

**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF STARKVILLE, MISSISSIPPI
DECEMBER 3, 2019**

Be it remembered that the Mayor and Board of Alderman met in a Regular Meeting on December 3, 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, Jason Walker, Hamp Beatty, Roy A.' Perkins and Henry Vaughn, Sr. Attending the Mayor and Board were City Clerk / CFO Lesa Hardin 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:

Mayor Spruill asked to remove Item XI. G. "Authorization to appoint an assistant Police Chief".

There being no objections to the change, 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 Sistrunk, to approve the December 3, 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: Yea
Alderman Hamp Beatty	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
REGULAR MEETING OF TUESDAY, DECEMBER 3, 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 NOVEMBER 5, 2019 MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE.

CONSIDERATION OF THE MINUTES OF THE NOVEMBER 15, 2019 WORK SESSION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE.

CONSIDERATION OF THE MINUTES OF THE NOVEMBER 25, 2019 SPECIAL CALL MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE.

V. ANNOUNCEMENTS AND COMMENTS

A. MAYOR'S COMMENTS:

New Employee Introductions:

Park and Recreation: Rakita Robinson and Carlos Neely

Fire Department: Princeton Jones and Austin Spears

B. BOARD OF ALDERMEN COMMENTS:

VI. CITIZEN COMMENTS

VII. PUBLIC APPEARANCES

VIII. PUBLIC HEARING

SECOND PUBLIC HEARING AND CONSIDERATION OF AMENDING THE TRANSIENT VENDOR ORDINANCE TO ADHERE TO 2018 FIRE CODE REQUIREMENTS FOR MOBILE FOOD PREPARATION VEHICLES.

PUBLIC HEARING AND CONSIDERATION OF CU 19-10 A REQUEST FOR CONDITIONAL USE TO ALLOW FOR A MOBILE HOME TO BE PLACED ON PROPERTY LOCATED ON THE WEST SIDE OF SAND ROAD +/-0.44 MILES SOUTH OF LOUISVILLE STREET IN A R-5 ZONE WITH THE PARCEL NUMBER 105-16-002. 01.

FIRST PUBLIC HEARING ON THE ADOPTION OF THE UNIFIED DEVELOPMENT CODE, UPDATE OF THE CITY OF STARKVILLE'S OFFICIAL ZONING MAP, AND THE REVISION, DELETION, AND/OR RELOCATION OF SEVERAL CHAPTERS AND SUBSECTIONS IN THE CODE OF ORDINANCES.

FIRST PUBLIC HEARING ON THE ADOPTION OF THE SHORT TERM RENTAL ORDINANCE FOR INCLUSION IN THE UNIFIED DEVELOPMENT CODE

IX. MAYOR'S BUSINESS

X. BOARD BUSINESS

A. CONSIDERATION OF THE APPROVAL OF THE 2020 CITY OF STARKVILLE HOLIDAY SCHEDULE AND THE 2020 SANITATION HOLIDAY TRASH PICKUP SCHEDULE.

B. CONSIDERATION OF RE-APPOINTING H. W. (BILL) WEBB, JR. TO THE GOLDEN TRIANGLE REGIONAL SOLID WASTE AUTHORITY BOARD FOR A TERM ENDING DECEMBER 31, 2023.

C. CONSIDERATION TO ADVERTISE FOR LETTERS OF INTEREST REGARDING AN APPOINTMENT TO THE MUNICIPAL AIRPORT BOARD FOR A TERM SET TO EXPIRE DECEMBER 31, 2019, WITH LETTERS OF INTEREST RECEIVED UNTIL NOON ON DECEMBER 12, 2019.

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

THERE ARE NO ITEMS FOR THIS AGENDA

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 AS OF NOVEMBER 25, 2019 FOR FISCAL YEAR ENDING 9/30/20, 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. CONSIDERATION TO APPROVE THE LIST OF CITY OF STARKVILLE UNMARKED CARS FOR FISCAL YEAR 2020.

F. FIRE DEPARTMENT

THERE ARE NO ITEMS FOR THIS AGENDA

G. HUMAN RESOURCES

1. REQUEST AUTHORIZATION TO HIRE DOUGLAS LATHAM AS A DRIVER IN THE SANITATION / ENVIRONMENTAL SERVICES DEPT.
2. CONSIDERATION OF TERMINATION AGREEMENT AND MUTUAL RELEASE WITH TYLER TECHNOLOGIES, INC.

H. INFORMATION TECHNOLOGY

THERE ARE NO ITEMS FOR THIS AGENDA

I. PARKS

THERE ARE NO ITEMS FOR THIS AGENDA

J. POLICE DEPARTMENT

1. CONSIDERATION OF APPLICATION FOR JUSTICE ASSISTANCE GRANT IN THE AMOUNT OF \$25,000 IN THE AREA OF HOT SPOT POLICING OVERTIME AND UP TO AN ADDITIONAL \$25,000 FOR HOT SPOT POLICING EQUIPMENT.

K. SANITATION DEPARTMENT

THERE ARE NO ITEMS FOR THIS AGENDA

L. UTILITIES DEPARTMENT

1. REQUEST AUTHORIZATION TO ACCEPT THE LOWEST AND BEST BID FROM HOWARD INDUSTRIES IN THE AMOUNT OF \$401,520.00 FOR THE 7.6KV SINGLE PHASE VOLTAGE REGULATORS FOR THE SOUTHWEST STARKVILLE SUBSTATION.

XII. CLOSED DETERMINATION SESSION

XIII. OPEN SESSION

XIV. EXECUTIVE SESSION

XV. OPEN SESSION

XVI. RECESS UNTIL DECEMBER 17, 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 – 11:

2. CONSIDERATION OF THE MINUTES OF THE NOVEMBER 5, 2019 MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE, MS.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the minutes of the November 5, 2019 meeting of the Mayor and Board of Alderman” is enumerated, this consent item is thereby approved.

3. CONSIDERATION OF THE MINUTES OF THE NOVEMBER 15, 2019 WORK SESSION.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the minutes of the November 5, 2019 meeting of the Mayor and Board of Alderman” is enumerated, this consent item is thereby approved.

4. CONSIDERATION OF APPROVAL OF THE MINUTES OF THE NOVEMBER 25, 2019 SPECIAL CALL MEETING OF THE MAYOR AND BOARD OF ALDERMEN.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the minutes of the November 25, 2019 meeting of the Mayor and Board of Alderman” is enumerated, this consent item is thereby approved.

5. CONSIDERATION OF THE APPROVAL OF THE 2020 CITY OF STARKVILLE HOLIDAY SCHEDULE AND THE 2020 SANITATION HOLIDAY TRASH PICKUP SCHEDULE.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the 2020 Holiday Schedule for the City of Starkville and if the Governor of the State of Mississippi designates additional days as paid holidays by proclamation, the City may likewise designate such additional days as paid holidays for eligible employees and the 2020 Sanitation Holiday Trash Pickup Schedule” is enumerated, this consent item is thereby approved.

2020 Holiday Schedule

New Year's Day	1st of January	Wednesday, January 1, 2020
Martin Luther King Jr.	3rd Monday in January	Monday, January 20, 2020
Good Friday	Friday before Easter	Friday, April 10, 2020
Memorial Day	Last Monday in May	Monday, May 25, 2020
Independence Day	4th of July	Friday, July 3, 2020
Labor Day	1st Monday in September	Monday, September 7, 2020
Veterans Day	2nd Monday in November	Monday, November 9, 2020
Thanksgiving Holidays	Thanksgiving Day	Thursday, November 26, 2020 (And Friday, November 27 if declared by Governor)
Christmas Holidays	Christmas Eve & Christmas Day	Thursday, Dec 24 & Friday, Dec 25, 2020

ENVIRONMENTAL SERVICES DEPARTMENT

2020 HOLIDAY COLLECTION SCHEDULE

OBSERVED HOLIDAY	DATE	GARBAGE COLLECTION AFTER HOLIDAY
New Year's Day	Wednesday, January 1, 2020	THURSDAY FOLLOWING HOLIDAY: RESUME REGULAR SCHEDULE THURSDAY's Garbage Collection ONLY

Martin Luther King Jr.	Monday, January 20, 2020	TUESDAY FOLLOWING HOLIDAY: CITYWIDE COLLECTION ALL GARBAGE WILL BE COLLECTED TUESDAY
Good Friday	Friday, April 20, 2020	MONDAY FOLLOWING HOLIDAY: RESUME REGULAR SCHEDULE Monday's Garbage Collection ONLY
Memorial Day	Monday, May 27, 2020	TUESDAY FOLLOWING HOLIDAY: CITYWIDE COLLECTION ALL GARBAGE WILL BE COLLECTED TUESDAY
Independence Day	Friday, July 3, 2020	MONDAY FOLLOWING HOLIDAY: RESUME REGULAR SCHEDULE Monday's Garbage Collection ONLY
Labor Day	Monday, September 7, 2020	TUESDAY FOLLOWING HOLIDAY: CITYWIDE COLLECTION ALL GARBAGE WILL BE COLLECTED TUESDAY
Veteran's Day	Monday, November 11, 2020	TUESDAY FOLLOWING HOLIDAY: CITYWIDE COLLECTION ALL GARBAGE WILL BE COLLECTED TUESDAY
Thanksgiving's Day	Thursday & Friday November 26 & 27, 2020	MONDAY FOLLOWING HOLIDAY: RESUME REGULAR SCHEDULE Monday's Garbage Collection ONLY
Christmas' Day	Thursday & Friday December 24 & 25, 2020	MONDAY FOLLOWING HOLIDAY: RESUME REGULAR SCHEDULE Monday's Garbage Collection ONLY
REGULAR COLLECTION SCHEDULES: <u>Schedule 1</u> - garbage collected on Monday & Thursday, <u>Schedule 2</u>- garbage collected on Tuesday & Friday, and <u>Schedule 3</u> — Recycling collected on Wednesday ONLY. CITYWIDE COLLECTION- ALL garbage will be collected for <u>Schedule 1 and 2</u>. CITYWIDE COLLECTION- ALL garbage will be collected for <u>Schedule 1 and 2</u>.		

6. CONSIDERATION OF RE-APPOINTING H. W. (BILL) WEBB, JR. TO THE GOLDEN TRIANGLE REGIONAL SOLID WASTE AUTHORITY BOARD FOR A TERM ENDING DECEMBER 31, 2023.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval of re-appointing H. W. (Bill) Webb, Jr. to the Golden Triangle Regional Solid Waste Authority Board for a term ending December 31, 2023” is enumerated, this consent item is thereby approved.

7. CONSIDERATION TO ADVERTISE FOR LETTERS OF INTEREST REGARDING AN APPOINTMENT TO THE MUNICIPAL AIRPORT BOARD FOR A TERM SET TO EXPIRE DECEMBER 31, 2019, WITH LETTERS OF INTEREST RECEIVED UNTIL NOON ON DECEMBER 12, 2019.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval of advertising for letters of interest regarding an appointment to the Municipal Airport Board for a term ending December 31, 2019, with letters of interest received until noon December 12, 2019” is enumerated, this consent item is thereby approved.

8. CONSIDERATION OF THE LIST OF CITY OF STARKVILLE UNMARKED CARS FOR FISCAL YEAR 2020.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval of the list of Starkville Police Department unmarked cars for Fiscal Year 2020” is enumerated, this consent item is thereby approved.

Unmarked Vehicles SPD

1. 2017 Ford Explorer VIN # 7160-TAG 3# G76671- Sgt. Reaves
2. 2017 Ford Explorer VIN # 7167-TAG# G76672- Lt. Lott
3. 2017 Ford Explorer VIN # 7162-TAG # G76673- Cpl. Horton
4. 2016 Ford Explorer VIN # 5932-TAG # KTT-301-Lt. Roberson
5. 2016 Ford Explorer VIN # 5931-TAG # KTT-351- Sgt. Lay
6. 2013 Ford Explorer VIN # 06899-TAG# G63223-Cpl. Lovelady
7. 2011 Chevrolet Tahoe VIN # 2260-TAG # G57625-Cpl. Headley
8. 2009 Ford Crown Victoria VIN # 7334-TAG # G53366-Investigations
9. 2010 Hyundai VIN # 5098- Narcotics
10. 2007 Chevrolet Silverado VIN # 5663-TAG # KT6-720-Sgt. Kelly
11. 2006 Jeep VIN # 4806-Narcotics
12. 2006 Dodge VIN # 8581-TAG #KT7-451-Narcotics
13. 2015 Chevrolet Tahoe VIN # 4115-TAG # KTA-150- Cpl. Jackson
14. 2010 Ford CV VIN # 7324-TAG # G53377-Investigations
15. 2019 Dodge Durango VIN # 9449- TAG # KTA-6073-Chief Nichols
16. 2019 Dodge Durango VIN # 2620-TAG # KTA-6080-Captain Ballard
17. 2019 Dodge Durango VIN # 2616-TAG # KTA-6061- Captain Stewart

9. CONSIDERATION TO HIRE DOUGLAS LATHAM AS A DRIVER IN THE SANITATION / ENVIRONMENTAL SERVICES DEPT.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval to hire Douglas Latham as a Driver in the Sanitation/Environmental Services Department” is enumerated, this consent item is thereby approved.

10. CONSIDERATION TO OF TERMINATION AGREEMENT AND MUTUAL RELEASE WITH EXECUTIME SOFTWARE SYSTEM.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval to accept the terms of the termination agreement and mutual release with Executime Software System as presented” is enumerated, this consent item is thereby approved.

Termination Agreement and Mutual Release

This Termination Agreement and Mutual Release (the “Termination Agreement”) is entered into as of the date of signature of the last party to sign as indicated below (the “Effective Date”) between Tyler Technologies, Inc. (“Tyler”), with offices at 840 W. Long Lake Rd, Troy, MI 48098 and the City of Starkville located at 110 W Main St, Starkville, MS 39759 (individually, the “City” and collectively with Tyler, the “Parties”).

WHEREAS, City and Tyler entered into a Software as a Services Agreement dated November 26, 2018 (hereinafter referred to as the “Agreement”); and

WHEREAS, Tyler and City agree to terminate the Agreement for convenience;

NOW THEREFORE, in consideration of mutual covenants and agreements set forth herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby agree as follows:

1. Termination. The Agreement is hereby terminated for convenience, and City's right to use the SaaS Services is revoked. The Parties agree to the following credits and write-off:

- Invoice no. 045-247589 for SaaS Fees totaling \$8,745.00 has been paid. Tyler agrees to credit City's account in the amount of \$8,745.00.
- Invoice no. 045-247288 for five (5) Genus 1 Clocks totaling \$5,000.00 has been paid. Tyler agrees to credit City's account in the amount of \$5,000.00.
- Invoice no. 045-271612 for the ExecuTime VPN Startup Fee totaling \$1,500.00 has been paid. Tyler agrees to credit City's account in the amount of \$1,500.00.
- Invoices nos. 045-275704, 045-278042 and 045-277467 for services totaling \$275.00 have not been paid and are hereby void with no effect. Tyler agrees to write off \$275.00 from City's outstanding balance.

Other paid invoices for services totaling \$4,725.00 have been paid and no credit, write-off or refund will issue.

2. Mutual Release. Except as otherwise set forth in this Termination Agreement, and without any further action of the Parties, the Parties hereby unconditionally release and forever discharge one another and their subsidiaries or affiliated entities, subdivisions, affiliated subdivisions, officials, directors, officers, employees, agents, attorneys, insurers, and representatives, and any and all predecessors, successors or assigns thereof, from any and all potential claims, demands, obligations, judgments, orders, agreements, losses, damages, attorney's fees, expenses, liabilities or causes of action of any kind, whether known or unknown, arising out of or relating to the Agreement, the activities performed or to be performed pursuant to or in connection with the Agreement, and the contracting process relating to the Agreement. Neither party shall bring any claim in any court or with any administrative agency relating to the Agreement, the activities performed or to be performed pursuant to or in connection with the Agreement, or the contracting process relating to the Agreement.

3. Non-Disparagement. The Parties agree not to disparage the other with respect to the Agreement, the performance of each party thereunder, and other matters that are the subject of this Termination Agreement and the mutual releases contained herein. Notwithstanding the provisions of this Section 3, the Parties may disclose that the Agreement was mutually and amicably terminated.

4. Representations. Execution of this Termination Agreement is not an admission of liability by either Party. The terms of this Termination Agreement are contractual and not mere recitals, and each party has relied on its own belief, judgment, and knowledge as to the nature and extent of its own claims and rights and not on any representation or statement with regard thereto made by or on behalf of any of the other parties.

5. Authority. Each party represents that it has all power and authority necessary to enter into and perform this Termination Agreement, and that it has consulted and been represented by counsel of its choice in entering into this Termination Agreement.

6. Entire Agreement; Governing Law. This Termination Agreement contains the entire agreement of the Parties with respect to the subject matter hereof, and no other agreement, understanding, or representation of or by the Parties relating to the subject matter hereof made at any time prior to or contemporaneously with the signing of this Termination Agreement shall be effective for any

purpose except as set forth herein. This Termination Agreement shall be governed by the laws of the State of Mississippi, without regards to its rules on conflicts of law.

- 7. Counterparts.** This Termination Agreement may be executed in one or more counterparts, each of which will be deemed an original and all of which together constitute one and the same instrument.

IN WITNESS WHEREOF, the Parties have executed this Termination Agreement and Mutual Release as of the Effective Date.

TYLER TECHNOLOGIES, INC.

CITY OF STARKVILLE

By: _____

By: _____

Print Name: _____

Print Name: D. Lynn Spruill

Title: _____

Title: Mayor

Date: _____

Date: December 4, 2019

11. CONSIDERATION OF AN APPLICATION FOR JUSTICE ASSISTANCE GRANT IN THE AMOUNT OF \$25,000 IN THE AREA OF HOT SPOT POLICING OVERTIME AND UP TO AN ADDITIONAL \$25,000 FOR HOT SPOT POLICING EQUIPMENT.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “approval of an application for the Justice Assistance Grant in the amount of \$25,000 in the area of Hot Spot Policing overtime and up to an additional \$25,000 for Hot Spot Policing equipment with no match by the City” is enumerated, this consent item is thereby approved.

12. CONSIDERATION TO ACCEPT THE LOWEST AND BEST BID FROM HOWARD INDUSTRIES IN THE AMOUNT OF \$401,520.00 FOR THE 7.6KV SINGLE PHASE VOLTAGE REGULATORS FOR THE SOUTHWEST STARKVILLE SUBSTATION.

Upon the motion of Alderman Little, duly seconded by Alderman Sistrunk, and adopted by the Board to approve the December 3, 2019 Official Agenda, and to accept items for consent, whereby the “authorization to accept the lowest and best bid from Howard Industries in the amount of \$401,520.00 for the 7.6kV Single Phase Voltage Regulators for the Southwest Starkville Substation” is enumerated, this consent item is thereby approved.

Bids received: Wesco \$438,900.00
Siemens \$438,900.00
Howard \$401,520.00

ANNOUNCEMENTS AND COMMENTS:

MAYOR’S COMMENTS:

Mayor Spruill introduced new employees Princeton Jones and Austin Spears of the Fire Department and Rakita Robinson and Carlos Neely of the Park and Recreation Department. She also thanked everyone that assisted with the Starkville Christmas Parade.

BOARD OF ALDERMEN COMMENTS: None

CITIZEN COMMENTS:

Alvin Turner, Ward 7, thanked outgoing Police Chief Nichols for his solid leadership and hopes the foundation he laid continues. He also asked that trash pickup dates be posted throughout the year.

PUBLIC APPEARANCES: None

PUBLIC HEARINGS:

SECOND PUBLIC HEARING AND CONSIDERATION OF AMENDING THE TRANSIENT VENDOR ORDINANCE TO ADHERE TO 2018 FIRE CODE REQUIREMENTS FOR MOBILE FOOD PREPARATION VEHICLES.

Fire Chief Yarbrough and Fire Marshall McMullen were present for questions.

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

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

13. CONSIDERATION OF AMENDING THE TRANSIENT VENDOR ORDINANCE TO ADHERE TO 2018 FIRE CODE REQUIREMENTS FOR MOBILE FOOD PREPARATION VEHICLES.

Alderman Sistrunk, duly seconded by Alderman Beatty, offered a motion to approve amending the Transient Vendor Ordinance to adhere to 2018 Fire Code requirements for mobile food preparation vehicles.

The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Yea
Alderman Hamp Beatty	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.

PROPOSED ORDINANCE AMENDMENT:

Chapter 30 – Businesses, Article II – Transient Vendors
Sec. 30-34 – Fire Protection

All Transient Vendors involved in mobile food preparation shall comply with all provisions of Section 319, titled “Mobile Food Preparation Vehicles”, of the 2018 International Fire Code.

Emergency vents are not required to discharge to the exterior.

319.8 LP-gas systems. Where LP-gas systems provide fuel for cooking appliances, such systems shall comply with Chapter 61 and Sections 319.8.1 through 319.8.5.

319.8.1 Maximum aggregate volume. The maximum aggregate capacity of LP-gas containers transported on the vehicle and used to fuel cooking appliances only shall not exceed 200 pounds (91 kg) propane capacity.

319.8.2 Protection of container. LP-gas containers installed on the vehicle shall be securely mounted and restrained to prevent movement.

319.8.3 LP-gas container construction. LP-gas containers shall be manufactured in compliance with the requirements of NFPA 58.

319.8.4 Protection of system piping. LP-gas system piping, including valves and fittings, shall be adequately protected to prevent tampering, impact damage, and damage from vibration.

319.8.5 LP-gas alarms. A *listed* LP-gas alarm shall be installed within the vehicle in the vicinity of LP-gas system components, in accordance with the manufacturer's instructions.

319.9 CNG systems. Where CNG systems provide fuel for cooking appliances, such systems shall comply with Sections 319.9.1 through 319.9.4.

319.9.1 CNG containers supplying only cooking fuel. CNG containers installed solely to provide fuel for cooking purposes shall be in accordance with Sections 319.9.1.1 through 319.9.1.3

319.9.1.1 Maximum aggregate volume. The maximum aggregate capacity of CNG containers transported on the vehicle shall not exceed 1,300 pounds (590 kg) water capacity.

319.9.1.2 Protection of container. CNG containers shall be securely mounted and restrained to prevent movement. Containers shall not be installed in locations subject to a direct vehicle impact.

319.9.1.3 CNG container construction. CNG containers shall be an NGV-2 cylinder.

319.9.2 CNG containers supplying transportation and cooking fuel. Where CNG containers and systems are used to supply fuel for cooking purposes in addition to being used for transportation fuel, the installation shall be in accordance with NFPA 52.

319.9.3 Protection of system piping. CNG system piping, including valves and fittings, shall be adequately protected to prevent tampering, impact damage and damage from vibration.

319.9.4 Methane alarms. A listed methane gas alarm shall be installed within the vehicle in accordance with manufacturer's instructions.

319.10 Maintenance. Maintenance of systems on mobile food preparation vehicles shall be in accordance with Sections 319.10.1 through 319.10.3.

319.10.1 Exhaust system. The exhaust system, including hood, grease-removal devices, fans, ducts and other appurtenances, shall be inspected and cleaned in accordance with Section 607.3.

319.10.2 Fire protection systems and devices. Fire protection systems and devices shall be maintained in accordance with Section 901.6.

319.10.3 Fuel gas systems. LP-gas containers installed on the vehicle and fuel-gas piping systems shall be inspected annually by an *approved* inspection agency or a company that is registered with the U.S. Department of Transportation to requalify LP-gas cylinders, to ensure that system components are free from damage, suitable for the intended service and not subject to leaking. CNG containers shall be inspected every 3 years in a qualified service facility. CNG containers shall not be used past their expiration date as listed on the manufacturer's container label. Upon satisfactory inspection, the *approved* inspection agency shall affix a tag on the fuel gas system or within the vehicle indicating the name of the inspection agency and the date of satisfactory inspection.

319.4.1 Fire protection for cooking equipment. Cooking equipment shall be protected by automatic fire extinguishing systems in accordance with Section 904.12.

319.4.2 Fire extinguisher. Portable fire extinguishers shall be provided in accordance with Section 906.4.

319.5 Appliance connection to fuel supply piping. Gas cooking appliances shall be secured in place and connected to fuel-supply piping with an appliance connector complying with ANSI Z21.69/CSA 6.16. The connector installation shall be configured in accordance with the manufacturer's installation instructions. Movement of appliances shall be limited by restraining devices installed in accordance with the connector and appliance manufacturers' instructions.

319.6 Cooking oil storage containers. Cooking oil storage containers within mobile food preparation vehicles shall have a maximum aggregate volume not more than 120 gallons (454 L), and shall be stored in such a way as to not be toppled or damaged during transport.

319.7 Cooking oil storage tanks. Cooking oil storage tanks within mobile food preparation vehicles shall comply with Sections 319.7.1 through 319.7.5.2.

319.7.1 Metallic storage tanks. Metallic cooking oil storage tanks shall be *listed* in accordance with UL 80 or UL 142, and shall be installed in accordance with the tank manufacturer's instructions.

319.7.2 Nonmetallic storage tanks. Nonmetallic cooking oil storage tanks shall be installed in accordance with the tank manufacturer's instructions and shall comply with both of the following:

1. Tanks shall be *listed* for use with cooking oil, including maximum temperature to which the tank will be exposed during use.
2. Tank capacity shall not exceed 200 gallons (757 L) per tank.

319.7.3 Cooking oil storage system components. Metallic and nonmetallic cooking oil storage system components shall include, but are not limited to, piping, connections, fittings, valves, tubing, hose, pumps, vents and other related components used for the transfer of cooking oil.

319.7.4 Design criteria. The design, fabrication and assembly of system components shall be suitable for the working pressures, temperatures and structural stresses to be encountered by the components.

319.7.5 Tank venting. Normal and emergency venting shall be provided for cooking oil storage tanks.

319.7.5.1 Normal vents. Normal vents shall be located above the maximum normal liquid line, and shall have a minimum effective area not smaller than the largest filling or withdrawal connection. Normal vents are not required to vent to the exterior.

319.7.5.2 Emergency vents. Emergency relief vents shall be located above the maximum normal liquid line, and shall be in the form of a device or devices that will relieve excessive internal pressure caused by an exposure fire. For nonmetallic tanks, the emergency relief vent shall be allowed to be in the form of construction.

SECTION 319 MOBILE FOOD PREPARATION VEHICLES

319.1 General. Mobile food preparation vehicles that are equipped with appliances that produce smoke or grease-laden vapors shall comply with this section.

319.2 Permit required. Permits shall be required as set forth in Section 105.6.

319.3 Exhaust hood. Cooking equipment that produces grease-laden vapors shall be provided with a kitchen exhaust hood in accordance with Section 607.

319.4 Fire protection. Fire protection shall be provided in accordance with Sections 319.4.1 and 319.4.2.

PUBLIC HEARING AND CONSIDERATION OF CU 19-10 A REQUEST FOR CONDITIONAL USE TO ALLOW FOR A MOBILE HOME TO BE PLACED ON PROPERTY LOCATED ON THE WEST SIDE OF SAND ROAD +/-0.44 MILES SOUTH OF LOUISVILLE STREET IN A R-5 ZONE WITH THE PARCEL NUMBER 105-16-002. 01.

Assistant City Planner Emily Corbin presented CU 19-10: a request for Conditional Use to allow for a mobile home to be placed on property located on the west side of Sand Road +/-0.44 miles south of Louisville Street in a R-5 zone with the parcel number 105-16-002. 01. The applicants, Robert and Emma Evans, on behalf of Starkville-Oktibbeha County School District, are seeking a Conditional Use to allow for a mobile home to be placed on property located on the west side of Sand Road +/-0.44 miles south of Louisville Street. The property is zoned R-5 zone and in order to construct a “Mobile Home”, a Conditional Use is required per the City of Starkville’s Permitted and Conditional Use Chart.

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

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

14. CONSIDERATION OF CU 19-10: A REQUEST FOR CONDITIONAL USE TO ALLOW FOR A MOBILE HOME TO BE PLACED ON THE WEST SIDE OF SAND ROAD IN A R-5 ZONE.

Alderman Vaughn, duly seconded by Alderman Little, offered a motion to approve CU 19-10 a request for Conditional Use to allow for a mobile home to be placed on property located on the west side of Sand Road +/-0.44 miles south of Louisville Street in a R-5 zone with the parcel number 105-16-002. 01.

The Board voted as follows:

Alderman Ben Carver	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Yea
Alderman Hamp Beatty	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.

FIRST PUBLIC HEARING ON THE ADOPTION OF THE UNIFIED DEVELOPMENT CODE, UPDATE OF THE CITY OF STARKVILLE’S OFFICIAL ZONING MAP, AND THE REVISION, DELETION, AND/OR RELOCATION OF SEVERAL CHAPTERS AND SUBSECTIONS IN THE CODE OF ORDINANCES.

City Planner Daniel Havelin summarized the changes in the Unified Development Code and noted the full UDC would be posted on the city website.

The Unified Development Code (UDC) is a document in which zoning and subdivision regulations are combined with development regulations and other use-oriented regulations into one document. The Unified Development Code will replace Appendix A- Zoning, Appendix B- Subdivisions, and several other whole chapters or sections of chapters related to development found throughout the Code of Ordinances. The UDC is comprised of the following 18 sections:

- Section 1. INTRODUCTION**
- Section 2. ADMINISTRATIVE & GOVERNING BODIES**
- Section 3. PROCEDURES & PROCESSES**
- Section 4. ZONING DISTRICTS & PROVISIONS**
- Section 5. FORM-BASED DISTRICTS**
- Section 6. RESIDENTIAL USE DISTRICTS**
- Section 7. COMMERCIAL USE DISTRICTS**
- Section 8. INDUSTRIAL USE DISTRICTS**
- Section 9. SPECIAL DISTRICTS**
- Section 10. OPTIONAL DISTRICT**
- Section 11. OVERLAY DISTRICTS**
- Section 12. PLANNED UNIT DEVELOPMENT**
- Section 13. USE REGULATIONS AND USE STANDARDS**
- Section 14. DEVELOPMENT STANDARDS**
- Section 15. SUBDIVISION STANDARDS**
- Section 16. ENVIRONMENTAL**
- Section 17. BUILDING AND HOUSING CODE**
- Section 18. DEFINITIONS**

Official Zoning Map

The Official Zoning District Map of Starkville Mississippi will also be updated. All property within all zoning districts within the corporate limits of the city of Starkville will be amended to a new designation and/or classification based on the Placetypes found in the Comprehensive Plan.

Other Chapters and Subsections

The following Chapters and Subsection in the City of Starkville Code of Ordinances will need to revised, deleted, or relocated into the UDC:

CHAPTER 2- ADMINISTRATION

Revised Article I- In General, Sec 2-2. Modified language to reference advisory boards in Section 2 of the UDC.

- Revised and relocated Article V- Planning and Zoning Commission to Section 2 Administrative & Governing Bodies, 2.2 Planning & Zoning Commission of the UDC
- Revised and relocated Article VI- Board of Adjustment and Appeals to Section 2 Administrative & Governing Bodies, 2.3 Board of Adjustment and Appeals of the UDC
- Removed Article VIII- Park Commission

CHAPTER 26- BUILDINGS AND BUILDING REGULATIONS

Revised and relocated entire chapter to Section 17 Building and Housing Code of the UDC.

CHAPTER 30- BUSINESSES

- Revised and relocated Article III Sexually Oriented Business to Section 13 Use Regulations and Use Standards, 13.7.1 Adult Oriented Business of the UDC

CHAPTER 54- ENVIRONMENT

- Revised and relocated entire chapter into Section 16 Environmental of the UDC. Added Sidewalks and Parking Lots and Tree Protection

CHAPTER 58- FIRE PREVENTION AND PROTECTION

- Revised Article II Sec 58-26, Sec 58-31, Sec 58-34, and Sec 58-35. Adding new section Sec 58-59 and Sec 58-60.

CHAPTER 62- FLOODS

- Relocated entire chapter into Section 16 Environmental, 16.10 Flood Damage Prevention Ordinance of the UDC. Only change was reformatting numbering to coincide with new section.

CHAPTER 67- HISTORICAL PRESERVATION

- Revised and relocated entire chapter into Section 2 Administrative & Governing Bodies and Section 3 Procedures & Processes of the UDC.

CHAPTER 78- MANUFACTURED HOMES AND TRAILERS

- Revised and relocated entire chapter into Section 13 Use Regulations, 13.5.8 Dwelling, Manufactured and Modular Home of the UDC. CHAPTER 94- SOLID WASTE- modifying sections

CHAPTER 94- SOLID WASTE

- Revised terminology to match terminology in UDC and relocated Sec. 94-32 to Section 14 Development Standards of UDC.

CHAPTER 98- STREETS, SIDEWALKS, AND OTHER PUBLIC PLACES

- Revised and relocated contents of entire chapter into Section 14 Development Standards and Section 15 Subdivision Standards of the UDC.

CHAPTER 104- TELECOMMUNICATIONS

- Revised and relocated entire chapter to Section 13 Use Regulations and Use Standards, 13.9.5 Telecommunication Facilities and 13.9.7 Portable Telecommunication Facilities of the UDC.

CHAPTER 112- VEGETATION

- Revised and relocated entire chapter into Section 14 Development Standards, 14.6 Development Standards Chart and 14.13 Landscaping of the UDC.

APPENDIX A- ZONING

- Removed in its entirety

APPENDIX B- SUBDIVISIONS

- Removed in its entirety

HISTORY:

2015

- *July 21*- Public Kick-Off Meeting Comprehensive Plan
- *August 11-12*-Key Person Interviews
- *August 11-12*- Stakeholder Focus Group Meetings
- *September*- Build-Out Scenario sessions
- *October*- Planning Principles sessions
- *October 19-22*- Charrette & Concept Plan

2016

- *March 30*- Supplemental Public Input Sessions
- *May 26*- Supplemental Public Input Sessions
- *September 28*- Supplemental Public Input Sessions
- *December 20*- Public hearing on the Comprehensive Plan

2017

- *June 20*- Public hearing and adoption of the Comprehensive plan

2018

- *February 6*- 1st public hearing on section 1 and 2 of the UDC- Board of Aldermen
- *February 16*- public hearing on section 1 and 2 of the UDC- Planning and Zoning Commission
- *March 6*- 2nd public hearing on section 1 and 2 of the UDC- Board of Aldermen

2019

- *October 1*-1st public hearing on updating the Comprehensive Plan placetype map
- *October 3*-1st public input session on the Unified Development Code
- *October 15*-2nd public hearing and adoption on updating the Comprehensive Plan placetype map
- *October 22*-2nd public input session on the Unified Development Code
- *November 12*-1st public hearing on the Unified Development Code
- *November 20*- Planning and Zoning Commission work session on Optional District procedures
- *November 25*-Board of Aldermen work session on Unified Development Code

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

Speaking against proposed sections of the UPC: David Josey, David Cross, Jason Sharp, Lauren Bell, Margaret Copeland.

There being no additional comments from the public or from the Board, the Mayor announced the public hearing closed. The next Public Hearing for the Unified Development Code will be December 17, 2019 at 5:30 p.m.

PUBLIC HEARING ON THE ADOPTION OF THE SHORT TERM RENTAL ORDINANCE FOR INCLUSION IN THE UNIFIED DEVELOPMENT CODE

Dr. Sungman Kim presented information regarding a Draft Short-Term Residential Rental Policy that will be added to the proposed Unified Development Plan if both are adopted.

Public input sessions and a public hearing have been provided at:

- o A large conference room on the 2nd floor of the City Hall from September 30 to October 3, 2019, every day for 4 days at 2:00 P.M. (Open discussion sessions)
- o The Starkville Sportsplex on October 3, 2019 at 5:30 P.M. (Public input session)
- o The City Hall on October 22, 2019 at 5:30 P.M. (Public input session)
- o The City Hall on November 12, 2019 at 5:30 P.M. in front of the Planning & Zoning Commission. (Public hearing)
- o A large conference room on the 2nd floor of the City Hall on November 20, 2019 at 5:30 P.M. with interested parties as well as the members of the Planning & Zoning Commission. (Public workshop)

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

Speaking in favor: Julie Bacca, Dawn Reynolds, Burt Montgomery, Dr. Richard Mullen, David Cross.

Speaking against: Yulanda Haddux who also presented a letter from the NAACP, Carole Gaston, Dorothy Watson, David Buchanan.

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

Letters presented to Board at meeting are on following pages.

15. CONSIDERATION OF REMOVAL OF SHORT TERM RENTAL REGULATIONS FROM UDC.

Alderman Carver, duly seconded by Alderman Vaughn, offered a motion to remove short term rental regulations from the Unified Development Code and not consider it separately during the Board's meeting on December 17, 2019. The Board voted as follows:

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

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

BRUNINI
ATTORNEYS AT LAW

Jason E. Sharp*
E-mail: jsharp@brunini.com
Telephone: 662-240-9744
Direct: 662.329.8351
Facsimile: 662-240-4127

410 Main Street
Columbus, Mississippi 39701

Post Office Box 7520
Columbus, Mississippi 39705

*Also admitted to practice in Arkansas and Alabama

December 2, 2019

Dr. Sungman Kim
Community Development Director
City of Starkville
110 West Main Street
Starkville, MS 39759

RE: 4J-I, LP Property on Highway 25

Dear Dr. Kim:

I am writing on behalf of my client, 4J-I, LP ("4J") in follow-up to my letter dated November 25, 2019 regarding 4J's request that the City retain commercial zoning of the frontage property along Highway 25. We have reviewed the recent changes to the proposed Unified Development Code ("UDC") applicable to Optional districts. Our request that the property retain its commercial zoning is unchanged.

The revisions to the UDC from draft 4 have not addressed our primary concern that there is not commercial use of the property by right and any potential commercial use of the property is contingent upon City approval. While the review and approval process has been shortened and the references to rezoning have mostly been removed, the abbreviated process for review and approval of use amounts to rezoning. Notice is still provided to adjoining landowners and the City approval is entirely discretionary.

Among the most concerning recent revisions is the addition of Section 3.3.3.C. Immediate Neighborhood Impact which establishes a subjective standard in the process for review and approval of the master plan. This section invites adjoining landowners to object to any commercial use of the property as detrimental or offensive to adjacent properties, regardless of the suitability of the submitted master plan or the appropriate resolution of traffic and infrastructure concerns. Because of this subjective approval process, the change in zoning of the 4J property to Optional results in substantial uncertainty for a potential developer that cannot be relieved by submitting a conceptual master plan that addresses site and structure suitability, connectivity and traffic flow.

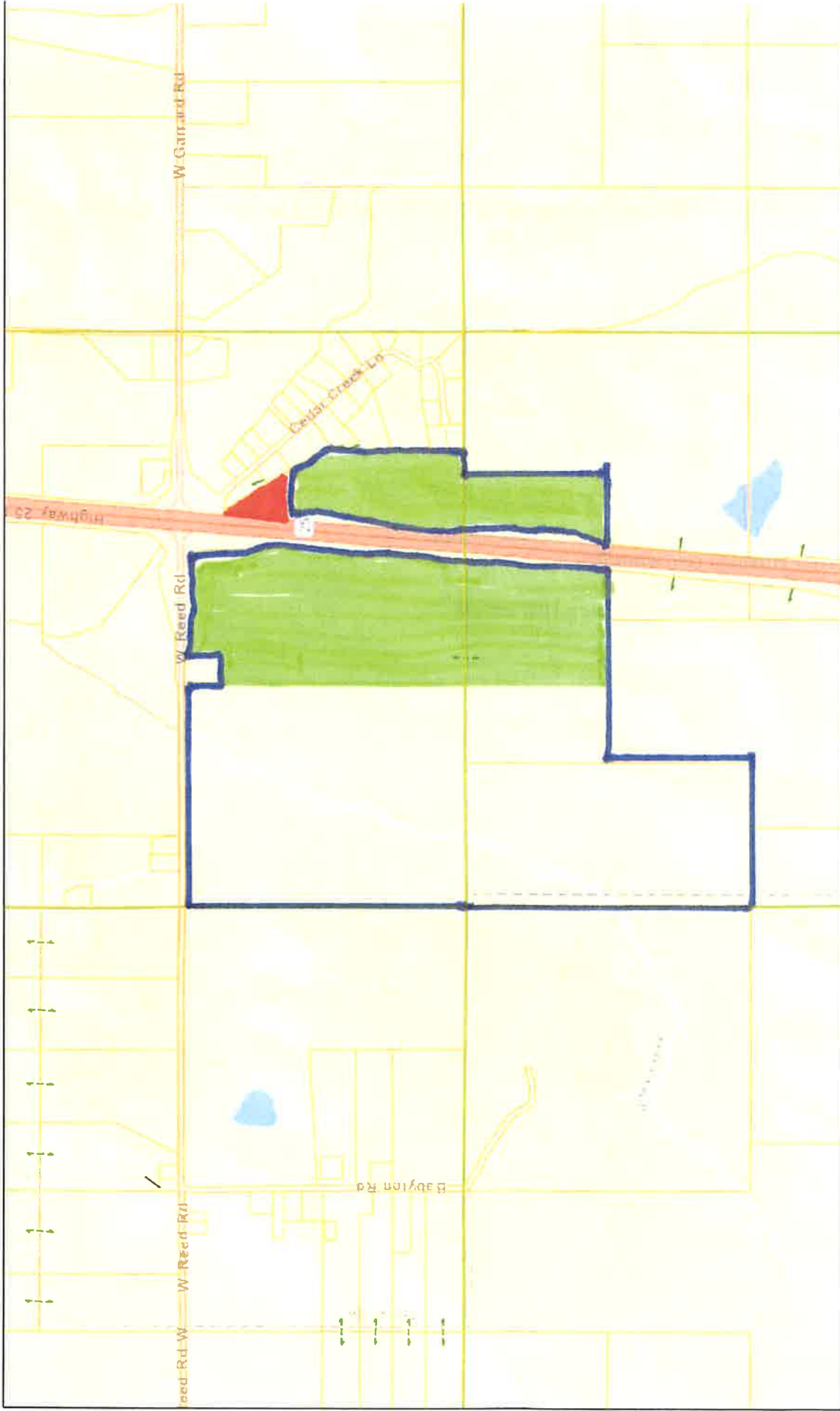
Please note that the 4J property is currently zoned C2 General Business and has been zoned as such for 20 years or more. The current C2 General Business zoning entitles 4J to commercial development without notice to adjoining landowners or use approval from the City. By zoning the property Optional Commercial, the City would be extending 4J the certainty of commercial development by right, without taking anything away from the adjoining landowners, who currently do not have any standing to protest what would be currently permitted commercial use of the property.

We request that the City zone the 4J property on the east of Highway 25 and a portion of the frontage property on the west of Highway 25 as Optional Commercial Development (O-C). The applicable property is highlighted in green on the enclosed map, which also shows the adjoining commercially developed property. The request covers less than half the 4J property currently zoned as C2 General Business. This property is particularly suited for commercial use as there are multiple access points already constructed along Highway 25 allowing direct access to the 4J property from both sides of the Highway. The property on the east side of Highway 25 abuts already developed commercial office property to the north (shown in red on the map). The frontage property on the west side of Highway 25 abuts a fire station on property previously donated to the City by 4J for that purpose.

The O-C classification would eliminate the requirement that a developer go through the public notice process in order to use the property for its highest and best use. With this zoning, the City can still address connectivity and traffic flow concerns through the plat approval process. If a developer decides to use the property for residential or industrial development, that developer can voluntarily go through the application process to have the use changed to the other optional classifications, as needed. Moving from O-C to any of the other optional districts will be an easier process for the developer because you are moving from a higher density option similar to the current C2 General business zoning to a lower density option, instead of vice-versa.

Other than maintaining the current C-2 General Business commercial zoning, our proposal represents the most consistent classification of the property available to continue accessibility to the highest and best use of the property in accordance with the Comprehensive Plan. This proposal lets the landowner retain much of the flexibility, marketability and value of the property while allowing the City the ability to manage future connectivity, traffic flow and the provision of City services.

Oktribeha County, MS

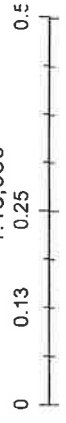


11/25/2019, 10:53:55 AM

PARCELS — LEADER_LN
SECTION_LN — LANDHOOK_LN

Blue - 43-I, LP property
Green - proposed Optional Commercial

1:18,056



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), OpenStreetMap contributors, and the GIS User Community

Page 3
December 2, 2019

We are glad to discuss the proposal at your convenience and answer any questions or concerns.

Sincerely,
BRUNINI, GRANTHAM, GROWER & HEWES, PLLC



Jason E. Sharp

JES/alg
Enclosures

cc: Honorable Mayor Lynn Spruill (*via email*)
Daniel Havelin (*via email*)
Emily Corbin (*via email*)
Chris Latimer, City Attorney (*via email*)



GUYTON PROPERTIES, LLC

302 SPRING STREET
STARKVILLE, MISSISSIPPI 39759
TELEPHONE 662-323-9767
www.guytonproperties.com

November 20, 2019

Mr. Sungman Kim, Community Development Director
City of Starkville
110 West Main Street
Starkville, MS 39759

Dear Mr. Kim:

It has been brought to our attention that the city's proposed plan to change the zoning structure in Starkville will adversely affect three investment properties of ours.

The parcel ID's are 117M-00-275.00, 117M-00-276.00 and 117M-00-277.00.

The properties are on the north side of Collegeview Drive and adjoin the Mississippi State University property. Our properties have been zoned C1, neighborhood commercial, for almost sixty years. It appears the new city plan will change this zoning to TN-E, traditional neighborhood - existing.

We are firmly opposed to this change. Under Mississippi law it is established that in order to change a zoning, a change in the character of the neighborhood must be present. To change this property from a commercial zoning to a residential zoning, the neighborhood would need to have changed to a more residential status. **This is the opposite of what is happening in Collegeview.** The adjoining property to the east has now been redeveloped from a strictly residential multi-family use to a mixed use including a substantial amount of commercial square footage. The adjoining property to the north now has an institutional use as a mosque. The property to the south of the neighborhood in the Cotton District is now a transect district with mixed use. The majority of the residential properties in the Collegeview area are now rental/investment properties.

The best use of the Collegeview corridor would be to follow the university's lead and develop the rest of Collegeview Drive as T5.

In the past six months we have begun engineering and design work to enhance our property for continued use as a commercial property. We will have to take whatever steps are necessary to preserve the commercial zoning to protect our investment.

Respectfully,

Mark Guyton

Open Letter to Mayor Lynn Spruill, Aldermen Vaughn, Perkins, Little, Carver, Sistrunk, Walker, Beatty

I am writing this letter in opposition to the proposed regulations on short term rentals in Starkville, MS. As president of the Oktibbeha County NAACP, it is my honor and duty to uphold the partnerships between our National NAACP and other entities. Our National NAACP has partnered with AIRBNB to promote travel, offer new economic opportunities to communities of color, and to fight discrimination on all levels.

The economic issue is imperative to consider. These regulations will create a negative impact on our economy. Home sales will plummet, creating a domino effect for: builders/developers, realtors, home inspectors, appraisers, lending institutions, cleaning services, landscape companies, restaurants, and retail establishments. It would also have a negative impact on the second home market in Starkville.

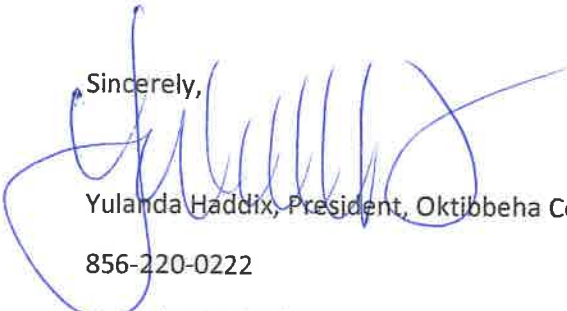
The issue is discriminatory. Imposing permit fees and fines on property owners of short-term rentals is discriminatory. The same rules and regulations should apply to long-term rentals.

Government interference such as this just adds more regulation on the local level! It creates a lack of competition for week-end visitors which, in turn, drives prices UP for our tourism and negatively impacts our entire city. A university town depends on the dollars tourists spend to supplement our tax base.

The short term rental ordinance would impair a fundamental right of private property ownership by making the "right to rent" a mere privilege, subject to permit approval. It would also treat the property right to rent one's residence on a short-term basis as an unlawful business that requires the privilege of a license to exist!

The concerns about any potential negative impacts of short-term rentals can be addressed through existing City ordinances. I urge you, on behalf of the entire membership of the NAACP, to oppose this ordinance!

Sincerely,



Yulanda Haddix, President, Oktibbeha County Chapter of NAACP

856-220-0222

Yulanda114@aol.com

Attachment

earnings from this partnership with the NAACP. The NAACP and Airbnb will also collaborate on a series of projects to support Airbnb's ongoing efforts to increase workforce diversity, as well as support Airbnb's supplier diversity goals.

As the original social justice organization, the NAACP has been at the front lines of the fight to create economic opportunities for African American families for 108 years. The agreement with Airbnb builds on this work by creating a 21st century partnership that makes housing more affordable and drives new economic activity to communities of color.

"For too long, black people and other communities of color have faced barriers to access new technology and innovations," said **Derrick Johnson, interim president and CEO of the NAACP**. "This groundbreaking partnership with Airbnb will help bring new jobs and economic opportunities to our communities. Airbnb's commitment to that goal is a tremendous step in the right direction for Silicon Valley to opens its doors to African-Americans and other communities."

"Airbnb is democratizing capitalism. Instead of a corporation controlling the supply and distributing the profits, hosts decide when they offer their space and keep 97% of what they charge for their listing," said **Belinda Johnson, Airbnb's Chief Business Affairs Officer**. "Our fastest-growing communities across major US cities are in communities of color and we've seen how home sharing is an economic lifeline for families. This partnership will build on this incredible progress. The NAACP is unrivaled in its tireless work to expand economic opportunities for minority communities and we look forward to collaborating with their talented team."

Economic Opportunity is one of the NAACP's six "Game Changer" issues. As such, the NAACP recognizes the importance of the economy and economic issues in advancing an equal opportunity society and aims to address the challenging economic realities facing our country including poverty, lack of jobs and disproportionate high unemployment, lack of affordable housing and foreclosures. Through its Economic Department, the NAACP works to enhance the capacity of African-Americans and other underserved groups through financial economic education; individual and community asset building initiatives; diversity and inclusion in business hiring, career advancement and procurement; and monitoring financial banking practices.

Analyses have shown that Airbnb and home sharing can provide significant economic benefits to communities that have not benefitted from tourism in the past. Up to 50 percent of guest spending occurs in the neighborhoods where guests stay and communities of color are some of the fastest growing neighborhoods in the Airbnb community. A [2016 study of the New York City host community](#) found that the number of Airbnb guests grew 78 percent year-over-year in the 30 city zip codes with the highest percentage of black residents, compared to 50 percent city-wide. Similar studies of Airbnb host communities in [Chicago's South Side](#) and [Washington, DC's Anacostia neighborhood](#) found even higher rates of growth.

The Airbnb-NAACP partnership includes a series of commitments:

Community Outreach & Education. Local NAACP chapters will work with Airbnb to launch a grassroots, community-based campaign to educate more people on the economic benefits of hosting and bringing more travelers to communities of color. The campaigns will include a series of in-person community meetings, online and offline outreach efforts, and educational campaigns on issues regarding fair and affordable housing.

Revenue Sharing. Airbnb will share 20 percent of the earnings it receives as a result of these new community outreach efforts with the NAACP. Host earnings will not be impacted by this initiative. Additional details regarding this initiative will be announced in the weeks ahead.

A Diverse Employee Base. According to the most recent figures, 9.64 percent of all United States-based Airbnb employees are from underrepresented populations. Increasing diversity in its workforce is a key priority for Airbnb, which has set a goal of increasing the percentage of its employees from underrepresented populations in the U.S. to 11 percent by the end of 2017. The NAACP will provide support and guidance as Airbnb works toward this goal.

Supplier Diversity. The NAACP will serve as a formal adviser to Airbnb's Supplier Diversity Program to better connect Airbnb with diverse businesses who can help meet the growing

company's needs. Airbnb has set a goal that 10 percent of its total procurement spend goes to suppliers owned by underrepresented communities, women, veterans, members of the LGBTQ community, and businesses in Historically Underutilized Business Zones by the end of 2019.

Airbnb's mission is to create a world where anyone can belong anywhere and the company has worked to leverage its platform for good around the world. In the last year, Airbnb has set a goal of providing temporary housing for 100,000 displaced people, forged partnerships to provide [economic opportunities for women in India](#) and is creating new ways to recognize and promote hosts who commit to pay their house cleaners a living wage of \$15 per hour or more.

Airbnb has also worked to implement a series of steps to help fight discrimination, promote inclusion and diversify its community and employee base including, but not limited to:

Everyone who uses Airbnb must agree to the Community Commitment, a pledge to treat everyone in the community with respect and without judgment or bias, regardless of race, religion, national origin, ethnicity, disability, sex, gender identity, sexual orientation or age.

Airbnb has surpassed our goal of making 1 million listings available via Instant Book. Today, Airbnb has 1.4 million Instant Book listings available, and 60 percent of all reservations are now booked instantly. Instant Book lets hosts offer their homes for immediate booking without requiring prior approval of a specific guest.

Under Airbnb's Open Doors policy announced last fall, if a guest is unable to book a listing and feels that it's due to discrimination, a specially trained team of Airbnb employees, available 24/7, will ensure that the guest finds a place to stay.

Anyone who violates Airbnb's policies may be immediately and permanently banned from using Airbnb.

Last fall, Airbnb also engaged a preeminent US expert to help develop trainings for hosts that will help reduce unconscious bias. After launching the training and promoting it to US hosts, Airbnb continues to make it available online.

Nearly 100 percent of Airbnb employees have completed anti-bias training, and Airbnb has created a permanent team of engineers, data scientists, researchers and designers whose sole purpose is to advance belonging and inclusion, and to root out bias.

About the NAACP

Founded in 1909, the NAACP is the nation's oldest and largest nonpartisan civil rights organization. Its members throughout the United States and the world are the premier advocates for civil rights in their communities. You can read more about the NAACP's work and our Economic Opportunity "Game Changer" issue by visiting <http://www.naacp.org/issues/economic-opportunity/>.

About Airbnb

Founded in 2008, Airbnb's mission is to create a world where people can belong when they travel by being connected to local cultures and having unique travel experiences. Its community marketplace provides access to millions of unique accommodations from apartments and villas to castles and treehouses in more than 65,000 cities and 191 countries.

With Experiences, Airbnb offers unprecedented access to local communities and interests, while Places lets people discover the hidden gems of a city as recommended by the people that live there. Airbnb is people powered and the easiest way to earn a little extra income from extra space in a home or from sharing passions, interests and cities.

16. CONSIDERATION OF THE CITY OF STARKVILLE CLAIMS DOCKET

Upon the motion of Alderman Little, duly seconded by Alderman Vaughn, to approve the City of Starkville Claims Docket for all departments including Starkville Utilities, as of November 25, 2019 for fiscal year ending 9/30/20, 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: Nay
Alderman David Little	Voted: Yea
Alderman Jason Walker	Voted: Yea
Alderman Hamp Beatty	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	\$ 447,623.81
Airport Fund	015	35,042.66
Airport – Restricted Fund	016	15,592.05
Sanitation	022	89,469.98
Computer Assessments	107	175.00
Industrial Park Bond	303	5,967.63
Linkage TAP Project	310	44,500.00
2018 Public Improv Bonds	319	24,744.65
Trust & Agency	610	40,517.52
Economic Dev, Tourism, Conv	630	103,083.87
Payroll	681	60.31
Sub Total Before Utilities		\$ 806,777.48
Utilities Dept.	SED	491,854.06
Total Claims	Total	\$ 1,298,631.54

17. MOTION TO RECESS UNTIL DECEMBER 17, 2019 @ 5:30 IN THE COURT ROOM AT 110 WEST MAIN STREET.

Upon the motion of Alderman Little, duly seconded by Alderman Vaughn, for the Board of Aldermen to recess the meeting until December 17, 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: Yea
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.

Attest:

D. LYNN SPRUILL, MAYOR

LESA HARDIN, CITY CLERK

(SEAL)