

**MINUTES OF THE RECESS MEETING
OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF STARKVILLE, MISSISSIPPI
February 19, 2019**

Be it remembered that the Mayor and Board of Aldermen met in a Recess Meeting on February 19, 2019 at 5:30 p.m. in the Courtroom of City Hall, located at 110 West Main Street, Starkville, MS. Present were Mayor Lynn Spruill, Aldermen Ben Carver, Sandra Sistrunk, David Little, Patrick Miller, Roy A.' Perkins and Henry Vaughn, Sr. Alderman Jason Walker was absent. Attending the Board were Deputy City Clerk Lashonda Wilson and City Attorney Chris Latimer.

Mayor Lynn Spruill opened the meeting with the Pledge of Allegiance followed by a moment of silence.

Mayor Lynn Spruill asked for any revisions to the Official Agenda.

REQUESTED REVISIONS TO THE OFFICIAL AGENDA:

Dr. Simon Kim was unable to attend due to flight difficulties and will be rescheduled.

There being no objections to the agenda, the Mayor called for a motion to approve the agenda with consent items.

1. A MOTION TO APPROVE THE AGENDA WITH CONSENT ITEMS.

Alderman Little offered a motion, duly seconded by Alderman Carver, to approve the February 19, 2019 Agenda as amended. Mayor Spruill then read the consented items after which the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Absent
Alderman Patrick Miller	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote, the Mayor declared the motion carried.

**OFFICIAL AGENDA OF
THE MAYOR AND BOARD OF ALDERMEN
OF THE
CITY OF STARKVILLE, MISSISSIPPI
RECESS MEETING OF TUESDAY, FEBRUARY 19, 2019
5:30 P.M., COURT ROOM, CITY HALL
110 WEST MAIN STREET**

CONSENT AGENDA ITEMS ARE HIGHLIGHTED

- I. CALL THE MEETING TO ORDER**
- II. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE**
- III. APPROVAL OF THE OFFICIAL AGENDA INCLUDING CONSENTED ITEMS**

IV. APPROVAL OF THE BOARD OF ALDERMEN MINUTES

CONSIDERATION OF THE MINUTES OF THE JANUARY 29, 2019 SPECIAL CALL MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS.

CONSIDERATION OF THE MINUTES OF THE FEBRUARY 1, 2019 WORK SESSION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS.

V. ANNOUNCEMENTS AND COMMENTS

A. MAYOR'S COMMENTS:

B. BOARD OF ALDERMEN COMMENTS:

VI. CITIZEN COMMENTS

VII. PUBLIC APPEARANCES

VIII. PUBLIC HEARINGS

A. FIRST PUBLIC HEARING AMENDING STARKVILLE ORDINANCE SECTION 82-6 RELATING TO THE DISCHARGE OF FIREARMS TO COMPLY WITH STATE STATUTE 45-9-53.

B. PUBLIC HEARING AND CONSIDERATION OF RZ-01 A REQUEST BY WILLIAM LEWIS AND MILDRED LOGAN TO REZONE 1 LOT LOCATED AT 308 REED ROAD FROM R-6-MOBILE HOMES TO R3-A- SINGLE FAMILY WITH THE PARCEL NUMBER 118K-00-035.00.

IX. MAYOR'S BUSINESS

1. CONSIDERATION OF A RESOLUTION AUTHORIZING THE GOLDEN TRIANGLE PLANNING AND DEVELOPMENT DISTRICT TO PREPARE AND SUBMIT AN APPALACHIAN REGIONAL COMMISSION GRANT (ARC) APPLICATION TO THE MISSISSIPPI APPALACHIAN REGIONAL COMMISSION, ON BEHALF OF THE CITY OF STARKVILLE, FOR THE PURPOSE OF STARKVILLE TRIM CANE SEWAGE LIFT STATION IMPROVEMENTS INCLUDING PROCUREMENT OF PROFESSIONAL ENGINEERING SERVICES.

X. BOARD BUSINESS

1. CONSIDERATION OF THE APPOINTMENT OF DR. DEBRA PRINCE, THE SOLE APPLICANT, TO A POSITION ON THE STARKVILLE-OKTIBBEHA CONSOLIDATED SCHOOL DISTRICT BOARD OF TRUSTEES, TO A TERM ENDING MARCH 2024.

2. CONSIDERATION OF AMENDING THE TOWING POLICY.

3. CONSIDERATION OF THE APPOINTMENTS OF AMY COUNTERMAN, ED DECHERT, ALEXIS GREGORY, WALT NEWSOM, MATTHEW NUNES, CARL SMITH AND PAMELA WASSON AS AN AD HOC RECYCLING COMMITTEE.

XI. DEPARTMENT BUSINESS

A. AIRPORT

THERE ARE NO ITEMS FOR THIS AGENDA

B. COMMUNITY DEVELOPMENT DEPARTMENT

1. CODE ENFORCEMENT

THERE ARE NO ITEMS FOR THIS AGENDA

2. PLANNING

a. CONSIDERATION OF PP 19-02 REQUEST FOR PRELIMINARY PLAT APPROVAL FOR SUBDIVIDING A +-0.97-ACRE PARCEL INTO 5 LOTS AT 314 LOUISVILLE ST. AND 300 SCALES ST. IN A R-2 ZONING DISTRICT WITH THE PARCEL NUMBERS 102B-00-051.00 AND 102B-00-052.00.

b. CONSIDERATION OF A SPECIAL EVENT REQUEST BY THE UNITED WAY OF NORTH MISSISSIPPI REQUESTING IN-KIND SERVICE FOR THE SEVENTH ANNUAL TOUCH-A-TRUCK EVENT ON SATURDAY, APRIL 27, 2019 FROM 10:00 AM TO 2:00 PM, AT MCKEE PARK.

c. CONSIDERATION OF A SPECIAL EVENT REQUEST BY THE CITY OF STARKVILLE TO HOLD THE ANNUAL 4TH OF JULY EVENT AND HAVE CITY PARTICIPATION WITH SERVICES.

C. COURTS

THERE ARE NO ITEMS FOR THIS AGENDA

D. ENGINEERING

THERE ARE NO ITEMS FOR THIS AGENDA

E. FINANCE AND ADMINISTRATION

1. REQUEST APPROVAL OF THE CITY OF STARKVILLE CLAIMS DOCKET FOR ALL DEPARTMENTS INCLUDING STARKVILLE UTILITIES DEPARTMENT AS OF FEBRUARY 13, 2019 FOR FISCAL YEAR ENDING 9/30/19, ACKNOWLEDGING THAT THE CITY CLERK HAS ATTESTED AND CERTIFIED ON THE COVER OF THE CLAIMS DOCKET THAT ALL CLAIMS ON THE DOCKET ARE TRUE, ACCURATE, LAWFUL AND PROPER TO THE BEST OF HER KNOWLEDGE, FOR PAYMENT PURSUANT TO HER DUTIES UNDER MISS. CODE SECTIONS 21-39-5, 21-39-7, 21-39-9, 21-39-17 AND 21-15-21.

2. ACCEPTANCE OF THE JANUARY 2019 FINANCIAL STATEMENTS.

3. CONSIDERATION OF THE APPROVAL OF TRAVEL FOR DEPUTY CLERKS LASHONDA WILSON, MARY IVY AND LEANNE MCGARR TO THE 2019 DEPUTY CLERK TRAINING CLASSES TO BE HELD WITH ADVANCE TRAVEL AND REGISTRATION.

F. FIRE DEPARTMENT

1. REQUEST PERMISSION TO ACCEPT A \$2,000 4-COUNTY FOUNDATION, INC. GRANT.
2. REQUEST PERMISSION TO LEASE-PURCHASE A 2019 DODGE DURANGO ON STATE CONTRACT AT A COST OF \$28,367.00 BE USED IN THE FIRE MARSHALL DIVISION WITH FUNDING TO COME FROM CODE REBATE FUNDS.

G. HUMAN RESOURCES

1. REQUEST AUTHORIZATION TO HIRE JEREMY FORTNEY AS A TEMPORARY FULL-TIME CERTIFIED POLICE OFFICER WITH BENEFITS AND MATTHEW LASKER AS A FULL-TIME CERTIFIED POLICE OFFICER IN THE STARKVILLE POLICE DEPARTMENT.
2. REQUEST AUTHORIZATION TO HIRE CHRISTOPHER BLACK AS AN ENGINEER INSPECTOR IN THE STARKVILLE ENGINEERING / UTILITIES DEPARTMENT.
3. REQUEST AUTHORIZATION TO ADVERTISE FOR A PART-TIME CUSTODIAN IN THE STARKVILLE PARK AND RECREATION DEPARTMENT.
4. REQUEST AUTHORIZATION TO ADVERTISE FOR THREE PART-TIME GROUNDS MAINTENANCE WORKERS FOR THE AIRPORT DEPARTMENT.

H. INFORMATION TECHNOLOGY

THERE ARE NO ITEMS FOR THIS AGENDA

I. PARKS

1. CONSIDERATION OF THE APPROVAL OF THE FACILITY USE AGREEMENT WITH STARKVILLE CHRISTIAN SCHOOL FOR USE OF AN ATHLETIC FIELD FOR THEIR BASEBALL AND SOFTBALL PROGRAMS.
2. CONSIDERATION OF THE APPROVAL OF THE MEMORANDUM OF UNDERSTANDING (MOU) FOR FIELD EXPERIENCE WITH MISSISSIPPI STATE UNIVERSITY.
3. CONSIDERATION TO AUTHORIZE THE SELECTION OF PYRO SHOWS, THE LOWER OF TWO QUOTES, TO BE USED AS THE FIREWORKS VENDOR BY THE STARKVILLE PARK AND RECREATION DEPARTMENT FOR THE 4TH OF JULY CELEBRATION AT A COST OF \$8,499.00.
4. CONSIDERATION TO AUTHORIZE THE LEASE PURCHASE OF A JOHN DEERE 9009 TERRAIN CUT MOWER AT THE STATE CONTRACT PRICE OF \$66,752.32 AND APPROVAL FOR CITY CLERK / CFO TO ADVERTISE FOR FINANCING FOR FOUR YEAR PAYMENT OPTIONS.

J. POLICE DEPARTMENT

1. REQUEST AUTHORIZATION FOR DETECTIVE HEADLEY AND WINSHIP TO ATTEND MDIAI INVESTIGATORS CONFERENCE, IN MERIDIAN, MISS, ON APRIL 9-11, 2019.
2. CONSIDERATION TO APPLY FOR 100% REIMBURSEABLE GRANT FUNDING WITH THE OFFICE OF HIGHWAY SAFETY IN THE AMOUNT OF \$17,000.00 IN THE AREA OF TRAFFIC ENFORCEMENT.
3. CONSIDERATION TO APPLY FOR 100% REIMBURSEABLE GRANT FUNDING WITH THE OFFICE OF HIGHWAY SAFETY IN THE AMOUNT OF \$87,670.00 IN THE AREA OF DUI ENFORCEMENT.

K. SANITATION DEPARTMENT

1. REQUEST APPROVAL TO DECLARE A KNUCKLE BOOM, DODGE RAM TRUCK AND F250 TRUCK AS SURPLUS PROPERTY, ADVERTISE FOR SALE, AND SELL TO THE HIGHEST BIDDER.

L. UTILITIES DEPARTMENT

1. REQUEST APPROVAL OF LOWEST AND BEST QUOTE FROM COBURN, FOR PHASE II OF THE APPROVED PLEASANT ACRES WATERLINE PURCHASE IN THE AMOUNT OF \$9,625.00.
2. REQUEST APPROVAL OF LOWEST AND BEST QUOTE FROM BURFORD ELECTRIC SERVICE IN THE AMOUNT OF \$18,744.91 FOR THE WASTEWATER PLANT PUMP # 3 REBUILD.
3. REQUEST APPROVAL OF LOWEST AND BEST QUOTE FROM BURFORD ELECTRIC SERVICE IN THE AMOUNT OF \$10,345.00 FOR THE WASTEWATER PLANT PUMP # 2 REBUILD.

XII. CLOSED DETERMINATION SESSION

XIII. OPEN SESSION

XIV. EXECUTIVE SESSION

XV. OPEN SESSION

XVI. ADJOURN UNTIL MARCH 5, 2019 @ 5:30 IN THE COURT ROOM AT 110 WEST MAIN STREET.

The City of Starkville is accessible to persons with disabilities. Please call the ADA Coordinator, Joyner Williams, at (662) 323-2525, ext. 3121 at least forty-eight (48) hours in advance for any services requested.

Consent items 2 – 26:

2. CONSIDERATION OF THE MINUTES OF THE JANUARY 29, 2019 SPECIAL CALL MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the minutes of the January 29, 2019 Special Call meeting of the Mayor and Board of Aldermen of the City of Starkville, MS” is enumerated, this consent item is thereby approved.

3. CONSIDERATION OF THE MINUTES OF THE FEBRUARY 1, 2019 WORK SESSION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS.

Upon the motion of Alderman Little, duly seconded by Alderman Caver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the minutes of the February 1, 2019 work session of the Mayor and Board of Aldermen of the City of Starkville, MS” is enumerated, this consent item is thereby approved.

4. CONSIDERATION OF A RESOLUTION AUTHORIZING THE GOLDEN TRIANGLE PLANNING AND DEVELOPMENT DISTRICT TO PREPARE AND SUBMIT AN APPALACHIAN REGIONAL COMMISSION GRANT (ARC) APPLICATION TO THE MISSISSIPPI APPALACHIAN REGIONAL COMMISSION, ON BEHALF OF THE CITY OF STARKVILLE, FOR THE PURPOSE OF STARKVILLE TRIM CANE SEWAGE LIFT STATION IMPROVEMENTS INCLUDING PROCUREMENT OF PROFESSIONAL ENGINEERING SERVICES.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval of a resolution authorizing the Golden Triangle Planning and Development District to prepare and submit an Appalachian Regional Commission Grant (ARC) application to the Mississippi Appalachian Regional Commission, on behalf of the City of Starkville, for the purpose of Starkville Trim Cane sewage lift station improvements including procurement of professional engineering services” is enumerated, this consent item is thereby approved.

(Resolution on following page)

5. CONSIDERATION OF THE APPOINTMENT OF DR. DEBRA PRINCE, THE SOLE APPLICANT, TO A POSITION ON THE STARKVILLE-OKTIBBEHA CONSOLIDATED SCHOOL DISTRICT BOARD OF TRUSTEES, TO A TERM ENDING MARCH 2024.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the appointment of Dr. Debra Prince, the sole applicant, to a position of the Starkville-Oktibbeha Consolidated School District Board of Trustees, to a term ending March 2024” is enumerated, this consent item is thereby approved.

6. CONSIDERATION OF AMENDING THE TOWING POLICY.

Upon the motion of Alderman Little, duly seconded by Alderman Caver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “consideration of amending the towing policy” is enumerated, this consent item is thereby approved.

(Changes on following page)

RESOLUTION

**Authorizing the Golden Triangle Planning and
Development District
to Prepare and Submit An
Appalachian Regional Commission Application
For Starkville, Mississippi**

WHEREAS, the City of Starkville, Mississippi has certain pressing Community Development needs; and

WHEREAS, the Mississippi Development Authority has available funds under the FY-2019 Appalachian Regional Commission (ARC) Program; and

WHEREAS, the City of Starkville is eligible to apply for said ARC assistance; and

WHEREAS, the Golden Triangle Planning and Development District (GTPDD) has sufficient, experienced professional staff to prepare necessary application documents, and upon approval, to administer said ARC projects;

THEREFORE, BE IT RESOLVED, by the Board of Aldermen of the City of Starkville:

- That the Golden Triangle Planning and Development District is hereby authorized to prepare an FY-2019 ARC Area Development Application on behalf of the City of Starkville for Starkville Trim Cane Sewage Lift Station improvements; and
- That, upon approval of said application, the Golden Triangle Planning and Development District is hereby authorized to administer said ARC Project; and
- That Lynn Spruill, in her official capacity as the Mayor of the City of Starkville, is hereby authorized to sign all necessary application documents. Upon approval of said application by the Appalachian Regional Commission, the Grant Agreement with the State of Mississippi shall come before the Board of Aldermen for final authorization and approval.

SO ORDERED THIS THE 19th day of February 2019, 2019, by the Board of Aldermen of the City of Starkville, Mississippi in a Regular Scheduled Meeting.



Lesa Hardin
City Clerk



Lynn Spruill
Mayor

(SEAL)



R. FRANK NICHOLS
CHIEF OF POLICE



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STARKVILLE POLICE DEPARTMENT
101 E. LAMPKIN STREET, STARKVILLE, MS 39759

**FIRST AMENDED POLICY FOR THE STARKVILLE POLICE
DEPARTMENT TO ASSIST MOTORISTS WITH PROCURING
WRECKER SERVICES**

THIS REPLACES ORDINANCE 1992-2 IN FULL

WHEREAS, it shall be the policy of the Starkville Police Department to assist motorists with procuring required wrecker service from the scene of an accident or other traffic incident; and

WHEREAS, if the motorist has a preference, the preferred wrecker service will be contacted; if the motorist has no preference, departmental personnel will request wrecker service from a Wrecker Service Rotation List which meets the standards stated in this policy.

NOW, THEREFORE, the Mayor and Board of Aldermen of the City of Starkville, Mississippi, adopt the following procedures for the procurement of wrecker services.

SECTION 1: Rotation Wrecker Services Established

There is hereby established a rotation call list to be maintained and kept on file by the Starkville Police Department and Oktibbeha County EMA/911. Any wrecker service desiring to be placed on the Wrecker Service Rotation List must meet the following standards, in addition to any other state or federal regulation which may apply:

1. Must provide twenty-four hour-per-day wrecker service from a properly zoned location and be licensed by the City of Starkville.
2. Must provide a secure place of storage within 5 miles of the city limits for vehicles towed or hauled by the wrecker service. A secure place of storage is considered an area surrounded by a six (6) foot chain link fence and capable of being locked to prevent casual access. The storage facility must be marked with no less than company name, phone number, and hours of operation.

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3. Must provide wrecker vehicles and equipment to meet the following minimum requirements, whether obtaining permits for one (1) or more of said wreckers:
 - a. Light-duty wreckers: having a rating of eight thousand (8,000) lbs. or more and mounted on a truck chassis with a minimum of ten thousand (10,000) lbs. GVWR. Light-duty wreckers must be equipped with a wheel-lift.
 - b. Medium-duty wreckers: having a rating of between ten (10) and twenty-five (25) tons and mounted on a truck chassis with a minimum of twenty thousand (20,000) lbs. GVWR.

SECTION 2: Need for Heavy-Duty Wreckers

In the absence of a wrecker service in the City of Starkville that can provide a heavy-duty wrecker when needed, police department personnel will be responsible for requesting a heavy-duty wrecker from the nearest available location. Request of heavy-duty wrecker will not impact the Wrecker Service Rotation List. Heavy-duty wreckers must maintain the following minimum equipment:

1. Air control valve to provide braking capability for the vehicle being towed/removed.
2. Air brakes so constructed as to lock the rear wheels automatically upon failure and to supply air to disabled vehicles.
3. External air hookups and hoses, hydraulic spade (outriggers) or two (2) metal chock blocks to prevent rolling or slippage of wrecker (chock blocks should be as wide as the dual wheels of the wrecker and must be capable of being tied to the wrecker).
4. A minimum of two-hundred (200) feet of cable at least 5/8-inch diameter on each drum, or 3/4-inch diameter cable on a single drum.
5. One pair of bolt cutters with a minimum 1/2-inch opening.
6. Two fire extinguishers mounted in an accessible location.

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SECTION 3: Minimum Equipment

Wheel locks are not allowed for use on rotation calls. To be placed on the rotation list, a wrecker must maintain the following minimum equipment:

1. A fire extinguisher mounted in an accessible location.
2. Warning devices (reflective triangles).
3. Axe and wrecking bars.
4. Bolt cutters.
5. Dolly, shovel, brooms, and fifty (50) pounds of sand or suitable equivalent.
6. Safety chains.
7. Wheel chocks.
8. At least one winch with one-hundred (100) feet of 3/8 inch cable.
9. Flashing amber light affixed above the top of the wrecker cab.
10. Name, address, and telephone number permanently affixed and displayed in letters clearly visible from one-hundred (100) feet on both sides.

SECTION 4: City License with Proof of Insurance required for Wrecker Service Rotation List

Any person, owner, or operator of a wrecker service desiring a city license shall make application therefor to the city. The information required for such license shall be the name of the wrecker's make, model, and license tag number for the current year. It shall be unlawful for any person to own or operate any wrecker which is subject to a call for service by any city department or any agent within the city, unless the wrecker service is licensed by the city.

SECTION 5: Liability Insurance or Bond Prerequisite to Operate; Amount, Conditions

The owner or operator of any wrecker to be used as a rotation wrecker shall, before operating the same, present to the City Clerk a public liability insurance policy, policies, or bonds written by an insurance or bonding company authorized to do business in the State of Mississippi for each wrecker operated on the rotation

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list; and there shall be an insurance policy, policies, or bonds presented to the City Clerk for coverage of property damage or loss to or from any vehicle while being towed or stored by the wrecker owner or operator.

Such insurance policy, policies, or bond shall be conditioned for the payment of any final judgement against said wrecker owner or operator for personal injury, property damage, or loss resulting from or arising out of the use, maintenance, operation, or any related action of the wrecker owner or operator while towing or storing said vehicles. The amount of the public liability policy or bond required on any rotation wrecker shall in no case be less than one million dollars (1,000,000.00) combined single limit automobile liability coverage.

All insurance policies or bond shall contain a provision or endorsement to the effect that the same shall not be canceled for any cause by either party thereto unless or until thirty (30) days written notice thereof shall be given to the City Clerk by registered mail.

The City Clerk shall retain a copy of the public liability insurance policies or bond for the operation of said wrecker or wreckers.

SECTION 6: Inspection for all Wreckers on Rotation List

The Chief of Police, or his or her designee, may from time to time inspect the mechanical condition and other required equipment on all such wreckers and inspect storage areas used by the owner or operator of such wrecker service. Inspections may be scheduled yearly or conducted randomly to ensure compliance. If any such equipment and area is defective, the Chief of Police, or his or her designee, shall direct the owner or operator to have the wreckers put in proper working order and to correct any deficiency in the storage area.

SECTION 7: Operation of Wrecker Without Proper License and Insurance

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It shall be unlawful for any owners or operators to operate or cause to be operated such wreckers as a rotation wrecker without having all proper equipment, facilities, license, and insurance. This applies at all times while such wrecker is doing business as a rotation wrecker. Only inspected trucks and approved drivers, as required in this policy, will be allowed for rotation calls. Failure to meet these requirements shall be grounds for the Chief of Police to remove the wrecker service from the Wrecker Service Rotation List.

SECTION 8: Suspension or Removal from the Wrecker Rotation List

Any wrecker service on the Wrecker Service Rotation List may be suspended or removed by the Chief of Police upon reasonable proof of violation by the wrecker service of any applicable provisions of this policy, state law, or city ordinance.

1. Suspension from rotation:

- a. Acts of physical violence while operating a wrecker as provided for herein will be grounds for temporary suspension from the rotation list until the final disposition on any pending criminal charges.
- b. Any pending criminal charges (excluding traffic violations but including DUI) will be grounds for suspension from the rotation.
- c. Failure to clean up and remove debris resulting from the accident will result in suspension for ten (10) to thirty (30) days, depending upon the circumstances of the situation.
- d. Other factors and actions may result in indefinite suspension from the rotation list. These may include, but are not limited to, the following:
 - i. Flagrant, repeated, or serious failure to cooperate with an officer at the scene of an accident or at the wrecker service.
 - ii. Conduct or practices in dealing with the public result, or could result, in unjust criticism to the department.
 - iii. Charging exorbitant or price gouging rates.
 - iv. Failure to maintain records as provided in this section.

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- v. Failure to notify the last known owner of a vehicle as provided for in this section.
- vi. Failure to meet or maintain wrecker specifications and other requirements and regulations as outlined in this policy.
- vii. Pronounced or repetitive violations of the requirements listed herein may result in an indefinite suspension of the company from the rotation list.
- viii. Failure to allow towed vehicles to be inspected within a commercially reasonable time period.
- ix. Failure to allow towed vehicles to be retrieved within a commercially reasonable time period.

SECTION 9: Ownership/Operation of Wrecker Service

Owners shall not be permitted to operate wrecker equipment on the rotation list under more than one (1) company name out of the same location. Owners shall not be permitted to have more than one (1) rotation slot on the Wrecker Rotation List. An owner or operator is prohibited from the rotation list if they have been convicted of a felony involving grand larceny, theft of property, or any other felony theft charge; convicted of a misdemeanor or felony involving either force or violence; convicted of a sex offense; or convicted of a DUI within the previous five (5) years.

SECTION 10: Appeals of Persons Aggrieved by Judgement or Decision

Any person aggrieved by a judgement or decision rendered by the Chief of Police in the interpretation or enforcement of any provision or requirement of this policy, or any application of state law, city ordinance, rule, or regulation, may appeal such judgement or decision within five (5) days to the Board of Aldermen.

SECTION 11: Service Requirements and Fees

Wrecker Service Rotation List fees for non-consensual and uninsured cars and pickup trucks shall be a flat fee of no more than two-hundred (\$200) dollars

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for the first hour of service. If services are required that exceed one (1) hour, an extended fee of no more than fifty (\$50) dollars every fifteen (15) minutes thereafter may be assessed. This fee includes clean-up of the wreck scene to the satisfaction of the law enforcement officer in charge of the scene.

Occasionally, a major accident or other towing call will require an extra piece of equipment to tow a vehicle or to place it in a towable position. A Supplementary Resource Fee, not to exceed one-hundred (\$100) dollars, may be accessed upon the approval of the on-scene law enforcement supervisor. There will be no additional costs of services such as, to include but not be limited to, clean-up, winch fee, labor, fuel, or mileage. Use of oil or fluid drying material may be charged an amount not to exceed fifty (\$50) dollars.

After storing a vehicle for 24 hours from time of initial request, a charge, not to exceed forty (\$40) dollars, may be charged every twenty-four (24) hours thereafter. Any owner or operator of a towed vehicle, who retrieves their vehicle within twenty-four (24) hours from the time of the tow, shall not be charged any storage fee. Rates and charges of heavy wreckers shall be reasonable and be no more than the average rates of wreckers doing business in the State of Mississippi. If any such rates or charges should be found excessive or unreasonable, the Chief of Police may suspend or remove the wrecker service from the City's Wrecker Service Rotation List.

All wreckers must be available twenty-four (24) hours of every day and must promptly answer all calls for service from the Police Department and respond to the call location within a reasonable amount of time. A wrecker company shall not accept a request for service unless the operator has a vehicle immediately available to perform the requested service.

All wrecker drivers must have a current State of Mississippi commercial drivers license, and every wrecker must bear a current Mississippi license plate. Wrecker drivers must maintain satisfactory compliance with any prior legal requirements or judgements. Every wrecker driver will at all times comply with the traffic laws of the State of Mississippi.

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SECTION 12: Tow-in Charges to be Posted, Duty to Furnish Receipt for Vehicle

All wrecker owners or operators must post a “tow-in” charge bulletin for towing vehicles which have not been involved in an accident and post charges and hourly rates for towing, hauling, and any necessary handling of a wrecked or damaged vehicle. Said bulletin must be posted in the storage facility. Wrecker operators must give the owner or driver of a towed vehicle a receipt for such vehicle upon request by the owner or police; it is hereby declared to be a violation of this article to charge an amount in excess of said posted sum and failure to give a receipt upon request.

SECTION 13: Company Record Keeping

Each wrecker company will maintain a record system covering all services performed in conjunction with the wrecker rotation system, to include but not be limited to:

1. The date and time the wrecker company was contacted and requested to perform the service.
2. The name of the person requesting the service.
3. The location of the vehicle.
4. A description of the towed vehicle, including tag and vehicle identification number.
5. The owner or driver of the vehicle.
6. The service charge and fee.
7. The response time from the moment of notification until he/she arrives on scene.

SECTION 14: Police Authority, Officially Held Vehicles

When the Starkville Police Department has an official “hold” on a towed or impounded vehicle, the owner or owner’s agent shall secure a release from the

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Starkville Police Department and present such release to the wrecker owner or operator. The towing cost shall be borne by the owner of said vehicle.

SECTION 15: Soliciting and Stopping at Accident Scenes Prohibited; exceptions

No wrecker owner, operator, or driver shall stop at an accident scene or near a disabled vehicle for the express purpose of soliciting an engagement for towing service, unless such wrecker service has been summoned to the scene by the owner or operator of any disabled vehicle or has been summoned by the Starkville Police Department. However, any authorized operator who comes upon a disabled vehicle (not a wreck or accident) may stop and help the owner obtain assistance.

Wrecker operators shall not, without the express authorization of the investigating police officer, move any vehicle from a public highway, street, or from any public property, when such vehicle is abandoned, stolen, or damaged as a result of an accident.

EXCEPTION: Notwithstanding the conditions imposed in these rules and regulations, operators may in emergency cases slide left, right, or otherwise move a vehicle damaged as a result of an accident, if the removal is for the purpose of extracting a person from the wreckage or to remove an immediate hazard to life and/or property. In no such event shall the movement be more than reasonable and necessary.

SECTION 16: Penalty for Violation of Article - Misdemeanor

Any person, firm or corporation who shall own, operate, or cause to be operated in or upon the streets, avenues, alleys, or highways of the City of Starkville, Mississippi, any wrecker for servicing the public through the Wrecker Service Rotation List of the Starkville Police Department, without first having complied with each and every pertinent section of this policy, obtained the permit required by Section 4 of this policy, and without having first filed with the City Clerk such insurance policy or bond, may be subjected to prosecution in Municipal

R. FRANK NICHOLS
CHIEF OF POLICE



TELEPHONE
662-323-4131

STARKVILLE POLICE DEPARTMENT
101 E. LAMPKIN STREET, STARKVILLE, MS 39759

Court and, upon conviction, be subject to a fine not to exceed five hundred dollars (500.00) or imprisonment not to exceed ninety (90) days or both such fine and imprisonment.

A handwritten signature in cursive script that reads "R. Frank Nichols".

Frank Nichols
Starkville Police Chief

D. Lynn Spruill
Starkville Mayor

Attest:

Lesa Hardin
Starkville City Clerk

7. CONSIDERATION OF THE APPOINTMENTS OF AMY COUNTERMAN, ED DECHERT, ALEXIS GREGORY, WALT NEWSOM, MATTHEW NUNES, CARL SMITH AND PAMELA WASSON AS AN AD HOC RECYCLING COMMITTEE.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “consideration of the appointments of Amy Counterman, Ed Dechert, Alexis Gregory, Walt Newson, Matthew Nunes, Carl Smith and Pamela Wasson as an AD HOC recycling committee” is enumerated, this consent item is thereby approved.

8. CONSIDERATION OF PP 19-02 REQUEST FOR PRELIMINARY PLAT APPROVAL FOR SUBDIVIDING A +-0.97-ACRE PARCEL INTO 5 LOTS AT 314 LOUISVILLE ST. AND 300 SCALES ST. IN A R-2 ZONING DISTRICT WITH THE PARCEL NUMBERS 102B-00-051.00 AND 102B-00-052.00.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “consideration of PP 19-02 request for preliminary plat approval for subdividing A +0.97- acre parcel into 5 lots at 314 Louisville St. and 300 Scales St. in a R-2 zoning district with the parcel number 102B-00-051.00 and 102B-00-250-00 with nine (9) conditions” is enumerated, this consent item is thereby approved.

Nine (9) Conditions:

1. The preliminary plat shall meet the minimum standards for the State of Mississippi, as required by §17-1-23 and §17-1-25 of the Mississippi Code of 1972, as amended.
2. The preliminary plat shall meet the minimum requirements for R-2 zoning dimensions.
3. Approval of the preliminary plat shall be tentative, pending the submission of the final plat, as specified in Appendix B, Article IV, Section 3 of the City of Starkville’s Code of Ordinances.
4. Approval of the preliminary plat shall be valid for one year, per Appendix B, Article III, Section 2(6)(b) of the City of Starkville’s Code of Ordinances.
5. Applicant shall prepare and submit infrastructure plans in accordance with Appendix B, Article III, Sections 3 & 4 of the City of Starkville’s Code of Ordinances
6. When infrastructure plans have been approved for construction, a pre-construction conference shall be held with appropriate City staff prior to the commencement of any construction activities at the site.
7. All public utilities shall be in place and any non-conforming conditions noted during final inspection shall be corrected prior to placement on the Planning & Zoning Commission agenda.
8. When a final plat is submitted for review by the City’s Development Review Committee, all required improvements must be complete and the applicant shall provide “as-built” drawings of all infrastructure improvements (water, sewer, storm drainage, roadways, sidewalks, etc.) in “AutoCAD” format as well as a paper copy that is signed and sealed by a licensed professional engineer, indicating that the improvements were installed under his/her responsible direction and that the improvements conform to the approved construction plans, specifications and the City’s ordinances.
9. 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.

9. CONSIDERATION OF ACCEPTANCE OF THE JANUARY 2019 FINANCIAL STATEMENTS.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “acceptance of the January 2019 financial statements” is enumerated, this consent item is thereby approved.

10. CONSIDERATION OF THE APPROVAL OF TRAVEL FOR DEPUTY CLERKS LASHONDA WILSON, MARY IVY AND LEANNE MCGARR TO THE 2019 DEPUTY CLERK TRAINING CLASSES TO BE HELD WITH ADVANCE TRAVEL AND REGISTRATION.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “consideration of the approval of travel for deputy clerks Lashonda Wilson, Mary Ivy and Leanne McGarr to the 2019 Deputy Clerk Training Classes to be held with advance travel and registration” is enumerated, this consent item is thereby approved.

11. REQUEST PERMISSION TO ACCEPT A \$2,000 4-COUNTY FOUNDATION, INC. GRANT.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval to accept a \$2,000 4-County Foundation, INC Grant” is enumerated, this consent item is thereby approved. (Grant on following page.)

12. REQUEST PERMISSION TO LEASE-PURCHASE A 2019 DODGE DURANGO ON STATE CONTRACT 8200042004 AT A COST OF \$28,367.00 BE USED IN THE FIRE MARSHALL DIVISION WITH FUNDING TO COME FROM CODE REBATE FUNDS.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval to lease-purchase a 2019 Dodge Durango on state contract at a cost of \$28,367.00 be used in the Fire Marshall Division with funding to come from code rebate funds” is enumerated, this consent item is thereby approved.

13. CONSIDERATION OF AUTHORIZATION TO HIRE JEREMY FORTNEY AS A TEMPORARY FULL-TIME CERTIFIED POLICE OFFICER WITH BENEFITS AND MATTHEW LASKER AS A FULL-TIME CERTIFIED POLICE OFFICER IN THE STARKVILLE POLICE DEPARTMENT.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “authorization to hire Jeremy Fortney as a temporary full-time Certified Police Officer with benefits and Matthew Lasker as a full-time Certified Police Officer in the Starkville Police Department” is enumerated, this consent item is thereby approved.

14. CONSIDERATION OF AUTHORIZATION TO HIRE CHRISTOPHER BLACK AS AN ENGINEER INSPECTOR IN THE STARKVILLE ENGINEERING / UTILITIES DEPARTMENT.

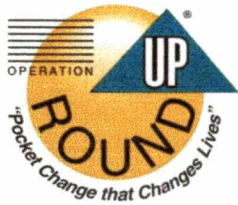
Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “authorization to hire Christopher Black as an Engineer Inspector in the Starkville Engineering / Utilities Department” is enumerated, this consent item is thereby approved.

15. CONSIDERATION OF AUTHORIZATION TO ADVERTISE FOR A PART-TIME CUSTODIAN IN THE STARKVILLE PARK AND RECREATION DEPARTMENT.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “authorization to advertise for a part-time Custodian in the Starkville Park and Recreation Department” is enumerated, this consent item is thereby approved.

16. CONSIDERATION OF AUTHORIZATION TO ADVERTISE FOR THREE PART-TIME GROUNDS MAINTENANCE WORKERS FOR THE AIRPORT DEPARTMENT.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “authorization to advertise for three part-time Grounds Maintenance workers for the Airport Department” is enumerated, this consent item is thereby approved.



4-County Foundation, Inc.

P.O. Box 351

Columbus, MS 39703

(662) 327-8900

4countyfoundation@4county.org



December 12, 2018

VIA Email

c.yarbrough@cityofstarkville.org

Chief Charles Yarbrough
Starkville Fire Department
503 East Lampkin Street
Starkville, MS 39759

Dear Chief Yarbrough:

On behalf of the 4-County Foundation's Board of Directors, I am pleased to advise that the Starkville Fire Department is being awarded \$2,000 to be used toward purchase of the Smoke Detectors listed in your application for distribution within the 4-County Electric Power Association — **Congratulations!**

You and/or a representative(s) are invited to receive these funds on Monday, February 11, 2019 and participate in a brief photo session with the 4-County Foundation's Board of Directors. This will take place at 12 noon in the lobby of 4-County's Corporate Center (5265 South Frontage Road, Columbus). We ask that you arrive a few minutes prior. Please confirm whether or not we can expect you that day, along with the name(s) of anyone else joining you. We ask that you email this information to 4countyfoundation@4county.org as soon as practical but **no later than January 31st** so we can know to expect you.

The funds you are receiving were made available through the generosity of 4-County EPA members who participate in the Operation Roundup® program. To assure their contributions are being utilized in the manner intended, 4-County Foundation grantees are asked to report back to the 4-County Foundation on use of the funds awarded and the impact made from receiving their grant. A **POST GRANT REPORT FORM** will be included with your award check. We ask that you return this completed form to the Foundation on or before the due date indicated at the bottom of the form in order for your organization to be eligible for subsequent funding requests. The form should be self-explanatory, but do feel free to contact us if you've any questions.

Congratulations again, we hope to see you on February 11, 2019! Should you need to receive your funds before then, please let us know.

Sincerely,

Emily Bratton

Emily Bratton

17. CONSIDERATION OF THE APPROVAL OF THE FACILITY USE AGREEMENT WITH STARKVILLE CHRISTIAN SCHOOL FOR USE OF AN ATHLETIC FIELD FOR THEIR BASEBALL AND SOFTBALL PROGRAMS.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the facility use agreement with Starkville Christian School for use of an athletic field for their baseball and softball programs” is enumerated, this consent item is thereby approved. (Agreement on Following Page)

18. CONSIDERATION OF THE APPROVAL OF THE MEMORANDUM OF UNDERSTANDING (MOU) FOR FIELD EXPERIENCE WITH MISSISSIPPI STATE UNIVERSITY.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the memorandum of understanding (MOU) for field experience with Mississippi State University” is enumerated, this consent item is thereby approved. (MOU on Following Page)

**STARKVILLE PARKS AND RECREATION DEPARTMENT
FACILITY USE AGREEMENT**

This is an agreement by and between the **CITY OF STARKVILLE**, a Mississippi municipal corporation herein after referred to as the "City", by and through its authorized representative, and **STARKVILLE CHRISTIAN SCHOOL**, hereinafter referred to as the "User."

**ARTICLE I
GENERAL TERMS**

1.01 This Agreement shall be in effect for the duration of the 2019 Starkville Christian School Baseball and Softball Seasons. The City will permit the User to use one field located at the Starkville Sportsplex, address 405 Lynn Lane, Starkville, Mississippi 39759 for the duration of the agreement, herein after referred to as the "Facility" for the purposes of practices and games for the Starkville Christian School Baseball and Softball teams. While primary use by the User shall be at the Starkville Sportsplex, if necessary, other fields or facilities may be used, including fields or facilities at locations other than the Starkville Sportsplex. The City shall have the option to immediately terminate this Agreement at any time with or without cause.

1.02 The schedule of facilities dates and times shall be subject to change at the discretion of the City. Both parties will review the requested facilities schedule before each individual season begins.

1.03 In exchange for the above-referenced use of the Facility, the User shall pay the City the amount described below for the term of the agreement:

- (a)** Fifteen and no/100 Dollars (\$15.00) per player.
- (b)** Five and no/100 Dollars (\$5.00) per player for individuals that show proof of financial hardship. This provision would be on a player-by-player basis and User is responsible for collecting this proof.
- (c)** The User shall also pay the City a deposit of five-hundred and no/100 Dollars (\$500.00). This deposit shall be credited towards the final payment if no damage to the facility occurs. If damage does occur, the amount needed to repair the damage will be deducted from the deposit and the remaining balance will be applied towards the final payment. If damage repair cost exceeds the deposit amount, the remaining amount above the deposit will be billed to the user.

1.04 The User agrees that it will be solely responsible for the following items:

- (a)** Locking all doors to buildings and structures and securing all gates and other access points prior to leaving after each use of the Facility
- (b)** Picking up ground litter from Facility, including fields and surrounding areas, prior to leaving after each use of the Facility

(c) Paying for all damages related to and arising out of use of the Facility by the User

(d) Ensuring all team representatives have a current background check.

1.05 To maintain order and safety, the User will assign one person as an on-site representative during all scheduled uses of the Facility and provide the City contact information for the individual assigned.

1.06 The City agrees that it will be responsible for providing the following items during the term of this Agreement:

(a) Marking fields to proper dimensions prior to the first properly scheduled game of the season and remarking as necessary

(b) Cleaning and stocking of restrooms

(c) Installing nets, bases, and similar equipment related to the proposed use of Facility by the User

(d) General grounds maintenance of Facility and City-installed equipment

(e) Determining whether the Facility will be open or closed for the User's use because of inclement weather, damage to the Facilities, and other unforeseen acts of God and updating the City's pre-recorded telephone system, web page or other communication devices it may have in place to notify the public of such schedule changes. The User agrees to abide by all rulings regarding whether the facility is open or closed, and will be held responsible for damages resulting from play that occurs on closed fields.

1.07 The User is prohibited from using personal equipment to perform maintenance on any City facilities.

1.08 Priority usage of City facilities shall go to recreational leagues and teams, with all others including non-recreational, tournament teams receiving secondary priority.

1.09 The User is prohibited from transferring use or renting out any city facility for profit. The City maintains the right to rent out all city facilities when not in use by the User.

1.10 The User acknowledges decisions regarding field usage priority for other user groups is at the City's discretion.

ARTICLE II INSURANCE REQUIREMENTS

2.01 During the term of this Agreement, the User shall procure and maintain, at its sole cost and expense, a General Liability insurance policy for injuries to persons or damages to property that may arise from or in connection with the use of the Facility and the activities associated with the use of the Facility by the User, its agents, representatives, participants, attendees, employees, and volunteers for limits of not less than **\$1,000,000 for personal injury, death, or property damage to the Facility out of any one occurrence. This insurance must name the City of Starkville, MS as an additional insured under the policy and contain a waiver of subrogation in favor of the City of Starkville, MS.** Only insurance carriers licensed and authorized to do business in the state of Mississippi will be accepted. The User's insurance coverage shall be primary insurance with respect to the City, its officials, agents, employees, and volunteers. Any insurance or self-insurance maintained by City, its officials, agents, employees or volunteers shall be considered secondary and in excess of the User's insurance and shall not contribute to it.

2.02 A certificate of insurance and copies of all endorsements shall be furnished to the City at the time of execution of this Agreement and approved by the City **before** any use of the Facility commences.

ARTICLE III NON-DISCRIMINATION CLAUSE

The User hereby agrees to refrain from any activity in relation to use of the Facility that discriminates against any person or persons based upon race, color, creed, national origin, disability, religion, age, or sex, and in accordance with present federal and state laws.

ARTICLE IV USE OF FACILITY KEYS

The City will issue key(s) to the User for and during the use of the Facility. The keys may not be reproduced or duplicated by the User. The User agrees to return these keys to City within five working days after the conclusion of the term of this Agreement unless mutually agreed upon otherwise by the parties. Upon failure to return any of said keys issued by the City to the User, the User agrees to reimburse City for the cost to make new key(s) and install new lock(s).

ARTICLE V REPAIRS AND DAMAGES TO FACILITIES

The User agrees to be solely responsible for any and all damages related to and arising out of the use of the Facility during the term of this Agreement when the Facility is being used by the User. This applies, but not limited, to any and all persons associated with the User who use the Facility or who attend the User's events at the Facility during the term of the Agreement. The User

agrees to be solely responsible for all repairs or costs of repairs to the Facility and for any and all related damages as set forth herein.

ARTICLE VI SCHEDULE OF ACTIVITIES

6.01 The User must deliver a schedule of activities to the City prior to the beginning of the initial term of the Agreement and updated before the start of each new Season. This schedule of activities must include the following information:

- (a) Dates and times of scheduled games and practices
- (b) Any other pertinent information as reasonably requested by the City to assist it in carrying out its obligations herein and in serving the general public.
- (c) Any requested changes to the facility usage schedules submitted to the City shall be forwarded and approved prior to taking effect.

ARTICLE VII SAFETY PROCEDURES

The User hereby agrees to abide by generally-recognized standards of safety, regulations and procedures for the nature of the proposed use of the Facility. The User, including its players, attendees, league officials, employees and volunteers, are also required to abide by City of Starkville park rules and ordinances.

ARTICLE VIII CRIMINAL BACKGROUND CHECKS

The User shall conduct criminal background checks on all persons acting as head coaches, assistant coaches, board members, and any other person acting in an official capacity with any organization involved in the User's activities. These checks shall be conducted prior to the beginning of the season for which the individual is first involved and shall be valid for no more than one calendar year. The User shall employ a reputable company licensed by the State of Mississippi to conduct such checks unless these checks are conducted by the User's state or national sanctioning body. Should an individual be disqualified as a result of the check, based upon generally-recognized standards for the protection of youth, the User shall prohibit that individual from serving in any official capacity with the User's activities. Additionally, the User shall provide to the City, upon request, a listing of all individuals who have undergone a criminal background check.

ARTICLE IX INDEMNIFICATION

The User shall indemnify, hold harmless, and defend the City, its officers, agents, employees and volunteers from and against any and all claims, losses, damages, causes of action, suits, and liability of every kind, including all expenses of litigation, court costs, and

attorney's fees, for injury to or death of any person or for damage to any property arising out of or in connection with the use of the Facility by the User. Such indemnity shall apply regardless of whether the claims, losses, damages, causes of action, suits, or liability arise in whole or in part from the negligence of the City, any other party indemnified hereunder, the User, or any third party. It is the intent of the parties that this provision shall extend to, and include, any and all claims, causes of action or liability caused by the concurrent, joint and/or contributory negligence of the City, an alleged breach of an express or implied warranty by the City or which arises out of any theory of strict or products liability.

ARTICLE X RELEASE

The User hereby releases, relinquishes and discharges the City, its officers, agents, employees and volunteers from all claims, demands, and causes of action of every kind and character, including the cost of defense thereof, for any injury to or death of any person and any loss of or damage to any property that is caused by or alleged to be caused by, arising out of, or in connection with the User's use of the Facility whether or not said claims, demands, or causes of action are covered in whole or in part by insurance.

ARTICLE XIV MISCELLANEOUS TERMS

14.01 This Agreement has been made under and shall be governed by the laws of the State of Mississippi. The parties agree that performance and all matters related thereto shall be in Oktibbeha County, Mississippi.

14.02 This Agreement and the rights and obligations contained herein may not be assigned or sublet by the User without the prior written approval of the City.

14.03 This Agreement contains the entire agreement between the parties. There are no other written or oral agreements, contracts, or understandings between the parties.

14.04 No waiver or deferral by either party of any term or condition of this Agreement shall be deemed or construed to be a waiver or deferral of any other term or condition or to be a subsequent waiver or deferral of the same term or condition.

14.05 This Agreement may only be amended by written instrument approved and executed by both parties.

14.06 The parties hereby state that they have read the terms of this Agreement and hereby agree to the terms and conditions contained herein.

ATTACHMENTS

1. User's Certificate of Insurance

STARKVILLE CHRISTIAN SCHOOL

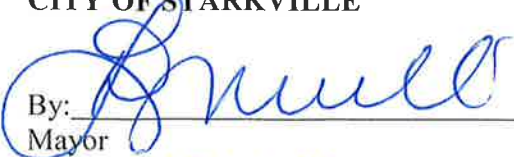
By: 

Printed Name: RANDY WITBECK

Title: PRINCIPAL

Date: 3/4/19

CITY OF STARKVILLE

By: 

Mayor

Date: 2-19-2019

Memorandum of Understanding
for
Field Experience

It is hereby agreed that Mississippi State University (MSU) and The City of Starkville, MS, through its Parks and Recreation Department have established an agreement for the purpose and consideration outlined below. This agreement shall automatically renew for subsequent one year terms, not to exceed a period of five years, unless either party provides notice of its intent not to renew and/or amend the Agreement.

The City will provide directed teaching and other internship and practicum sites for undergraduates and graduate students enrolled in Mississippi State University School of Education. It is further agreed that the number and type of assignments needed and provided by the parties to this agreement shall be arranged at the time placements are requested depending upon space being available at the City. It is understood that the City is not obligated to provide all placements that may be requested. Specific descriptions of expectations for students and faculty and School Districts personnel are described in *Teaching Internship Handbook*, which can be found at <http://www.ocfbi.msstate.edu/pdfs/Handbook.pdf>. which is hereby incorporated into this Agreement.



Provost & Executive Vice President, MSU

9-14-18

Date

Mayor D. Lynn Spruill

Date

MSU agrees to abide by and comply with the screening requirements of State of MS Law.

Prior to placement requests being made, all students will be cleared through a certified background check vendor and MSU Office of Clinical-Field Based Instruction, Licensure & Outreach.

It is the expectation that both MSU and The City of Starkville, MS uphold MS Educator Code of Ethics regarding students' participation in the field.

19. CONSIDERATION TO AUTHORIZE THE SELECTION OF PYRO SHOWS, THE LOWER OF TWO QUOTES, TO BE USED AS THE FIREWORKS VENDOR BY THE STARKVILLE PARK AND RECREATION DEPARTMENT FOR THE 4TH OF JULY CELEBRATION AT A COST OF \$8,499.00.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “authorization of the selection of Pyro Shows, the lower of two quotes, to be used as the fireworks vendor by the Starkville Park and Recreation Department for the 4th of July Celebration at a cost of \$8,499.00” is enumerated, this consent item is thereby approved.

Two Quotes Received: Pyro Shows - \$8,499.00 and Atlanta Pyrotechnics - \$14,000.00.

20. REQUEST AUTHORIZATION FOR DETECTIVES HEADLEY AND WINSHIP TO ATTEND MDIAI INVESTIGATORS CONFERENCE, IN MERIDIAN, MISS, ON APRIL 9-11, 2019.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “authorization for Detectives Headley and Winship to attend MDIAI Investigators Conference, in Meridian, MS, on April 9-11, 2019 ” is enumerated, this consent item is thereby approved.

21. CONSIDERATION TO APPLY FOR 100% REIMBURSABLE GRANT FUNDING WITH THE OFFICE OF HIGHWAY SAFETY IN THE AMOUNT OF \$17,000.00 IN THE AREA OF TRAFFIC ENFORCEMENT.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “consideration to apply for 100% reimbursable grant funding with the Office of Highway Safety in the amount of \$17,000.00 in the area of traffic enforcement” is enumerated, this consent item is thereby approved.

(Grant Summary on Following Page)

22. CONSIDERATION TO APPLY FOR 100% REIMBURSABLE GRANT FUNDING WITH THE OFFICE OF HIGHWAY SAFETY IN THE AMOUNT OF \$87,670.00 IN THE AREA OF DUI ENFORCEMENT.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “consideration to apply for 100% reimbursable grant funding with the Office of Highway Safety in the amount of \$87,670.00 in the area of DUI enforcement” is enumerated, this consent item is thereby approved.

(Grant Summary on Following Page)

23. REQUEST APPROVAL TO DECLARE A KNUCKLE BOOM, DODGE RAM TRUCK AND F250 TRUCK AS SURPLUS PROPERTY, ADVERTISE FOR SALE, AND SELL TO THE HIGHEST BIDDER.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval to declare a Knuckle Boom, Dodge Ram Truck and F250 truck as surplus property, advertise for sale, and sell to the highest bidder” is enumerated, this consent item is thereby approved.

24. REQUEST APPROVAL OF LOWEST AND BEST QUOTE FROM COBURN, FOR PHASE II OF THE APPROVED PLEASANT ACRES WATERLINE PURCHASE IN THE AMOUNT OF \$9,625.00.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval of lowest and best quote from Coburn, for Phase II of the approved Pleasant Acres Waterline purchase in the amount of \$9,625.00” is enumerated, this consent item is thereby approved.

4 Quotes Received: Coburn - \$9,625.00; G & C - \$9,725.00; Central - \$9,975.00; Consolidated - \$10,725.00

FY20 MOHS POLICE TRAFFIC SERVICES GRANT APPLICATION (402)

Mississippi Office of Highway Safety

1025 North Park Drive

Ridgeland, MS 39157

Phone: (601)977-3700; Fax: (601)977-3701

mohs@dps.ms.gov

1. Applicant Name: City of Starkville Mailing Address: 110 West Main Street Starkville, MS 39759 Telephone: 662-323-4131 E-Mail: c.jackson@cityofstarkville.org		2. Date:							
		3. Beginning and Ending Dates: <u> X </u> Full Grant: (October 1, 2019-September 30, 2020) _____ Half Grant: (January 1, 2020-September 30, 2020) _____ Mini Grant: (April 1, 2020-September 30, 2020) _____ Special Wave Grant: (April 1, 2020-June 30, 2020)							
		4. Subgrant Payment Method: <u> X </u> Cost Reimbursement Method							
		5. DUNS # - 782430557							
		6. Congressional District- MS03							
7. Program Title: Enforcement Overtime for Speeding, Child Restraint and Seat Belt Violations									
8. The following funds will be proposed for FY20 funding:									
A. COST CATEGORY		B. SOURCE OF FUNDS							
(1) Personal Services-Salary	\$17,000.00	(1) Federal	\$17,000.00						
(2) Contractual Services		(2) State							
(3) Travel		(3) Local							
(4) Equipment		(4) Other							
(5) Commodities									
TOTAL	\$17,000.00	TOTAL	\$17,000.00						
9. The applicant agrees to operate the program outlined in this application in accordance with all provisions as included herein. The following sections are attached and incorporated into this application: <table border="0"><tr><td>Project Identification</td><td>Proposed Countermeasures</td></tr><tr><td>Travel</td><td>Equipment</td></tr><tr><td>Commodities</td><td></td></tr></table> All policies, terms, conditions, and provisions in the application provided to applicants, are also incorporated into this agreement, and applicant agrees to fully comply herewith.				Project Identification	Proposed Countermeasures	Travel	Equipment	Commodities	
Project Identification	Proposed Countermeasures								
Travel	Equipment								
Commodities									
10. Approved Signature of Authorized Official (Mayor/Board of Supervisor President/Commissioner) for Jurisdiction to Apply:		MOHS USE Only:							
Signature _____ Date _____									
Print Name: Lynn Spruill Title: Mayor, City of Starkville									

Problem Identification:

Location:

This section must be filled out completely for all project applications.

City Name:	Starkville, MS
County Name:	Oktibbeha County
Surrounding Counties:	Webster, Clay, Lowndes, Winston, Choctaw, Noxubee
Troop District:	District 5
Number of Officers In Agency:	60
Number of Officers to Work Grant:	59

Number of Square Miles:	25.79
Number of Population:	24,886
Major Roadways in the Area:	Hwy 12, Hwy 25, Hwy 82, Hwy 182, Hwy 389

Problem Identification:

Summary:

Please provide a detailed problem identification description for the location that the grant will seek funding, such as high speed areas, college/universities, factories, community events, etc. **Please limit to 350 words for the Problem Identification Summary.**

During the school year, The City of Starkville hosts tens of thousands of visitors for numerous sporting and civic events. Estimated annual attendance for MSU/ Starkville's Bulldog Bash, held at the beginning of the fall semester is over 40,000. Additional bar and club establishments continue open. The wide variety of the types of clubs, the nightlife in Starkville has grown exponentially. In addition to festivals, concerts, and sporting events, Starkville has a ever-revolving population of students, ranging in ages 17-24. The increased number of residents and visitors along with extended club hours have increased the number of seat belt, child restraints and speeding consistently over the past years were students and parents are arriving for the first time in Starkville.

Prior to the full implementation of traffic assisted grants in the city, Starkville as well as the county saw between 5-10 fatalities on a yearly basis. Many of the serious injuries and fatalities throughout the nation are related directly to speeding and failure to wear safety belts, and the City of Starkville is no different in this aspect. When talking with those in the community it is obvious that the work done in relation to Speeding and Seat Belt usage is being taken seriously. These people comment a citation is most likely the outcome if seen by an officer on patrol in our city when in violation.

Starkville has continues it's use of a Motorcycle Traffic Unit. Two Motorcycles were purchased and after training two officers for this unit, they began to focus more on the problems related to traffic. Shortly following, this department began seeing a steady decline in collisions mainly in part of the efforts of these officers to stop violations of speeding and non seat belt usage, which also lead to the arrests of impaired drivers.

Problem Identification
Proposed Target, Performance Measure and Strategies to be achieved during FY20:

See Grant Funding Guidelines for information on correct format and information needed under this section. Must be specific, measureable (include hard numbers from previous year), detailed outline of program activities and projected achievements during grant period.

Please use fatality data first. If agency has no fatalities during 2017, please use injury data. If agency does not have injuries, then agency should use data related to crashes.

Target for Enforcement Project:

The jurisdiction/agency of City of Starkville will (maintain) the number of unbelted fatalities from 0 in 2017 to 0 by the end of 2020.

The jurisdiction/agency of City of Starkville will (reduce) the number of unbelted injuries from 17 in 2017 to 16 by the end of 2020.

The jurisdiction/agency of City of Starkville will (reduce or maintain) the number of unbelted crashes from _____ in 2017 to _____ by the end of 2020.

The jurisdiction/agency of City of Starkville will (maintain) the number of speed fatalities from 0 in 2017 to 0 by the end of 2020.

The jurisdiction/agency of City of Starkville will (maintain) the number of speed injuries from 0 in 2017 to 0 by the end of 2020.

The jurisdiction/agency of City of Starkville will (reduce or maintain) the number of speed crashes from _____ in 2017 to _____ by the end of 2020.

Performance Measures for Enforcement Project: Please use 2018 grant funded citation data, if available. If your agency has never applied for grant funds or has not applied in several years, please start your “grant funded” citations at “0”.

(Increase) the number of grant funded Seat belt citations by 75% from 343 in FY18 to 600 in FY20.

(Increase) the number of grant funded Child Restraint citations by 87% from 8 in FY18 to 15 in FY20.

(Increase) the number of grant funded Speed citations by 19% from 79 in FY18 to 94 in FY20.

Strategies for Project:

- Conduct at least 6 checkpoints during year. (Enforcement Only)
- Conduct at least 20 saturation patrols during year. (Enforcement Only)

FY20 Proposed Program Coordination:

Proposed Project Staff for Grant Responsibilities:

If grant is awarded, please identify the following persons that will be working on grant activities and will be responsible for the grant:

Name of Chief/Sheriff/Partner: Chief R. Frank Nichols	Name of Project Director: Corporal Christopher Jackson
Phone Number: 662-323-4131	Phone Number: 662-769-4425
Email Address: r.nichols@cityofstarkville.org	Email Address: c.jackson@cityofstarkville.org

Name of Financial Manager: Lisa Hardin	Name of Signatory Official: Lynn Spruill
Phone Number: 662-323-2525	Phone Number: 662-323-2525
Email Address: l.hardin@cityofstarkville.org	Email Address: l.spruill@cityofstarkville.org

FY20 Proposed Program Coordination:
Proposed Project Staff for Grant Responsibilities:

Submit information for proposed project staff that will be funded with federal funds under the grant agreement. All expenses must be in accordance to current state and federal guidelines.

*Unallowable Personnel Expenses for FY20: Fringe benefits (FICA & Retirement) and health insurance will not be allowable personnel expenses during FY20 for law enforcement agencies.

Personnel Title:	% of Time	Hourly Salary	# of Hours	Total:
Overtime for PTS Enforcement	100	25.00 (avg)	680	\$17,000.00

FY20 Proposed Contractual Services Expenses:

Include a detailed assessment of contractual services within the program area in which you will be applying. Also include a cost estimate for all contractual needs (rental, shipping costs, Child Passenger Seat Technician certification fee, etc.). All expenses must be in accordance to current state and federal guidelines.

Type of Contractual Service Expenses:	Quantity/Amount of Service/Amount per Month	Total Costs of Expenses:
Total Contractual Service Expense:		

FY20 Proposed Travel Expenses:

Include a detailed assessment of travel needs within the program area in which you will be applying. Also include a cost estimate for all travel needs (airfare, hotel, hotel taxes, per diem, mileage, parking, baggage and gratuity). All expenses must be in accordance to current state and federal guidelines.

Type of Travel	Number of People	Cost:	Total:
Total Travel Expense:			

FY20 Proposed Equipment:

Grant funding must be tied to performance, data and problem identification. Applications that are requesting equipment only applications will not be funded. Please list the cost for each piece of equipment requested.

Federal guidelines require equipment purchased must be essential to the project. If any equipment is requested in the application that is over \$5,000.00, please include quotes for the equipment, equipment descriptions and a through explanation of the use of the equipment and how it will impact the target and the agency problem identification.

All equipment must be approved by MOHS and/or NHTSA and be included on the Conforming Product List (CPL) and must be used specifically for the purposes for which is purchased. CPL list can be found at:

- Radar Speed –Measuring Devices (Only 402PTS)
<http://www.nhtsa.gov/people/injury/enforce/SpeedMeasure/radarcpldec162002.htm>
- Lidar Speed-Measuring Devices (Only 402PTS)
<http://icsw.nhtsa.gov/people/injury/enforce/SpeedMeasure/lidarcpldec162002.pdf>

Unallowable equipment for FY20: Guns, Ammunition, Uniforms, Vehicles, Body Armor, Body Cameras.

Type of Equipment:	# Requested:	Cost Per Item:	Line Total:
Total Equipment Expense:			

FY20 Proposed Commodities:

Include a detailed assessment of other grant expenses within the program area in which you are applying. Also include a cost estimate for all additional grant expenses (mouthpieces, tape, office supplies, etc.). All expenses must be in accordance to current state and federal guidelines.

Type of Commodity Expenses:	Quantity	Price of Commodity:	Total of Expense:
Total of Commodity Expenses:			

Mississippi Office of Highway Safety

MOHS FY20 Application Submission:

The application submitted to the MOHS is a request for funds. Funding is based on funds available to the MOHS through federal and state funds. Application requests received are not guaranteed and will be subject to be adjusted as funding is available.

Each application will be reviewed by the MOHS staff and management for application completeness, data provided, citation information, budget requests of personnel, contractual services, travel, equipment and other expenses requested to enhance the already existing program. The proposed targets, performance measure and strategies are also reviewed for effectiveness and efficiency.

Applications received from continuation grant agencies will be reviewed by MOHS staff and management for application completeness, data provided, citation information, budget requests of personnel, contractual services, travel, equipment and other expenses requested to enhance the already existing program. Grants will also be funded based on the review of past grant performance of meeting targets and performance measures, expenditure of previous grant funds and information from program documentation and assessments.

The MOHS grant program is a data driven program and all applications must represent a need and the ability to help reach the State's target and performance measures to help reduce fatalities, crashes and injuries.

Submission of A-133 Financial Audit

All applicants for the FY20 MOHS Grant Application must submit a copy of the most recent A-133 financial audit from the requesting agency. If the A-133 financial audit is not included with the grant application, the application will not be considered for funding eligibility.

Incomplete Applications:

If all sections of this Application are not filled out, documentation provided and/or justifications provided, this Application will not be considered for review and/or approval. This includes missing signatures.

Agreement of Understanding and Compliance:

The Agreement of Understanding and Compliance documents will be attached within the FY20 Grant Agreement. The Applicant will be required to sign all compliance documents upon receipt of the finalized Grant Agreement between the State, MOHS and applicant. Certifications and assurances will be included in the Grant Agreement. Agreement.

FY20 MOHS IMPAIRED DRIVING GRANT APPLICATION (154/405)

Mississippi Office of Highway Safety

1025 North Park Drive

Ridgeland, MS 39157

Phone: (601)977-3700; Fax: (601)977-3701

mohs@dps.ms.gov

1. Applicant Name: City of Starkville Mailing Address: 110 West Main Street Starkville, MS 39759 Telephone: 662-323-4131 E-Mail: c.jackson@cityofstarkville.org		2. Date: February 13, 2019							
		3. Beginning and Ending Dates: <u> X </u> Full Grant: (October 1, 2019-September 30, 2020)							
		4. Subgrant Payment Method: <u> X </u> Cost Reimbursement Method							
		5. DUNS # - 782430557							
		6. Congressional District- MS03							
		7. Program Title: DUI Officer X2 / DUI Overtime							
8. The following funds will be proposed for FY20 funding:									
A. COST CATEGORY		B. SOURCE OF FUNDS							
(1) Personal Services-Salary	\$87,670.00	(1) Federal	\$87,670.00						
(2) Contractual Services		(2) State							
(3) Travel		(3) Local							
(4) Equipment		(4) Other							
(5) Commodities									
TOTAL	\$87,670.00	TOTAL	\$87,670.00						
9. The applicant agrees to operate the program outlined in this application in accordance with all provisions as included herein. The following sections are attached and incorporated into this application: <table border="0"><tr><td>Project Identification</td><td>Proposed Countermeasures</td></tr><tr><td>Travel</td><td>Equipment</td></tr><tr><td>Commodities</td><td></td></tr></table> All policies, terms, conditions, and provisions in the application provided to applicants, are also incorporated into this agreement, and applicant agrees to fully comply herewith.				Project Identification	Proposed Countermeasures	Travel	Equipment	Commodities	
Project Identification	Proposed Countermeasures								
Travel	Equipment								
Commodities									
10. Approved Signature of Authorized Official (Mayor/Board of Supervisor President/Commissioner) for Jurisdiction to Apply:		MOHS USE Only:							
Signature _____ Date _____									
Print Name: Lynn Spruill Title: Mayor, City of Starkville									

Problem Identification:

Location:

This section must be filled out completely for all project applications.

City Name:	City of Starkville
County Name:	Oktibbeha County
Surrounding Counties:	Webster, Clay, Lowndes, Winston, Choctaw, Noxubee
Troop District:	District 5
Number of Officers In Agency:	60
Number of Officers to Work Grant:	59

Number of Square Miles:	25.79
Number of Population:	24,866
Major Roadways in the Area:	Hwy 12, Hwy 25, Hwy 82, Hwy 182, Hwy 389

Problem Identification

Summary:

Please provide a detailed problem identification description for the location that the grant will seek funding, such as high speed areas, college/universities, factories, community events, alcohol related establishments, etc. **Please limit to 350 words for the Problem Identification Summary.**

The City of Starkville hosts to thousands of visitors for various reasons including college sporting events, concerts, and festivals. Art and music festivals, such as Bulldog Bash, also bring a large number of visitors to the area. Estimated attendance of MSU/ Starkville's annual Bulldog Bash is over 40,000. The night and social life has given way to more small drinking establishments and changes in the social drinking ordinances. Because of this change, the nightlife in Starkville has grown and multiplied vastly over the years. In addition to festivals, concerts, and sporting events, Starkville, or "Starkvegas," has become known as a party town. Whether attending an event or relaxing and vacationing in town, the increased number of residents and visitors along with the extended club hours has increased the number of tickets and DUI citations consistently over the past years.

Prior to the full implementation of traffic assisted grants in the City of Starkville as well as the County saw between 5-10 fatalities on a yearly basis. Since, the assistance of the grants utilized by our department, we are seeing these numbers decrease to 0 over recent years. Most violators have commented on the fact that they normally stay outside the city limits of Starkville because there is an understanding that if you are caught in the city of Starkville driving impaired that you will be arrested and convicted.

In recent years we have seen a drastic increase with those under the influence of either illegal or prescription narcotics. With this new trend SPD sent two officers to training in the field of Drug Recognition and have seen to having DUI enforcement officers trained in ARIDE. Aswell as the department's patrol division being trained in SFST.

This additional knowledge has helped in identifying those driving impaired for either alcohol or narcotics. More times than not we are finding offenders who are both alcohol and narcotic influenced. It is our task to continue to keep the highways and streets safe for every student, visitor and resident.

Problem Identification
Proposed Target, Performance Measure and Strategies to be achieved during FY20:

See Grant Funding Guidelines for information on correct format and information needed under this section. Must be specific, measureable (include hard numbers from previous year), detailed outline of program activities and projected achievements during grant period.

Alcohol Countermeasures (154 AL) - Alcohol enforcement projects are strictly for alcohol only related activities, programs and projects. Agencies must have a presence of alcohol related fatalities, injuries, crashes and citations in the area of service. The alcohol program is to work within the state to reduce alcohol related DUI fatalities, crashes and injuries through high visibility enforcement, checkpoints, saturation patrols and earned media.

Impaired Driving (405d) - The Impaired Driving program is for enforcement agencies working to reduce alcohol & drug related fatalities on our roadways. Agencies must have a presence of alcohol and drug related fatalities, injuries, crashes and citations in the area of service. Grant funds are to reduce alcohol and drug related fatalities, injuries and crashes through high visibility enforcement, checkpoints, saturation patrols and earned media.

Please use fatality data first, if agency has no fatalities during 2017, please use injury data. If agency does not have injuries, then agency should use data related to crashes.

Target for Enforcement Project-Alcohol Countermeasures (154AL):

The jurisdiction/agency of City of Starkville will (maintain) the number of alcohol related fatalities from 0 in 2017 to 0 by the end of 2020.

The jurisdiction/agency of City of Starkville will (maintain) the number of alcohol related injuries from 0 in 2017 to 0 by the end of 2020.

The jurisdiction/agency of City of Starkville will (reduce) the number of alcohol related crashes from 16 in 2017 to 15 by the end of 2020.

Target for Enforcement Project-Impaired Driving (405d):

The jurisdiction/agency of City of Starkville will (maintain) the number of alcohol & drug impaired fatalities from 0 in 2017 to 0 by the end of 2020.

The jurisdiction/agency of City of Starkville will (maintain) the number of alcohol & drug injuries from 0 in 2017 to 0 by the end of 2020.

The jurisdiction/agency of City of Starkville will (reduce) the number of alcohol & drug crashes from 16 in 2017 to 15 by the end of 2020.

Performance Measures for Enforcement Project: Please use 2018 grant funded citation data, if available. If your agency has never applied for grant funds or has not applied in several years, please start your “grant funded” citations at “0”. If you are requesting 405 D-Impaired Driving Funding, you must include a performance measure for alcohol and a performance measure for impaired (drug).

(Increase or Maintain) the number of grant funded citations DUI, by 136% from 93 in FY18 to 220 in FY20.

** If applying for (405 D) fund: Please include measure listed below**

(Increase or Maintain) the number of grant funded citations DUI/Other, by 81% from 11 in FY18 to 20 in FY20.

Strategies for Project:

- Conduct at least 12 checkpoints during year. (Enforcement Only)
- Conduct at least 20 saturation patrols during year. (Enforcement Only)
- Conduct at least 1 alcohol presentations during year (154 Alcohol Funding Only if a Full-Time Officer)
- Will there be Law Enforcement Instructor training (SFST, ARIDE, DRE) hours/time conducted and/or claimed during grant period? (Full Time Officers Only)

 X Yes No

FY20 Proposed Program Coordination:

If grant is awarded, please identify the following persons that will be working on grant activities and will be responsible for the grant:

Name of Chief/Sheriff/Partner: Chief R. Frank Nichols	Name of Project Director: Corporal Chris Jackson
Phone Number: 662-323-4131	Phone Number: 662-769-4425
Email Address: r.nichols@cityofstarkville.org	Email Address: c.jackson@cityofstarkville.org

Name of Financial Manager: Lisa Hardin	Name of Signatory Official: Mayor Lynn Spruill
Phone Number: 662-323-2525	Phone Number: 662-323-2525
Email Address: l.hardin@cityofstarkville.org	Email Address: l.spruill@cityofstarkville.org

FY20 Proposed Program Coordination:
Proposed Project Staff for Grant Responsibilities:

Submit information for proposed project staff that will be funded with federal funds under the grant agreement. All expenses must be in accordance to current state and federal guidelines.

*Unallowable Personnel Expenses for FY20: Fringe benefits (FICA & Retirement) and health insurance will not be allowable personnel expenses during FY20 for law enforcement agencies.

*Full Time Officer Criteria: The MS Office of Highway Safety may provide funding for a continuation projects with Full Time DUI Officer. In order to maintain funding for a full time officer, an agency must meet 60% of the following criteria:

- At least (1) DUI Fatal in 2017;
- At least (1) DUI Injury in 2017;
- Top 30 Alcohol or Drug Fatality County;
- FY18 Grant Funded Arrests of 52 or higher;
- Met or Exceeded Performance Measures agreed upon by agency in FY18 Grant Agreement

Personnel Title:	% of Time	Hourly Salary	# of Hours	Total:
DUI Officer #1	100	16.25	2236	\$36,335.00
DUI Officer #2	100	16.25	2236	\$36,335.00
DUI Enforcement Overtime	100	25.00 (avg)	600	15,000.00

FY20 Proposed Contractual Services Expenses:

Include a detailed assessment of contractual services within the program area in which you will be applying. Also include a cost estimate for all contractual needs (rental, shipping costs, etc.). All expenses must be in accordance to current state and federal guidelines.

Type of Contractual Service Expenses:	Quantity/Amount of Service/Amount per Month	Total Costs of Expenses:
Total Contractual Service Expense:		

FY20 Proposed Travel Expenses:

Include a detailed assessment of travel needs within the program area in which you will be applying. Also include a cost estimate for all travel needs (airfare, hotel, hotel taxes, per diem, mileage, parking, baggage, and gratuity). All expenses must be in accordance to current state and federal guidelines.

Type of Travel	Number of People:	Cost:	Total:
Total Travel Expense:			

Proposed Equipment:

Grant funding must be tied to performance, data and problem identification. Applications that are requesting equipment only applications will not be funded. Please list the cost for each piece of equipment requested.

Federal guidelines require equipment purchased must be essential to the project. If any equipment is requested in the application that is over \$5,000.00, please include quotes for the equipment, equipment descriptions and a through explanation of the use of the equipment and how it will impact the target and the agency problem identification.

All equipment must be approved by MOHS and/or NHTSA and be included on the Conforming Product List (CPL) and must be used specifically for the purposes for which is purchased. CPL list can be found at:

- Alcohol Screening Devices: (Only 154/405D/402PTS)
<http://www.gpo.gov/fdsys/pkg/FR-2012-06-14/pdf/2012-14582.pdf>
- Breath Alcohol Measurement Devices: (Only 154/405D/402PTS)
<http://www.gpo.gov/fdsys/pkg/FR-2012-06-14/pdf/2012-14581.pdf>
- Calibrating Units for Breath Alcohol Testers(Only 154/405D/402PTS)
http://www.dot.gov/sites/dot.dev/files/docs/20121022_CPL_Calibrating_Units.pdf

Unallowable equipment for FY20: Guns, Ammunition, Uniforms, Vehicles, Body Armor and Body Cameras. Radar and lidars are unallowable under alcohol/impaired funding sources.

Type of Equipment:	# Requested:	Cost Per Item:	Line Total:

Total Equipment Expense:			
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FY20 Proposed Commodities:

Include a detailed assessment of other grant expenses within the program area in which you are applying. Also include a cost estimate for all additional grant expenses (mouthpieces, tape, office supplies, etc.). All expenses must be in accordance to current state and federal guidelines.

Type of Commodity Expenses:	Quantity	Price of Commodity:	Total of Expense:
Total of Commodity Expenses:			

Mississippi Office of Highway Safety

MOHS FY20 Application Submission

The application submitted to the MOHS is a request for funds. Funding is based on funds available to the MOHS through federal and state funds. Application requests received are not guaranteed and will be subject to be adjusted as funding is available.

Each application will be reviewed by the MOHS staff and management for application completeness, data provided, citation information, budget requests of personnel, contractual services, travel, equipment and other expenses requested to enhance the already existing program. The proposed targets, performance measure and strategies are also reviewed for effectiveness and efficiency.

Applications received from continuation grant agencies will be reviewed by MOHS staff and management for application completeness, data provided, citation information, budget requests of personnel, contractual services, travel, equipment and other expenses requested to enhance the already existing program. Grants will also be funded based on the review of past grant performance of meeting targets and performance measures, expenditure of previous grant funds and information from program documentation and assessments.

The MOHS grant program is a data driven program and all applications must represent a need and the ability to help reach the State's target and performance measures to help reduce fatalities, crashes and injuries.

Submission of A-133 Financial Audit

All applicants for the FY20 MOHS Grant Application must submit a copy of the most recent A-133 financial audit from the requesting agency. If the A-133 financial audit is not included with the grant application, the application will not be considered for funding eligibility.

Incomplete Applications:

If all sections of this Application are not filled out, documentation provided and/or justifications provided, this Application will not be considered for review and/or approval. This includes missing signatures.

Agreement of Understanding and Compliance:

25. REQUEST APPROVAL OF LOWEST AND BEST QUOTE FROM BURFORD ELECTRIC SERVICE IN THE AMOUNT OF \$18,744.91 FOR THE WASTEWATER PLANT PUMP # 3 REBUILD.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval of lowest and best quote from Buford Electric Service in the amount of \$18,744.91 for the wastewater plant pump # 3 rebuild” is enumerated, this consent item is thereby approved.

Two Quotes Received: Burford - \$18,744.91 and Electric Motor - \$21,403.41

26. REQUEST APPROVAL OF LOWEST AND BEST QUOTE FROM BURFORD ELECTRIC SERVICE IN THE AMOUNT OF \$10,345.00 FOR THE WASTEWATER PLANT PUMP # 2 REBUILD.

Upon the motion of Alderman Little, duly seconded by Alderman Carver, and adopted by the Board to approve the February 19, 2019 Official Agenda, and to accept items for consent, whereby the “approval of lowest and best quote from Buford Electric Service in the amount of \$10,345.00 for the wastewater plant pump # 2 rebuild” is enumerated, this consent item is thereby approved.

Two Quotes Received: Burford – \$10,345.00 and Electric Motor - \$11,487.40

ANNOUNCEMENTS AND COMMENTS:

MAYOR’S COMMENTS: None

BOARD OF ALDERMEN COMMENTS:

Alderman Carver thanked Dr. Prince for her service to the School Board.

CITIZEN COMMENTS:

Alvin Turner, Ward 7, would like City facility rental policies explained to the public. He also asked everyone to wear light colored clothing after dark.

John Tolliver, Ward 6, 26 Choctaw Road, asked that the City ask the insurance company to reassess his wastewater claim.

James Hill, 153 Northside Drive, asked that he be given an extension to clear his Grandmother’s property on Yellow Jacket Drive due to recent rains. He had begun work, but property is now too muddy to enter.

Ronnie Wofford, Ward 5, asked about some lights that are off along highway 12, especially near Garrard Road. Some are completely out and some are old and dim. He also asked that larger and lidded recycling containers be provided in place of the smaller ones the City recently provided.

PUBLIC APPEARANCES: None

PUBLIC HEARINGS:

FIRST PUBLIC HEARING AMENDING STARKVILLE ORDINANCE SECTION 82-6 RELATING TO THE DISCHARGE OF FIREARMS TO ALIGN WITH STATE STATUTE 45-9-53.

Mayor Spruill opened the Public Hearing on amending Starkville Municipal Code §82-6 relating to the discharge of firearms within the City of Starkville, Mississippi to align with State Law §45-9-53 and called for public comments.

Alvin Turner asked that guns be limited due to potential increase in homicides. He is still unsure of open weapons law.

Ronnie Wofford asked that the Board pass this change to the Ordinance. He owns hunting property in the area to potentially be annexed by the City.

There being no additional comments from the public, the Mayor announced the public hearing closed.

PUBLIC HEARING AND CONSIDERATION OF RZ 19-01 A REQUEST BY WILLIAM LEWIS AND MILDRED LOGAN TO REZONE 1 LOT LOCATED AT 308 REED ROAD FROM R-6: MOBILE HOMES TO R3-A: SINGLE FAMILY WITH THE PARCEL NUMBER 118K-00-035.00.

The applicant is seeking to rezone from R-6- mobile homes to R3-A- single family based on changed or changing conditions in an existing area, or in the planning area generally, or the increased or increasing need for commercial or manufacturing sites or additional subdivision of open land into urban building sites make a change in the ordinance necessary and desirable, and in accord with the public need for orderly and harmonious growth.

61 property owners of record within 300 feet of the subject property were notified directly by mail of the request. A public hearing notice was published in the Starkville Daily News on January 29, 2019 and a placard was posted on the property concurrent with publication of the notice. As of this date, the Planning Office has received 2 phone calls inquiring about the request.

Britton Jones, representing the applicant, thanked the Mayor and Board for their consideration of the request.

Mayor Spruill opened the Public Hearing and called for public comments.

Alderman Vaughn noted the changes in the neighborhood in the past few years as well as the need for the proposed initial thirty six affordable single family homes.

There being no additional comments from the public or any additional comments from the Board, the Mayor announced the public hearing closed.

27. CONSIDERATION OF RZ 19-01 A REQUEST BY WILLIAM LEWIS AND MILDRED LOGAN TO REZONE 1 LOT LOCATED AT 308 REED ROAD FROM R-6: MOBILE HOMES TO R3-A: SINGLE FAMILY WITH THE PARCEL NUMBER 118K-00-035.00.

Alderman Vaughn, duly seconded by Alderman Miller, offered a motion to approve RZ 19-01 request to rezone from R-6- mobile homes to R3-A- single family, based on changed and changing conditions in the area as outlined in the staff report and during the public hearing as well as public need for affordable single family homes. The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Absent
Alderman Patrick Miller	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote, the Mayor declared the motion passed.

28. CONSIDERATION OF A SPECIAL EVENT REQUEST BY THE UNITED WAY OF NORTH MISSISSIPPI REQUESTING IN-KIND SERVICE FOR THE SEVENTH ANNUAL TOUCH-A-TRUCK EVENT ON SATURDAY, APRIL 27, 2019 FROM 10:00 AM TO 2:00 PM, AT MCKEE PARK.

Alderman Carver, duly seconded by Alderman Little, offered a motion to approve the special event request by the United Way of North Mississippi for the seventh annual Touch-A-Truck event on Saturday, April 27, 2019 from 10:00 AM to 2:00 PM, at the Starkville Sportsplex with the City to provide in-kind services with the condition that insurance be provided twenty days prior to the event. The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Absent
Alderman Patrick Miller	Voted: Yea
Alderman Roy A'. Perkins	Voted: Nay
Alderman Henry Vaughn, Sr.	Voted: Nay

Having received a majority affirmative vote, the Mayor declared the motion passed.

29. CONSIDERATION OF A SPECIAL EVENT REQUEST BY THE CITY OF STARKVILLE TO HOLD THE ANNUAL 4TH OF JULY EVENT AND HAVE CITY PARTICIPATION WITH SERVICES.

Alderman Carver, duly seconded by Alderman Little, offered a motion to approve the Special Event request to hold the annual 4th of July Event to be held on July 4, 2019 beginning at 5 p.m. with City participation with services. The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Absent
Alderman Patrick Miller	Voted: Yea
Alderman Roy A'. Perkins	Voted: Nay
Alderman Henry Vaughn, Sr.	Voted: Nay

Having received a majority affirmative vote, the Mayor declared the motion passed.

30. CONSIDERATION OF THE CITY OF STARKVILLE CLAIMS DOCKET

Upon the motion of Alderman Miller, duly seconded by Alderman Carver, to approve the City of Starkville Claims Docket for all departments including Starkville Utilities, as of February 13, 2019 for fiscal year ending 9/30/19, acknowledging that the City Clerk has attested and certified on the cover of the claims docket that all claims on the docket are true, accurate, lawful and proper to the best of her knowledge, for payment pursuant to her duties under Miss. Code Sections 21-39-5, 21-39-7, 21-39-9, 21-39-17 and 21-15-21. The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Absent
Alderman Patrick Miller	Voted: Yea
Alderman Roy A'. Perkins	Voted: Nay
Alderman Henry Vaughn, Sr.	Voted: Nay

Having received a majority affirmative vote, the Mayor declared the motion passed.

General Fund	001	\$288,923.77
Restricted Police Fund	002	915.83
Airport Fund	015	5,529.11
Sanitation	022	71,431.27
Industrial Park Fund	303	36,151.90
Public Improvement Bonds 2018	319	176,581.95
Park and Rec, Tourism	375	4,278.50
Sub Total Before Utilities		\$ 583,812.33
Utilities Dept.	SED	1,129,443.84
Total Claims	Total	\$ 1,713,256.17

31. CONSIDERATION OF THE LEASE PURCHASE OF A JOHN DEERE 9009 TERRAIN CUT MOWER AT THE STATE CONTRACT PRICE OF \$66,752.32 AND APPROVAL FOR CITY CLERK / CFO TO ADVERTISE FOR FINANCING FOR FOUR YEAR PAYMENT OPTIONS.

Alderman Carver, duly seconded by Alderman Sistrunk, offered a motion to authorize the purchase of a John Deere 9009 Terrain Cut Mower at the State Contract price of \$66,752.32 and approval for the City Clerk / CFO to advertise for financing for four year payment options. The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Absent
Alderman Patrick Miller	Voted: Yea
Alderman Roy A'. Perkins	Voted: Nay
Alderman Henry Vaughn, Sr.	Voted: Nay

Having received a majority affirmative vote, the Mayor declared the motion passed.

32. MOTION TO ADJOURN UNTIL MARCH 5, 2019 @ 5:30 IN THE COURT ROOM AT 110 WEST MAIN STREET.

Upon the motion of Alderman Sistrunk, duly seconded by Alderman Miller, for the Board of Aldermen to adjourn the meeting until March 5, 2019 @ 5:30 at 110 West Main Street in the Court Room of City Hall, the Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Absent
Alderman Patrick Miller	Voted: Yea
Alderman Roy A'. Perkins	Voted: Yea
Alderman Henry Vaughn, Sr.	Voted: Yea

Having received a majority affirmative vote, Mayor Spruill declared the motion passed.

SIGNED AND SEALED THIS THE _____ DAY OF _____ 2019.

D. LYNN SPRUILL, MAYOR

(SEAL)

Attest:

LESA HARDIN, CITY CLERK