51.00	0.0	0.0	0.0	\$1,530.00	100.00%
0-013-A	FORMS FOR CURB SHOULDER	TON	1.0	\$900.00	0.0	0.0	0.0	\$900.00	100.00%
0-013-B	CONCRETE FOR FORMS (10' X 10')	TON	0.0	\$800.00	0.0	0.0	0.0	\$0.00	0.00%
0-014-B	REINFORCING (SPRING MIXTURE)	KG	0.0	\$1,000.00	0.0	0.0	0.0	\$0.00	0.00%
0-015-A	REINFORCING MATERIALS FOR CURB	TON	0.0	\$1,100.00	0.0	0.0	0.0	\$0.00	0.00%
0-015-B	TEMPORARY SILT FENCE (TYPE 3)	LF	40.0	\$2.27	40.0	0.0	40.0	\$90.80	100.00%
0-016-A	TEMPORARY EROSION CHECK	EA	0.0	\$11.70	0.0	0.0	0.0	\$0.00	0.00%
0-016-B	PILE DRUMMED STONE BANK CURB	CY	40.0	\$40.00	0.0	0.0	0.0	\$0.00	0.00%
0-016-C	COLD BITUMINOUS ASPHALT (TYPE F) FOR ROAD WEAR AND REPAIR	TON	10.0	\$374.00	0.0	0.0	0.0	\$3,740.00	100.00%
0-016-D	PRE-CAST STORM PAVEMENT TYPE 30-2	EA	1.0	\$5,230.00	1.0	0.0	1.0	\$5,230.00	100.00%
0-016-E	CONCRETE BEAMS, WITHOUT REINFORCEMENT	CY	3.0	\$30.00	3.0	0.0	3.0	\$90.00	100.00%
0-016-F	PP CONCRETE CURB AND GUTTER	LF	40.0	\$10.27	10.0	0.0	10.0	\$410.80	25.00%
0-016-G	P CONCRETE POST CURB	LF	10.0	\$20.00	10.0	0.0	10.0	\$200.00	100.00%
0-016-H	IMPLEMENTATION OF TRAFFIC & TRAFFIC CONTROL PLAN	LD	1.0	\$4,070.00	1.0	0.0	1.0	\$4,070.00	100.00%
0-016-I	WORKSTATION	LD	1.0	\$1,000.00	1.0	0.0	1.0	\$1,000.00	100.00%
SUBTOTAL - BASE BID								\$41,000.81	100.00%
ALTERNATE 1 - PAVEMENT STRIPS									
0-016-J	1/2" THERMOPLASTIC STRIP (WHITE) (20' WIDE)	CY	100.0	\$0.04	0.0	0.0	0.0	\$0.00	0.00%
SUBTOTAL - ALTERNATE 1								\$0.00	0.00%
TOTAL PROJECT COST (BASE BID + ALTERNATE 1)								\$41,000.81	100.00%
LESS TOTAL RETAINAGE (20%)								\$8,200.16	
LESS PREVIOUS PAYMENTS								\$0.00	
TOTAL DUE THIS ESTIMATE								\$32,800.65	

14.

**APPROVAL OF THE CHANGE ORDER NUMBER 3
TO WEATHERS CONSTRUCTION FOR FIRE STATION NUMBER 5
IN THE AMOUNT OF \$14,949.14 FOR
REINFORCED CONCRETE AND ADDITIONAL PIPE.**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, "Approval of the change order number 3 to Weathers Construction for Fire Station Number 5 in

the amount of \$14,949.14 for reinforced concrete and additional pipe” is enumerated; this consent item is thereby unanimously approved.

CHANGE ORDER

City of Starkville, MS

Distribution to:
 OWNER
 ARCHITECT
 CONTRACTOR
 FIELD
 OTHER

PROJECT: Fire Station No. 5

CHANGE ORDER NUMBER: 3

TO: (Contractor)

INITIATION DATE: 6/10/2010

┌ Weathers Construction, Inc
 1396 Hwy 69 South
 Columbus, MS 39702
 └

PROJECT NO:
 CONTRACT FOR: Building Construction
 CONTRACT DATE: 11/25/2009

You are directed to make the following changes in this Contract:

1.	Furnish & install 150 linear feet of 22" x 13" reinforced concrete pipe w/ 2 flared end sections along north boundary of project as directed. ADD		\$13,030.00
2.	Install an additional quick disconnect and electrical circuit for HVAC Condensing unit at east side of building	ADD	\$ 1,919.14
TOTAL ADD			\$14,949.14

Not valid until signed by both the Owner and Architect/Engineer.
 Signature of the contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original Contract Amount was.....\$ 828,175.00
 Net change by previously authorized Change Orders.....\$ 24,669.89
 The Contract Amount prior to this Change Order was.....\$ 852,844.89
 The Contract Amount will be (increased) (decreased) (unchanged) by this Change Order.....\$ 14,949.14
 The new Contract Amount including this Change Order will be.....\$ 867,794.03
 The Contract time will be (increased) (decreased) (unchanged) by (0) Days
 The Date of Substantial Completion as of the date of this Change Order therefore is July 28, 2010

ARCHITECT/ENGINEER City of Starkville, MS	CONTRACTOR Weathers Construction, Inc.	OWNER City of Starkville, MS
Address 101 E. Lampkin St	Address 1396 Hwy 69 South	Address 101 E. Lampkin St
Starkville, MS 39759	Columbus, MS 39702	Starkville, MS 39759
By _____	By _____	By _____
Date _____	Date _____	Date _____

15.

APPROVAL TO HIRE JOSEPH GODDARD

**AND MICHAEL HOWARD AS MAINTENANCE WORKER 1
IN THE STREET DEPARTMENT TO FILL VACANCIES**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “Approval to hire Joseph Goddard and Michael Howard to fill positions of Maintenance Worker 1 in the Street Department. Annual salary of \$17,969.38 (\$8.64 hour), Grade4, Step 3A” is enumerated; this consent item is thereby unanimously approved.

16.

**APPROVAL TO CONTRACT WITH AN OUTSIDE
JANITORIAL SERVICE TO PROVIDE TEMPORARY,
PART-TIME SERVICE FOR CITY HALL**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “Approval to use and outside service for temporary, part-time janitorial services for City Hall while we complete the application and selection process for someone to replace retiring janitor Bobby Cromwell at a price not to exceed \$225 per week” is enumerated; this consent item is thereby unanimously approved.

17.

**APPROVAL TO INSTALL A GRAVITY SEWER LINE
TO SERVE THE PROPOSED FIRE STATION
BUSINESS PARK AND ADJACENT PROPERTIES
IN THE ESTIMATED AMOUNT OF \$54,000**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, “Approval to install a gravity sewer line to serve the proposed fire station business park and adjacent properties in the estimated amount of \$54,000” is enumerated; this consent item is thereby unanimously approved.

18.

**APPROVAL TO INSTALL SEWER LINE
TO SERVE THE PROPOSED OKTIBBEHA COUNTY HOSPITAL
WOMAN’S CLINIC AND ADACENT PROPERTIES
IN THE ESTIMATED AMOUNT OF \$16,000.**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, "Approval to install a gravity sewer line to serve the proposed Oktibbeha County Hospital Woman's Clinic and adjacent properties in the estimated amount of \$16,000" is enumerated; this consent item is thereby unanimously approved.

19.

**APPROVAL FOR CONTROL SYSTEMS INCORPORATED,
A SINGLE SOURCE, TO REPLACE FAULTY ELECTRICAL
AND CONTROL EQUIPMENT AT THE
DEERFIELD SUBDIVISION PUMPING STATION
IN THE AMOUNT OF \$11,954.00**

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Parker, and unanimously approved by the Board to approve the Official Agenda to accept items for Consent, whereby, "Approval for Control Systems Incorporated, a single source, to replace faulty electrical and control equipment at the Deerfield Subdivision Pumping Station in the amount of \$11,954.00" is enumerated; this consent item is thereby unanimously approved.

NOTE: The City's radio monitored and control systems are provided by Control Systems Incorporated and will not function properly if differing (incompatible) parts are installed.

END OF CONSENT ITEMS

20.

**A MOTION TO APPROVE THE MINUTES OF THE
MAY 4, 2010 REGULAR MEETING OF THE
MAYOR AND THE BOARD OF ALDERMAN**

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Henry Vaughn, Sr., to approve and adopt the May 4, 2010 Regular Meeting Minutes of the Mayor and the Board of Alderman. The Board unanimously approved the motion.

COMMENTS (MAYOR AND BOARD)

Mayor Parker Wiseman announced the July 4, 2010 activities at the Starkville Sportsplex. Several activities have been scheduled, beginning at 6:00pm with inflatable's for the children; 6:30pm free hotdogs and snow cones, 7:30pm free ice cream, 8:00pm music by John Robert Arnold, and finally the main event at 9:00pm a firework show approximately 20 minutes in length. The Mayor informed everyone that he attend last year and was impressed with last year's show and encourages everyone who will be in town to attend.

Mayor Parker Wiseman announced Steps on Saturday initiated by the Oktibbeha County Hospital as part of Healthy Hometown. They are expanding the program and are promoting a competition among businesses within the City of Starkville to see which business can walk the most steps. The Mayor asked all city employees to participate in this competition with Starkville businesses. The Mayor also encouraged the city leaders to calculate their steps and complete one of the sheets. Steps on Saturday conversion chart are available to assist with converting activities to steps. He is asking all participants to keep track of activities and turn the sheet into Tawnya Sanders, Administrative Assistant in the Mayor's Office.

Alderman Corey commented on the Technology Committee activities, one being the review and evaluation of the city's existing computer system by the well-known Honeywell, Inc., and a renegotiated state contract with Cellular South for cell phones which will yield a savings of approximately \$30 per cell phone. Alderman Corey also expressed exploring the feasibility and possibility of providing wireless internet for the downtown area.

CITIZEN COMMENTS

Mr. Alvin Turner, Ward 7 spoke to the Board concerning the citizens about a curfew for student's ages 12-17 years old. He also expressed concerns about the Helmet Ordinance because he has not seen it in the newspaper. He left pictures of Wood and Louisville Streets to show the potential danger caused by obstruction of view.

Emma Randle thanks the Board for the opportunity for allowing her to speak. She stated that she reside at 1677 Bluefield Road. She addressed the Board to detail her first encounter with police harassment. She explained the incident that happened on June 12, 2010 around 7:40pm; she asked the Board to initiate an investigation of the occurrence. She provided the Board with her cell and home phone number. **Mayor Parker Wiseman** acknowledged that this was the first time hearing this and will place it with the Police Chief for an internal investigation with the assurance that someone from the City will contact her with the findings of the investigation.

Ms. Dorothy Isaac thanked the Board for reconsidering a curfew. She also requested that a summer job program for the youths of Starkville be implemented next summer.

PUBLIC APPEARANCES

Randy Scrivener, representing Watkins, Ward and Stafford presented the 2009 Audit Report for the City. He provided an overview of the audit as being an unqualified, clean opinion—assets, liabilities, revenues, and expenditures were fairly stated. Mr. Scrivener explained that General Funds Balance being \$386,000 is a little lower than what he would like to see, adding that he would like for it to be in the range of 6-8% of the Budget, approximately \$750,000. However, Mr. Scrivener explained that he is not overly concerned because of the quality of management the city has exhibited. He explained that the audit returned no compliance issues and four very minor internal control weaknesses. Mr. Scrivener informed the Board that this audit was one of the smoothest audits he had performed.

Bricklee Miller & Dana Trawick from the Mississippi Horse Park presented the Board with the annual update. They provided a slide show presentation of events and gave a detailed summary of events happening at the park. The presentation included an overview of economic growth last

year and showed improvement in growth and facilities. They informed the Board of future goals and upcoming events.

PUBLIC HEARING (Zoning Change request by Mr. John Hartlein; C-2 to PUD at 214 S. Washington St.)

Mr. Griffith introduced the subject of the Public Hearing (a zoning change at 214 S. Washington Street, from C-2 (General Business) to PUD (Planned Unit Development))

Mayor Parker Wiseman opened the Public Hearing with discussion from the Board. After discussion by the Board, the Mayor invited comments from the citizens. Citizens were allowed to speak for a maximum of 30 minutes; 15 minutes were given to those speaking in favor of the Zoning Change and 15 minutes for those speaking against the Zoning Change.

FOR	AGAINST	NEITHER FOR NOR AGAINST
John Hartlein	Tom Ball	
Dorothy Watson	Jeff Hosford	
	Nancy Ball	
	Bill Mann	
	Doris McGee	
	Betsy Ball for Shawn Sullivan	
	Ellen Weatherly	

The Mayor closed the citizen comment portion of the Public Hearing and asked the Board for further comments or questions. He also reminded the Board of this item requiring action later in the agenda. After further comments by the Board, the Mayor closed the Public Hearing.

MAYOR’S BUSINESS

Mayor Parker Wiseman states the first matter under Mayor’s business is the discussion of a date for the Wrap Up of the Strategic Planning Meeting. He asked the Board to set the meeting for mid July. He states this plan meeting will last at least four hours. Alderman Corey suggested they come back with a date at the next meeting. Mayor Wiseman suggested a tentative date of July 14, 2010, 5:30 p.m., however it will be revisited at the July 6, 2010 Board meeting.

BOARD BUSINESS

21.

**A MOTION APPROVING AUTHORIZATION FOR THE MAYOR TO
SIGN THE PRE-PROPOSAL DOCUMENT FOR THE TRANSPORTATION
IMPROVEMENT GRANT FOR ECONOMIC RECOVERY**

**(TIGER II) FUNDING GRANT FOR STREET IMPROVEMENT
TO BE SUBMITTED ON OR BEFORE JULY 16, 2010**

There came for consideration the matter of authorizing the Mayor to sign the pre-proposal document for the TIGER II Funding Grant for street improvement to be submitted on or before July 16, 2010. After discussion, and

Upon the motion of Alderman Sandra Sistrunk, duly seconded by Alderman Eric Parker, to authorize the Mayor to sign the pre-proposal document for the TIGER II Funding Grant for street improvement to be submitted on or before July 16, 2010, the Board unanimously voted its approval.

22.

**A MOTION TO APPROVE AMENDING THE
CAPITAL IMPROVEMENT DITCH PROGRAM TO INCLUDE
NORTHSIDE DRIVE DITCH AT AN APPROXIMATE
COST OF \$58,575.00**

There came for consideration the matter of approval of amendment of the Capital Improvement Ditch Program to include Northside Drive Ditch at an approximate cost of \$58,575.00. After discussion, and

Upon the motion of Alderman Henry Vaughn, duly seconded by Alderman Richard Corey, to approve the amending the Capital Improvement Ditch Program to include Northside Drive Ditch at an approximate cost of \$58,575.00, the Board unanimously voted its approval.



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

ENGINEER'S OPINION OF PROBABLE COST
NORTHSIDE DRIVE DITCH IMPROVEMENTS
DATE: 6/3/2010

ITEM	ESTIMATED QUANTITY	UNIT	UNIT PRICE	EXTENSION
MOBILIZATION	1	LS	\$3,000.00	\$3,000.00
CLEARING & GRUBBING	1.4	AC	\$15,000.00	\$21,000.00
DITCH SHAPING & GRADING	2400	SY	\$3.00	\$7,200.00
VEGETATIVE MATERIALS - HYDROSEEDING	2400	SY	\$2.50	\$6,000.00
INSTALLATION OF EROSION CONTROL MATTING	2400	SY	\$4.50	\$10,800.00
INSTALLATION OF 100# LIMESTONE RIPRAP	50	TON	\$55.00	\$2,750.00
EROSION CONTROL	1	LS	\$2,500.00	\$2,500.00
PROJECT SUBTOTAL				\$53,250.00
10% CONTINGENCY				\$5,325.00
PROJECT TOTAL				\$58,575.00

**A MOTION TO APPROVE THE RESOLUTION
AUTHORIZING THE PREPARATION AND SUBMITTAL
OF A PROPOSAL AND SUBSEQUENT APPLICATION
FOR ECONOMIC DEVELOPMENT GRANT FUNDS
UNDER THE KATRINA SUPPLEMENTAL COMMUNITY
DEVELOPMENT BLOCK GRANT PROGRAM;
AUTHORIZING PUBLICATION OF A PUBLIC HEARING
TO BE HELD JULY 6, 2010 AND ENVIRONMENTAL
NOTICES FOR RELATED PURPOSES**

There came for consideration the matter of approving the resolution authorizing the preparation and submittal of a proposal and subsequent application for Economic Development Grant Funds under the Katrina Supplemental Community Development Block Grant Program; authorizing publication of a public hearing to be held July 6, 2010 and Environmental Notices for related purposes. After discussion, and

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Jeremiah Dumas, for approval of the resolution authorizing the preparation and submittal of a proposal and subsequent application for Economic Development Grant Funds under the Katrina Supplemental Community Development Block Grant Program; authorizing publication of a public hearing to be held July 6, 2010 and Environmental Notices for related, the Board unanimously voted its approval.

RESOLUTION AUTHORIZING PREPARATION AND SUBMITTAL OF PROPOSAL AND
SUBSEQUENT APPLICATION FOR ECONOMIC DEVELOPMENT GRANT FUNDS
UNDER THE KATRINA SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK
GRANT PROGRAM; AUTHORIZING PUBLICATION OF PUBLIC HEARING AND
ENVIRONMENTAL NOTICES; AND FOR RELATED PURPOSES

WHEREAS, the Mississippi Development Authority (MDA) has Community Development Block Grant Funds (CDBG) available through the U.S. Department of Housing and Urban Development's Katrina Supplemental CDBG Program; and

WHEREAS, MDA has allocated CDBG funds for grants for Economic Development Projects that may arise from time to time in the City of Starkville; and

WHEREAS, regulations governing the Katrina Supplemental CDBG program allow the utilization of said funds to encourage economic development, creation of new jobs and/or retention of existing jobs through the construction of infrastructure improvements including but not limited to access roads, drainage, water improvements, sanitary sewer improvements, rail spur, natural gas improvements, parking facilities and structures, dredging and widening of public waterways, building improvements, launching facilities, and similar public infrastructure, and acquisition of land in connection therewith; and

WHEREAS, the City of Starkville desires to request Katrina Supplemental CDBG Economic Development funds from the Mississippi Development Authority in order to acquire land to construct parking improvements to promote economic development through the Cotton Mill Marketplace Project; and

WHEREAS, the City of Starkville is vitally interested in encouraging economic development to create new jobs and investments; and

WHEREAS, the City of Starkville deems it to be in the best interest of the citizens of the City to encourage economic development by seeking Katrina Supplemental CDBG Economic Development funds to assist in the development of the Cotton Mill Marketplace project; and

WHEREAS, it is necessary to publish certain public notices in connection with the application for said Katrina Supplemental CDBG funds and the environmental review requirements of the Katrina Supplemental CDBG program; and

WHEREAS, it is the desire of the City of Starkville to apply for economic development funds from the MDA and thereby, to enhance the quality of life for citizens of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND ALDERMEN OF THE CITY OF STARKVILLE THAT:

1. Parker Wiseman, Mayor of the City of Starkville, be and is hereby authorized and directed to submit a proposal and subsequent application for Katrina Supplemental CDBG funds under the Katrina Supplemental CDBG Program, and along with said applications, all understandings and assurances contained therein and to provide such additional information as may be required; and

2. Parker Wiseman, Mayor of the City of Starkville, be and is hereby authorized to publish any and all necessary notices including Requests for Proposals for Administrative, Engineering and Legal Services, any public hearings notices, environmental notices and others as may be required by regulations governing the CDBG program; and
3. Parker Wiseman, Mayor of the City of Starkville, be and is hereby authorized to execute any and all documents necessary and pertinent to the application for economic development Katrina Supplemental CDBG funds to be used for land acquisition and construction of parking facilities in connection with the Cotton Mill Marketplace Project; and
4. Parker Wiseman, Mayor of the City of Starkville, be and is hereby authorized to execute a grant agreement and any other documents necessary to the acceptance and implementation of projects should a grant be approved by MDA.

The above foregoing Resolution, after having been first reduced to writing, was introduced by Alderman _____, seconded by Alderman _____, and was adopted by the following vote, to wit:

Ben Carver	voted:	_____
Sandra Sistrunk,	voted:	_____
Eric Parker	voted:	_____
Richard Corey,	voted:	_____
Jeremiah Dumas	voted:	_____
Roy A. Perkins,	voted:	_____
Henry Vaughn,	voted:	_____

The Mayor thereby declared the motion carried and the Resolution adopted on this the ____ day of _____, 2010.

ATTEST:

ADOPTED:

 Markeeta Outlaw, City Clerk

 Parker Wiseman, Mayor

**A MOTION TO THE RESOLUTION SUPPORTING THE
COTTON MILL MARKET PLACE PROJECT; ACKNOWLEDGING
THE PROJECT IS AN ELIGIBLE MISSISSIPPI TOURISM
INCENTIVE PROJECT AND ACKNOWLEDGING THAT
SALES TAX COLLECTED FROM THE PROJECT WILL BE
DIVERTED TO THE SALES TAX INCENTIVE FUND
AND FOR RELATED PURPOSES**

There came for consideration the matter of resolution supporting the Cotton Mill Market Place Project; acknowledging the project is an eligible Mississippi Tourism Incentive Project and acknowledging that sales tax collected from the project will be diverted to the Sales Tax Incentive Fund and for related purposes. After discussion, and

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Roy A. Perkins, for the resolution supporting the Cotton Mill Market Place Project; acknowledging the project is an eligible Mississippi Tourism Incentive Project and acknowledging that sales tax collected from the project will be diverted to the Sales Tax Incentive Fund and for related purposes, the Board unanimously voted in favor of the motion.

RESOLUTION SUPPORTING THE COTTON MILL MARKETPLACE PROJECT; ACKNOWLEDGING THE PROJECT IS AN ELIGIBLE MISSISSIPPI TOURISM INCENTIVE PROJECT AND ACKNOWLEDGING THAT SALES TAX COLLECTED FROM THE PROJECT WILL BE DIVERTED TO THE SALES TAX INCENTIVE FUND; AND FOR RELATED PURPOSES

WHEREAS, Cotton Mill Marketplace Development Group L.L.C. plans to develop a high-quality mixed-use development in Starkville, Mississippi; and

WHEREAS, the said Cotton Mill Marketplace Project will include the conversion of the historic E.E. Cooley Building to house a conference center, offices for Mississippi State University, a Marriott Hotel, commercial and retail businesses, and student housing, all of which will have a major positive economic impact on Starkville and Oktibbeha County; and

WHEREAS, the said Cotton Mill Marketplace qualifies as a tourism project as defined in the Mississippi Tourism Rebate Program, which program is administered by the Mississippi Development Authority; and

WHEREAS, the Tourism Incentive Program authorizes retail sales taxes collected from Cotton Mill Marketplace to be diverted to the Mississippi Sales Tax Incentive Fund for a period of up to ten (10) years and subsequently diverted to the Cotton Mill Marketplace Development Group; and

WHEREAS, participation in the Tourism Incentive Project and other inducement programs is necessary to insure the economic feasibility of the Cotton Mill Marketplace development and to insure the project becomes a reality.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Aldermen of the City of Starkville that:

SECTION ONE: The Mayor and Aldermen of the City of Starkville support the Cotton Mill Marketplace development.

SECTION TWO: Parker Wiseman, Mayor in and of the City of Starkville, Mississippi, be and is hereby authorized to prepare and submit one or more applications to the Mississippi Development Authority's Mississippi Tourism Rebate Program to qualify the Cotton Mill Marketplace as an eligible tourism project and to make the project eligible to receive the allowable sales tax rebate under the Tourism Rebate Program.

SECTION THREE: The Mayor and Aldermen of the City of Starkville, Mississippi, acknowledge that Cotton Mill Marketplace will have a broad positive economic impact on the City of Starkville and Oktibbeha County and that sales tax collected from the facility will be diverted to the Sales Tax Incentive Fund for a period of up to ten (10) years to be rebated to Cotton Mill Marketplace Development Group L.L.C. and will not be available to the City for standard City diversions.

SECTION FOUR: Parker Wiseman, Mayor in and of the City of Starkville, Mississippi, be and hereby authorized to execute any and all documents necessary and pertinent to the application and implementation of the Tourism Incentive Project.

The above foregoing Resolution, after having been first reduced to writing, was introduced by Alderman _____, seconded by Alderman _____, and was adopted by the following vote, to wit:

Ben Carver	voted:	_____
Sandra Sistrunk,	voted:	_____
Eric Parker	voted:	_____
Richard Corey,	voted:	_____
Jeremiah Dumas	voted:	_____
Roy A. Perkins,	voted:	_____
Henry Vaughn,	voted:	_____

The Mayor thereby declared the motion carried and the Resolution adopted on this the ____ day of _____, 2010.

ATTEST:

ADOPTED:

Markeeta Outlaw, City Clerk

Parker Wiseman, Mayor

25.

**A MOTION OF APPROVAL OF THE RESOLUTION REQUESTING
UP TO \$3.8 MILLION IN FUNDING FROM THE
MISSISSIPPI DEVELOPMENT AUTHORITY, ECONOMIC
DEVELOPMENT HIGHWAY PROGRAM, TO CONSTRUCT
ROADWAY IMPROVEMENTS IN CONNECTION WITH
THE COTTON MILL MARKETPLACE PROJECT, REQUESTING
AUTHORIZATION FOR THE CITY OF STARKVILLE TO
CONSTRUCT THE ROAD IMPROVEMENTS, AGREEING
THAT THE CITY OF STARKVILLE SHALL MAINTAIN SAID ROAD;
AND FOR OTHER PURPOSES**

There came for consideration the matter of the resolution requesting up to \$3.8 million in funding from the Mississippi Development Authority, Economic Development Highway Program, to construct roadway improvements in connection with the Cotton Mill Market Place Project, requesting authorization for the City of Starkville to construct the road improvements, agreeing that the City of Starkville shall maintain said road; and for other purposes. After discussion, and

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Vaughn, for approval of the resolution requesting up to \$3.8 million in funding from the Mississippi Development Authority, Economic Development Highway Program, to construct roadway improvements in connection with the Cotton Mill Market Place Project, requesting authorization for the City of Starkville to construct the road improvements, agreeing that the City of Starkville shall maintain said road; and for other purposes, the Board unanimously voted in favor of the motion.

RESOLUTION REQUESTING UP TO \$3.8 MILLION IN FUNDING FROM THE MISSISSIPPI DEVELOPMENT AUTHORITY, ECONOMIC DEVELOPMENT HIGHWAY PROGRAM, TO CONSTRUCT ROADWAY IMPROVEMENTS IN CONNECTION WITH THE COTTON MILL MARKETPLACE PROJECT, REQUESTING AUTHORIZATION FOR THE CITY OF STARKVILLE TO CONSTRUCT THE ROAD IMPROVEMENTS, AGREEING THAT THE CITY OF STARKVILLE SHALL MAINTAIN SAID ROAD; AND FOR OTHER PURPOSES.

WHEREAS, the City of Starkville is eligible to apply for and receive Economic Development Highway Program funds from the Mississippi Development Authority for the construction of roadway improvements in connection with the Cotton Mill Marketplace Project; and

WHEREAS, the City of Starkville is eligible for said funds as a result of the investment of at least \$60,000,000 by Cotton Mill Marketplace Development Group, L.L.C. for the construction of the Cotton Mill Marketplace Project under the terms of the Economic Development Highway Program; and

WHEREAS, the Economic Development Highway Program allows local governments, if funded, to implement the road improvements project by permitting the City of Starkville to construct the road improvements; and

WHEREAS, if funding is approved, the said improvements will be maintained by the City of Starkville; and

WHEREAS, the Mayor and Aldermen deem it to be in the best interests of the citizens of the City of Starkville to apply for and receive funds for the improvements in connection with the project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Aldermen of the City of Starkville that:

SECTION ONE: Parker Wiseman, Mayor of the City of Starkville, be and is hereby authorized to submit proper application to the Mississippi Development Authority for up to \$3,800,000 under the Economic Development Highway Act to construct roadway improvements in connection with the Project, said application to request an amount sufficient in the opinion of MDA and the City to provide adequate access to the project.

SECTION TWO: The City of Starkville requests authorization to construct the said improvements rather than having said improvements constructed through the Mississippi Department of Transportation.

SECTION THREE: The City of Starkville hereby agrees that if Economic Development Highway Program funds are made available and the improvements are constructed through the Economic Development Highway Program, the City will maintain said roadway improvements and that said maintenance shall not be the responsibility of the Mississippi Department of Transportation.

SECTION FOUR: Parker Wiseman, Mayor of the City of Starkville, be and is hereby authorized to execute a grant agreement if a grant agreement is approved, and is authorized to execute any and all documents necessary and pertinent to the acceptance and implementation of a grant from the Economic Development Highway Program.

The above foregoing Resolution, after having been first reduced to writing, was introduced by Alderman _____, seconded by Alderman _____, and was adopted by the following vote, to wit:

Ben Carver	voted:	_____
Sandra Sistrunk,	voted:	_____
Eric Parker	voted:	_____
Richard Corey,	voted:	_____
Jeremiah Dumas	voted:	_____
Roy A. Perkins,	voted:	_____
Henry Vaughn,	voted:	_____

The Mayor thereby declared the motion carried and the Resolution adopted on this the ____ day of _____, 2010.

ATTEST:

ADOPTED:

Markeeta Outlaw, City Clerk

Parker Wiseman, Mayor

Alderman Ben Carver asked to be excused from discussions of the following item because of close ties with people involved.

26.

**A MOTION TO AFFIRM THE DENIAL OF
THE PLANNING & ZONING COMMISSION OF
THE PROPOSAL TO CHANGE FROM C-2 (GENERAL BUSINESS)
TO PUD (PLANNED UNIT DEVELOPMENT) AT
214 S WASHINGTON STREET IN WARD 7**

There came for consideration the matter of a zoning change from a C-2 (General Business) to a PUD (Planned Unit Development) at 214 S. Washington Street. After discussion, and

Upon the motion of Alderman Henry Vaughn, duly seconded by Alderman Roy A. Perkins, to affirm the denial of the Planning and Zoning Commission of the proposal to change from C-2 (General Business) to PUD (Planned Unit Development) located at 214 S. Washington Street in Ward 7, the Board voted as follows:

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

Having resulted in a tie vote, the Mayor cast the tie-breaking “Nay” vote. Having failed to receive a majority affirmative vote of those members present and voting, the Mayor declared the motion failed.

27.

**A MOTION TO REVERSE THE DECISION
OF THE PLANNING AND ZONING COMMISSION AND
APPROVE THE REZONING FROM C-2 TO PUD
BASED ON A FINDING OF FACT, OF CONTEXTUAL CHANGE
AND PUBLIC NEED; AND APPROVE A VARIANCE**

**IN THE PARKING REQUIREMENTS
TO ALLOW A TOTAL NUMBER OF 28 PARKING PLACES**

There came for consideration the matter of a zoning change from a C-2 (General Business) to a PUD (Planned Unit Development) at 214 S. Washington Street. After discussion, and

Upon the motion of Alderman Jeremiah Dumas, duly seconded by Alderman Sandra Sistrunk, to reverse the decision of the P&Z Commission and approve the rezoning from C-2 to PUD based on the finding of fact, of contextual change and public need and approve a variance in the parking requirements to allow a total of 28 parking spaces; the Board voted as followed:

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

Having resulted in a tie vote, the Mayor cast the tie-breaking “Yea” vote. Having received a majority affirmative vote of those members present and voting, the Mayor declared the motion passed.

28.

**A MOTION TO APPROVE
“STARKVILLE STATION RV PARK” A PRELIMINARY
CONDOMINIUM PLAT LOCATED IN A
C-2 (GENERAL BUSINESS) ZONING DISTRICT
AT 100 LINCOLN GREEN IN WARD 4**

There came for consideration the matter of the Starkville Station RV Park preliminary condominium plat as presented with the eight conditions as recommended by the Planning and Zoning Commission. After discussion, and

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Roy A. Perkins, to approve the Starkville Station RV Park preliminary plat located in a C-2 (General Business) zoning district at 100 Lincoln Green in Ward 4 as presented with the eight conditions as recommended by the Planning and Zoning Commission, the Board voted as follows:

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

CONDITIONS

The Planning & Zoning Commission's recommendation for approval of the "Starkville Station RV Park" preliminary condominium plat located at 100 Lincoln Green would be based on the preliminary plat dated June 3, 2010, the findings of fact and conclusions of this staff report dated June 7, 2010, and the following conditions:

1. The preliminary plat meets the minimum standards for the State of Mississippi, as required by §17-1-23 and §17-1-25 of the Mississippi Code Annotated (1972), as amended.
2. The proposed preliminary plat meets the minimum requirements for C-2 (General Business) zoning dimensions.
3. The applicant shall provide roadways and sidewalks which conform to the City's subdivision and sidewalk regulations; and a revised preliminary plat shall be provided to the Mayor and Board of Aldermen for their June 15th review.
4. An executed and notarized copy of the Sanitation Department's standard hold-harmless agreement shall be provided prior to review and approval by the Board of Aldermen.
5. The condominium documents shall address stormwater facility maintenance and shall include the City Attorney's standard hold-harmless indemnification clause.
6. The applicant's engineer shall provide detailed infrastructure plans for review and approval by the City's Development Review Committee prior to the commencement of any construction activities at the site.

7. A final plat review and approval shall be required prior to the recording of the plat at the Office of the Oktibbeha County Chancery Clerk.
8. The street identified as "Coach Circle" shall be designated a one-way street due to the unique nature of the proposed development as an RV park, to insure the health, safety and public welfare of the RV park owners and guests, and the applicant shall provide adequate signage and striping approved by the City Engineer and Police Chief to clearly identify it as such.

29.

**A MOTION OF APPROVAL OF CHANGE ORDER NO. 1
FOR THE REED ROAD WIDENING PROJECT
RESULTING IN A TOTAL PROJECT
COST REDUCTION OF \$16,007.98**

There came for consideration the matter of Change Order No. 1 for the Reed Road Widening Project resulting in a total project cost reduction of \$16,007.98. After discussion, and

Upon the motion of Alderman Henry Vaughn, Sr., duly seconded by Alderman Roy A'. Perkins, for the approved change order No. 1 for the Reed Road Widening Project resulting in a total project cost reduction of \$16,007.98, the Board unanimously voted in favor of the motion.

CONTRACT CHANGE ORDER

ORDER NO.	1
DATE	May 24, 2010
STATE	Mississippi
COUNTY	Oktibbeha

CONTRACT FOR Renovations and Sidewalk Additions to
Reed Road - Starkville, Mississippi

OWNER
City of Starkville

To Ja-Marc Construction Company - Oxford, Mississippi

You are hereby requested to comply with the following changes from the contract plans and specifications:

Description of Changes (Supplemental Plans and Specifications Attached)	DECREASE in Contract Price	INCREASE in Contract Price
Pipe size reduced from 24" to 18" (639.37 L.F.)	\$ 3,887.36	\$
Delete two (2) inlets: 5.88 CY concrete 495 lbs. reinforcing steel	5,305.82 514.80	
Deduct surveying from the Clearing and Grubbing Item	6,300.00	
TOTALS	\$ 16,007.98	
NET CHANGE IN CONTRACT PRICE	\$ 16,007.98	

JUSTIFICATION:

Additional storm water storage in pipes is not required. Therefore, pipe size was reduced and two (2) inlets eliminated.

The amount of the Contract will be (Decreased) (Increased) By The Sum Of: Sixteen thousand, seven
and 98/100----- Dollars (\$ 16,007.98-----).

The Contract Total Including this and previous Change Orders Will Be: Seven hundred forty-one
thousand, six hundred thirty-seven and 49/100----- Dollars (\$ 741,637.49-----).

The Contract Period Provided for Completion Will Be (Increased) (Decreased) (Unchanged): 180 Days

This document will become a supplement to the contract and all provisions will apply hereto.

Requested _____ (Date) _____ (Date)
Recommended _____ (Owner's Architect/Engineer) _____ (Date)
Accepted _____ (Contractor) _____ (Date)
Approved By _____ (Name and Title) _____ (Date)

**TO CONTINUE SERVICES OF JOHN HENDRIX, SARA HANKINS
AND RICHARD MCKEE IN ANIMAL CONTROL THROUGH
THE REMAINDER OF CURRENT FISCAL YEAR**

There came for consideration the matter to approval to continue the service of John Hendrix, Sara Hankins and Richard McGee through the remainder of this fiscal year. After discussion, and

Upon the motion of Alderman Roy A'. Perkins, duly seconded by Alderman Richard Corey, to approve authorization to continue services of John Hendrix, Sara Hankins and Richard McGee through the remainder of this fiscal year, the Board unanimously voted in favor of the motion.

Alderman Richard Corey asked to be excused from discussions of the following item.

31.

**A MOTION OF APPROVAL REQUEST APPROVAL TO ISSUE
A NOTICE TO PROCEED TO HYDROVAC, INC.,
THE SUBMITTER OF THE LOWEST ESTIMATE OF \$23,100
TO PROVIDE LABOR AND EQUIPMENT TO CLEAN AND INSPECT
THE WET WELL AT THE INFLUENT PUMP STATION**

There came for consideration the matter of the issuance of a notice to proceed to HydroVac, Inc., the submitter of the lowest estimate of \$23,100 to provide labor and equipment to clean and inspect the wet well at the Influent Pump Station. After discussion, and

Upon the motion of Alderman Roy A. Perkins, duly seconded by Alderman Eric Parker, for the approval request approval to issue a notice to proceed to HydroVac, Inc., the submitter of the lowest estimate of \$23,100 to provide labor and equipment to clean and inspect the wet well at the Influent Pump Station, the Board unanimously voted in favor of the motion.

BID TABULATION

Service Provider	A	B	C	D=A+(BxC)	E	F=(D+E)
	Mobilization	Est. Daily Rate	Est. Days	Est. Cost	Overhead	2-day est.
Hydrovac	\$5,100.00	\$9,000.00	2	\$23,100.00	\$0.00	\$23,100.00
PermaCorp	\$5000.00	\$16,797.00	2	\$38,594.00	\$3,859.40	\$42,453.40

32.

A MOTION TO ENTER INTO A CLOSED SESSION

TO DETERMINE IF THERE IS A 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 Eric Parker, duly seconded by Alderman Sandra Sistrunk, to enter into Closed Session to determine if items to be discussed are proper cause for Executive Session, the Board unanimously voted in favor of the motion.

33.

**A MOTION DECLARING DISCUSSION REGARDING
PENDING LITIGATION AND POTENTIAL LITIGATION
AS PROPER CAUSE FOR EXECUTIVE SESSION**

Upon the motion of Richard Corey, duly seconded by Alderman Sandra Sistrunk, the Board unanimously voted that discussion regarding Potential Litigation regarding Academy Crossing public records request, and Pending Litigation regarding initiating “Quick Take” proceedings as proper cause for Executive Session.

34.

**A MOTION TO EXIT CLOSED SESSION AND ENTER
INTO EXECUTIVE SESSION TO DISCUSS PENDING
LITIGATION RELATING TO ACADEMY CROSSING
PUBLIC RECORDS REQUEST AND POTENTIAL
LITIGATION RELATING TO “QUICK TAKE” PROCEEDINGS**

Upon the motion of Alderman Richard Corey, duly seconded by Alderman Sandra Sistrunk, the Board unanimously voted to exit Closed Session and to enter into Executive Session to discuss Pending Litigation related to Academy Crossing public records request and Potential Litigation related to “Quick-Take” Proceedings.

35.

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

Upon the motion of Alderman Henry Vaughn, Sr., duly seconded by Alderman Ben Carver the Board unanimously approved the motion to exit Executive Session and return to Open Session.

36.

A MOTION TO ADJOURN

Upon the motion of Alderman Henry Vaughn, Sr., duly seconded by Alderman Richard Corey, the Board unanimously voted to adjourn. The next meeting of the Mayor and Board will be held on July 6, 2010 at 5:30 p.m. in the Courtroom of City Hall located at 101 E. Lampkin Street, Starkville, Mississippi.

SIGNED AND SEALED THIS THE _____ DAY OF _____ 2010.

ATTEST:

MARKEETA OUTLAW, CITY CLERK

PARKER WISEMAN, MAYOR

(SEAL)