MINUTES OF THE RECESS MEETING
OF THE MAYOR AND BOARD OF ALDERMEN
The City of Starkville, Mississippi
August 20, 2024

Be it remembered that the Mayor and Board of Alderman met in a Recess Meeting on August 20, 2024 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 Kim Moreland, Sandra Sistrunk, Jeffrey Rupp, Mike Brooks, Hamp Beatty, Roy A'. Perkins and Henry Vaughn, Sr. as well as City Attorney Berk Huskison and City Clerk / CFO Lesa Hardin.

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

REQUESTED REVISIONS TO THE OFFICIAL AGENDA:

Mayor Lynn Spruill asked that the Executive Session item be removed. She then asked for any revisions to the Official Agenda as presented. Alderman Sistrunk asked that "and evaluate financing options" be added to Item K.1.

There being no other changes requested, the Mayor called for a motion to approve the agenda with consent items as presented.

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

Alderman Moreland offered a motion, duly seconded by Alderman Rupp, to approve the August 20, 2024 Official Agenda. The Board voted as follows:

Alderman Kim Moreland	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	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 and then read the consented items.

OFFICIAL AGENDA OF
THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF STARKVILLE, MISSISSIPPI
RECESS MEETING OF TUESDAY, AUGUST 20, 2024
5:30 P.M., COURT ROOM, CITY HALL
110 WEST MAIN STREET

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 AUGUST 2, 2024 WORK SESSION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE.

CONSIDERATION OF THE MINUTES OF THE AUGUST 6, 2024 REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN.

V. ANNOUNCEMENTS AND COMMENTS

A. MAYOR'S COMMENTS:

Introduction of employees: Brian Flaherty and Billy Mays – Fire Department; Angelo Migliore – Police Department and John Ricks - Utilities

B. BOARD OF ALDERMEN COMMENTS:

VI. CITIZEN COMMENTS

VII. PUBLIC APPEARANCES

VIII. PUBLIC HEARINGS

A. PUBLIC HEARING AND CONSIDERATION FOR LOT MOWINGS: PROPERTIES ON THE PROPERTY MOWING LIST FOR ADJUDICATION AS MENACES TO THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE COMMUNITY AND IN NEED OF CLEANING AND TO APPROVE CLEANING IN ACCORDANCE WITH MS CODE ANNOTATED §21-19-11.

B. SECOND PUBLIC HEARING AND CONSIDERATION ON ADOPTING AN ORDINANCE TO ESTABLISH PROHIBITIONS AGAINST CRIMINAL LOITERING AND AGGRESSIVE SOLICITATION.

C. PUBLIC HEARING AND CONSIDERATION OF UE 24-02: A REQUEST FOR USE EXCEPTION TO ALLOW FOR THE PLACEMENT OF A MANUFACTURED CLASSROOM AT STARKVILLE HIGH SCHOOL LOCATED AT 603 YELLOW JACKET DRIVE IN AN S-E ZONING DISTRICT.

D. PUBLIC HEARING AND CONSIDERATION OF UE 24-03: A REQUEST FOR USE EXCEPTION TO ALLOW FOR THE PLACEMENT OF A MANUFACTURED CLASSROOM AT EMERSON FAMILY SCHOOL LOCATED AT 1504 LOUISVILLE STREET IN AN S-E ZONING DISTRICT.

E. FIRST PUBLIC HEARING ON THE TAX MILLAGE AND BUDGET FOR THE CITY OF STARKVILLE FOR FISCAL YEAR 2024 – 2025.

IX. MAYOR'S BUSINESS

A. CONSIDERATION OF APPROVING THE REVISED CONTRACT WITH THE OKTIBBEHA COUNTY TAX ASSESSOR'S OFFICE FOR THE TERM FROM 2024-2026.

B. REQUEST APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF STARKVILLE BOARD OF ALDERMEN AND THE CITY OF STARKVILLE MAYOR FOR THE PURPOSES OF OBLIGATING ARPA LOCAL FISCAL RECOVER FUNDS (LFRF) FOR THE AERATOR IMPROVEMENTS PROJECT.

C. CONSIDERATION OF APPROVING THE PAY RAISES FOR THE MAYOR AND THE BOARD OF ALDERMEN IN THE 2024-2025 BUDGET TO BE EFFECTIVE AT THE FIRST PAY PERIOD AFTER THE NEWLY ELECTED OFFICIALS ARE SWORN IN ON JULY 1, 2025.

X. **BOARD BUSINESS**

THERE ARE NO ITEMS FOR THIS AGENDA

XI. **DEPARTMENT BUSINESS**

A. AIRPORT
THERE ARE NO ITEMS FOR THIS AGENDA

B. COMMUNITY DEVELOPMENT AND PLANNING DEPARTMENT

1. DISCUSSION AND CONSIDERATION OF LW 24-01: A REQUEST FOR LANDSCAPE WAIVER TO ALLOW FOR THE USE OF ROCK AS MULCH AT WALMART LOCATED AT 1010 HWY 12 WEST IN A C ZONING DISTRICT

2. CONSIDERATION OF FP 24-06: A REQUEST FOR FINAL PLAT APPROVAL FOR "COLUMBIA INDUSTRIES SUBDIVISION" AT 101 AIRPORT ROAD IN AN I (INDUSTRIAL) ZONING DISTRICT.

C. COURT
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 AUGUST 12, 2024 FOR FISCAL YEAR ENDING 9/30/24, 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 JULY 2024 FINANCIAL STATEMENTS.

F. FIRE DEPARTMENT
THERE ARE NO ITEMS FOR THIS AGENDA

G. HUMAN RESOURCES

1. RECOMMENDATION TO HIRE ETHAN RUIZ AS A PART-TIME DISPATCHER WITH THE STARKVILLE POLICE DEPARTMENT

2. RECOMMENDATION TO HIRE GAGE WESLEY AND JONATHAN WHITTINGTON AS ENTRY LEVEL FIREFIGHTERS WITH THE STARKVILLE FIRE DEPARTMENT

3. RECOMMENDATION TO HIRE JAMAL ROBY AS A SEASONAL METER TECHNICIAN WITH THE STARKVILLE UTILITIES DEPARTMENT

H. INFORMATION TECHNOLOGY
THERE ARE NO ITEMS FOR THIS AGENDA

I. PARKS

1. CONSIDERATION OF APPROVAL OF THE LOWEST BASE BID PLUS ALTERNATES TWO AND THREE FROM ETHOS CONTRACTING GROUP IN THE AMOUNT OF $6,705,557.00 FOR THE MCKEE PARK IMPROVEMENTS PROJECT.

J. POLICE DEPARTMENT

1. POLICE

a. CONSIDERATION TO ACCEPT THE FY25 405D ALCOHOL AND DRUG IMPAIRED DRIVING ENFORCEMENT GRANT FOR THE CONTINUATION PROJECT OF 100% REIMBURSABLE DUI ENFORCEMENT TO BE USED TO FUND 2 DUI OFFICERS AND DUI EQUIPMENT IN THE AMOUNT OF $122,122.00.

b. CONSIDERATION TO APPLY FOR THE 100% REIMBURSABLE HOT SPOT POLICING CONTINUATION GRANT FOR THE PURCHASE OF EQUIPMENT, SOFTWARE LICENSING, AND OVERTIME ENFORCEMENT FOR NARCOTIC AND ALCOHOL RELATED INVESTIGATION IN THE AMOUNT OF $105,420.00.

c. CONSIDERATION TO ACCEPT THE FY25 402 POLICE TRAFFIC SERVICES GRANT FOR THE CONTINUATION PROJECT OF 100% REIMBURSABLE POLICE TRAFFIC SERVICES ENFORCEMENT.TO BE USED TO FUND APPROXIMATELY 600 HOURS IN OVERTIME FOR SPEEDING, CHILD RESTRAINT, AND SEATBELT ENFORCEMENT IN THE AMOUNT OF $20,000.00.

2. CODE ENFORCEMENT
THERE ARE NO ITEMS FOR THIS AGENDA

K. SANITATION DEPARTMENT

1. REQUEST APPROVAL TO ADVERTISE FOR THE PURCHASE OF A RESIDENTIAL / REAR LOADER REFUSE TRUCK AND REMOVE THE 2014 GARBAGE TRUCK, VIN ENDING 7352, FROM INVENTORY AND EVALUATE FINANCING OPTIONS.

L. UTILITIES DEPARTMENT

1. REQUEST APPROVAL OF SELECTING THE CASSADY COMPANY, NEEL SCHAFFER, CLEARWATER CONSULTANTS, INC., SPRINGER ENGINEERING AND GARVER ENGINEERING TO PROVIDE CONSULTANT SERVICES RELATED TO WATER AND WASTEWATER INFRASTRUCTURE AND AUTHORIZATION FOR THE MAYOR TO NEGOTIATE AND EXECUTE MASTER SERVICES AGREEMENTS IN ACCORDANCE WITH MISSISSIPPI PROCUREMENT PROCEDURES.

2. REQUEST APPROVAL OF RENEWING THE WINCAM SOFTWARE FOR THE CCTV TRUCK IN THE AMOUNT OF $5,050.00.

3. REQUEST AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE STEEL TRANSMISSION STRUCTURES AND APPURTENANCES (MATERIAL ONLY).

4. REQUEST APPROVAL OF ACCEPTING THE LOW QUOTES FROM WILLIAMS EQUIPMENT AND TURNER FARMS AND TRAILER FOR REPLACEMENT OF A MINI-EXCAVATOR AND TRAILER, RESPECTIVELY, THAT WERE TOTALED IN A VEHICLE ACCIDENT FOR A TOTAL OF $45,234.00.

XII. <u>CLOSED DETERMINATION SESSION</u>

XIII. <u>OPEN SESSION</u>

XIV. <u>EXECUTIVE SESSION</u>

XV. <u>OPEN SESSION</u>

XVI. <u>ADJOURN UNTIL SEPTEMBER 3, 2024 @ 5:30 IN THE COURT ROOM AT 110 WEST MAIN STREET.</u>

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

Consent items 2 – 19:

2. CONSIDERATION OF THE MINUTES OF THE AUGUST 2, 2024 WORK SESSION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF STARKVILLE.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval of the minutes of the August 2, 2024 work session of the Mayor and Board of Aldermen" is enumerated, this consent item is thereby approved.

3. CONSIDERATION OF THE MINUTES OF THE AUGUST 6, 2024 REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval of the minutes of the August 6, 2024 regular meeting session of the Mayor and Board of Aldermen" is enumerated, this consent item is thereby approved.

4. CONSIDERATION OF APPROVING THE REVISED CONTRACT WITH THE OKTIBBEHA COUNTY TAX ASSESSOR'S OFFICE FOR THE TERM FROM 2024-2026.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval of a revised Interlocal Agreement for the Collection of Taxes with Oktibbeha County, Mississippi for the term beginning 2024 and ending 2026" is enumerated, this consent item is thereby approved. (Contract follows this page.)

5. CONSIDERATION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF STARKVILLE BOARD OF ALDERMEN AND THE CITY OF STARKVILLE MAYOR FOR THE PURPOSES OF OBLIGATING ARPA LOCAL FISCAL RECOVER FUNDS (LFRF) FOR THE AERATOR IMPROVEMENTS PROJECT.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval of a Memorandum of Understanding between the City of Starkville Board of Aldermen and the City of Starkville Mayor for the purposes of obligating ARPA Local Fiscal Recover Funds (LFRF) for the Aerator Improvements project" is enumerated, this consent item is thereby approved. (MOU follows Contract with County Tax Assessor.)

INTERLOCAL COOPERATION AGREEMENT

THIS INTERLOCAL COOPORATION AGREEMENT shall be known as the "2024 City of Starkville and Oktibbeha County, Mississippi Interlocal Cooperation Agreement for the Collection of Taxes" (hereinafter referred to as "Agreement") and entered into by and between the governing authorities of the CITY OF STARKVILLE, MISSISSIPPI, (hereafter referred to as "City") and OKTIBBEHA COUNTY, MISSISSIPPI (hereinafter referred to as "County") pursuant to the provisions of the Interlocal Cooperation Act of 1974 codified in Section 17-13-1, *et seq* of the Mississippi Code Annotated (1972), as amended.

WITNESSETH:

WHEREAS, Section 17-13-1, *et seq.* of the Mississippi Code Annotated (1972), as amended, provides a mechanism in which local governmental units may contract with one another for services on a basis of mutual advantage and cooperation; and

WHEREAS, the City pursuant to Section 21-33-53 of the Mississippi Code annotated (1972), as amended, is authorized to collect municipal ad valorem taxes via its duly appointed municipal tax collector; and

WHEREAS, the County, pursuant to Section 27-1-1, *et seq.* of the Mississippi Code Annotated (1972), as amended, is authorized to collect county ad valorem taxes via duly elected tax collector; and

WHEREAS, the City and County have determined that the best interests of their citizens would be served by extending its interlocal cooperative agreement whereby the County will assume the City's tax collection responsibilities and services pursuant to the terms of Section 27-41-2 of the Mississippi Code annotated (1972), as amended and other such provisions contained herein.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the parties hereto agree as follows:

I. Appointment of County Tax Collector

The City hereby appoints the Oktibbeha County Tax Collector as the tax collector for the City; with the powers, duties and responsibilities set forth by state statute and as more particularly described herein.

II. Effective Date

This Agreement shall be approved and adopted by the governing authorities of the City and County. After its approval by both the City and County, this Agreement shall be submitted to the Attorney General of the State of Mississippi for approval pursuant to the provisions of Miss Code Ann. § 17-13-1 *et seq*. (1972, as amended). This agreement shall be effective immediately upon receiving approval from the Attorney General.

III. Terms of Agreement

The term of this agreement shall begin on October 1, 2024 and shall end on September 30, 2026 and thereafter shall be automatically renewed on an annual basis unless terminated or amended by either party in accordance with Section 8 (Termination) of this Agreement as set forth herein. This Agreement shall follow and supersede the terms of any prior agreement made between the City and County for the collection of taxes.

IV. Scope of Services

The County, via its duly elected Tax Collector, shall perform all duties pertaining to the assessment and collection of city ad valorem taxes with the City on real, personal, and mobile homes (collectively referred to as "City Taxes"). More particularly, the County agrees to perform the following:

A. General Duties:

- **a.** Collect all real and personal ad valorem, special assessment and public assessment City Taxes with respect to any lawful exemptions granted on such property being due as soon as reasonably practicable after October 1st of each year to ensure that operating funds are available prior to the tax delinquency date of February 1 of the subsequent calendar year.
- **b.** Send notice by mail to all taxpayers no later than December 31st of each year containing the amount of taxes, special assessments and public assessments due for the preceding tax year.
- **c.** Deliver all City taxes collected with reports and supporting documentation to the City before the 15th of the month following that month in which such taxes are collected. The weekly settlements shall be allocated by funds and submitted to the

city based on the individual mill rate within the City. The County Tax Collector shall take necessary action to fully secure the investment of any City funds in his possession.

d. Collect all homestead exemption chargebacks and all damages and interest authorized by law on City taxes and distribute such taxes within the time limitations and in the same manner as described in the previous section.

e. Handle tax sale redemption processing for the City and pass all fines, fees, taxes and interest collected to the City on a monthly basis.

f. Make refunds of all taxes erroneously paid by County Tax Collector and adjust weekly and monthly distribution reports accordingly.

g. Mark signifying "PRIOR TAXES DUE" on current year's tax statement for both real and personal property.

h. Collect all prior year's taxes, both real and personal, before collecting current taxes.

i. At the discretion of the County Tax Collector, the tax collector shall send second notices to taxpayers that are late in payment of taxes.

j. On or before August 1st of each calendar year, County will furnish the City with actual values and anticipated tax collection revenues on all real and personal property within the City.

k. It is understood between the parties that pursuant to the terms of this at the same time, and said payments will be without penalty so long as payment is made prior to the delinquency date.

l. The County shall collect all current and past-due liens having been assessed against real property for costs incurred by the City for its cleanup of properties determined to be a menace to the health, safety and welfare of the community in accordance with Miss. Code Ann. § 21-19-11. The collection of all assessments levied under Sec. 21-19-11 shall be included with municipal ad valorem taxes and payment shall be enforced in the same manner in which payment is enforced for municipal ad valorem taxes. The City shall deliver to the County before September 1st of each year a list of all assessments collectible under this section.

B. Delinquent Taxes:

a. Collect delinquent property taxes and delinquent special assessments for the City.

b. Prepare and advertise current year's delinquent taxes in a notice, which shall run for two (2) separate days and published in a local newspaper in accordance with state law.

c. Record all delinquent tax sales in the Oktibbeha County Chancery Clerk's office and provide copies of recorded documents to City Clerk.

d. Provide delinquent tax rolls on a monthly basis to City for monitoring purposes.

e. Conduct land tax sales for the city at the same time and place as land tax sales for the County. County will provide City with all interest, overbids, damages, and other fees from such sales that City is entitled to in accordance with state law.

f. Furnish a list to City of all lands sold for taxes on its behalf or struck off to the City within twenty (20) days after said sale.

g. Provide information on tax sales to Oktibbeha County Chancery Clerk's office for receiving and receipting tax redemption payments, notifying property owners of the expiration date for redemption, and issuing tax deeds for such tax sales.

h. With respect to lands sold for the nonpayment of municipal taxes, both for ad valorem and for special improvements, the Chancery Clerk shall issue the same type notices and perform all other requirements as set forth in Sections 27-43-1 through 27-43-11 pertaining to the preparation of all notices and advertising for land tax sales. Any fines assessed for non-compliance will be paid by County.

i. All assessments levied under the provisions of Miss. Code Ann. § 21-19-11 shall become delinquent at the same time municipal ad valorem taxes become delinquent. Delinquencies shall be collected in the same manner and at the same time delinquent ad valorem taxes are collected and shall bear the same penalties as those provided for delinquent taxes. If the property is sold for the nonpayment of an assessment under Sec. 21-19-11, it shall be sold in the manner that property is sold for the nonpayment of delinquent ad valorem taxes. If the property is sold for delinquent ad valorem taxes, the assessment under this section shall be added to the delinquent tax and collected at the same time and in the same manner.

V. Compensation:

For the collection of City taxes, the City agrees to pay County a fee of Sixty-five Thousand dollars per year during the term of this Agreement. Such fee shall be pro-rated and paid monthly by City to the County General Fund. All expenses associated in collecting City taxes shall be covered by the $65,000 fee. Said fee shall be deposited into the County General Fund and shall be appropriated by the County to the County Tax Collector and County Tax Assessor to pay expenses associated with the collection of City taxes.

VI. Rolls, Reports, Maps and Other Documents:

County shall provide to City the following documents:

1. A monthly listing of all collections by parcel and map on real estate and receipt number on personal property, with separate totals on real estate collected daily and personal property collected daily and for all interest collected.
2. Monthly reports of tax revenues derived from City taxes collection and transferred to the City's bank account.
3. A complete property list of all parcels within the City as of September 1. The list will indicate the total taxes and assessed values by name with parcel number, description, special assessed values by name with parcel number, description, special assessment, tax increment financing (hereinafter referred to as "TIF") amounts (if applicable). A certified letter from the County Tax Assessor must accompany this report attesting that it is a true land roll for the City.
4. Special and Regular Homestead Exemption Rolls of all property within the City.
5. A special assessment roll as required in accordance with state with bond issue, parcel and name showing the original improvements with yearly payments due, balance due. The roll shall also include yearly payment amounts on tax notices and statements.

6. A TIF roll as required in accordance with state law by TIF bond issue with parcel and name showing original improvements with yearly payments due, balance due. The roll shall also include yearly payment amounts on tax notices and statements.
7. A yearly alphabetic aging report on both real estate and personal property no later than September 1, after August 30 of each fiscal year showing assessed values, homestead values (both regular and senior listed separately), regular homestead value, taxes and interest separately. Totals should be cumulative by map on real estate and by letter of the alphabet on personal property.
8. A supplemental homestead exemption roll containing homestead tax loss values on both regular and senior homestead properties for the City so that homestead reimbursement can be applied for with the State. County shall supply information to City on or before December 15 of each calendar year.
9. Full access to maps, abstracts, bills, receipts and other records and documents generated by the County tax office, which are related to City taxes. The City shall have the right to copies of maps, aerial photographs and other public records generated in connection with tax office operations with copying costs to be billed directly to the City on a monthly basis.

VII. <u>Audit:</u>

All tax records shall be audited annually by the Mississippi Department of Audit or by a certified public accountant approved by the County. Adequate procedures and internal controls will be employed to ensure that an audit trail is present and that necessary auditing procedures and tests can be performed. The City shall have the right, at its expense, to conduct an audit.

VIII. <u>Termination:</u>

Either party may terminate this Agreement by giving one hundred and eighty (180) days written notice. In the event of termination prior to the expiration of the term, the fee paid to Tax Collector by City will be pro-rated.

IX. <u>Liabilities:</u>

Any penalties, damages, fines or costs associated with any claim or lawsuit filed against the City because of the County Tax Collector's failure to perform their duties as required under state law and by the provisions of this Agreement shall be paid by the County. The County and County Tax Collector shall not be responsible for any penalties, damages, fines or costs associated with claims or lawsuits filed as a result of the County Tax Collector's performance in the collection of City taxes where the County Tax Collector is required to rely on information provided by the City and such claim or cause of action arises solely because of incorrect information provided by the City.

X. <u>Collection Preference:</u>

County agrees that City taxes shall be collected in the same manner as taxes of the County and that no preference will be given to the collection of County taxes over the collection of City taxes.

XI. <u>Sovereign Immunity:</u>

It is expressly understood and agreed that, in the execution of this Agreement, neither the County nor the City waives and shall be deemed hereby to waive any immunity or defense that would otherwise be available to it against claims arising in-the exercise of governmental powers and functions.

XII. <u>Amendments:</u>

This Agreement may be amended by the mutual consent of both City and County entered into pursuant to Section 17-13-1, *et seq* of the Mississippi Code annotated of 1972, as amended.

XIII. <u>Copies:</u>

This Agreement shall be executed in multiple copies, any one of which is a true copy thereof having the same evidentiary value.

XIV. <u>Severability:</u>

The provisions of this Agreement are severable. If any paragraph, section, provision, sentence, clause or phrase of this Agreement is held by a court of competent jurisdiction, for any reason, to be invalid, illegal, or unenforceable, such invalidity or unenforceability shall not affect the remaining provisions of this Agreement.

XV. Notice:

All notice required under this Agreement shall be in writing and shall be hand delivered or sent by certified or registered mail, postage prepaid, return receipt required. For purposes of sending notices, the following names and addresses shall apply:

For City:

Lesa Hardin, CFO/City Clerk
110 West Main Street
Starkville, MS 39759

With Copies To:

D Lynn Spruill, Mayor
110 West Main Street
Starkville, MS 39759

Berk Huskison, City Attorney
2154 N. 5th Street
Columbus, MS 39701

For County:

JoHelen Walker, County Tax Collector
101 East Main Steet
Starkville, MS 39759

With Copies To:

Oktibbeha County Board of Supervisors
Attn: President of the Board
101 East Main Street
Starkville, MS 39759

Delois Farmer, County Administrator
101 East Main Street
Starkville MS 39759

Rob Roberson, Board Attorney
212 East Main Street
Starkville MS 39759

In case of notices sent via U.S. Mail, notice shall be deemed effective three (3) days after deposit in a U.S. Mail box or post office. In the case of notices by hand delivery, notice shall be deemed effective immediately.

[SIGNATURES ON NEXT PAGE]

The above 2024 City of Starkville and Oktibbeha County, Mississippi Interlocal Cooperation Agreement for the Collection of Taxes, after having received the necessary number of affirmative votes, was approved by Order of the Starkville Board of Aldermen on this the 20th day of August, 2024.

CITY OF STARKVILLE, MISSISSIPPI

Lynn Spruill, Mayor

ATTEST:

Lesa Hardin, City Clerk

The above 2024 City of Starkville and Oktibbeha County, Mississippi Interlocal Cooperation Agreement for the Collection of Taxes, after having received the necessary number of affirmative votes, was approved by Order of the Oktibbeha County Board of Supervisors on this the ______ day of ________________________, 2024.

OKTIBBEHA COUNTY, MISSISSIPPI

Marvel Howard, President
Oktibbeha County Board of Supervisors

ATTEST:

Sharon Livingston
Chancery Clerk

MEMORANDUM OF UNDERSTANDING

Between

The City of Starkville, Mississippi Board of Aldermen

And

Mayor Lynn Spruill

This Memorandum of Understanding (MOU) is entered into by and between the City of Starkville (Municipality) Board of Aldermen (Board) and the Mayor of Starkville (Mayor) hereinafter the Parities. In consideration of those mutual undertakings, the Parties agree as follows:

WHEREAS, THE Board is designated to accept and administer funds from the federal American Rescue Plan Act (ARPA), sections 602 and 603 of the Social Security Act as added by section 9901 of the American Rescue Plan Act of 2021 (the Act), Pub. L. No. 117-2 (Mar. 11, 2021); and

WHEREAS, the Mayor is tasked with overseeing the day to day operations of the Municipality, including but not limited to utilities, specifically drinking water, wastewater and stormwater projects; and

WHEREAS, the Board must approve the Municipality's budget and the Mayor executes the expenditures; and

WHEREAS, the Parties desire to enter into this MOU to memorialize their understanding of the mutual advantages of this cooperative relationship.

NOW, THEREFORE, the Parties agree to the terms and conditions set forth below:

1. Purpose

   The purpose of this MOU is to memorialize an agreement to obligate the Municipality's ARPA State and Local Fiscal Recovery Funds (Funds) for those purposes set forth in the Subaward Agreement between Starkville and the Mississippi Department of Environmental Quality (MDEQ), MDEQ Agreement No. 194-2-DW-5.15 set forth in Attachment "A", hereby adopted and incorporated by reference herein, along with any current or future modifications thereto (MDEQ Subaward Agreement)

2. Conditions and Scope

   The Board agrees to appropriate and the Mayor agrees to expend the Funds to perform the "Scope of Work", as set forth in Attachment A and Article 2 of the MDEQ Subaward Agreement, for the "Project" as set forth in Article 2 of the MDEQ Subaward Agreement.

3. Amount

   The Board agrees to provide and obligate the Funds in an amount not to exceed the funds as set forth in Article 7.A.ii of the MDEQ Subaward Agreement and the Mayor agrees to expend the Funds in such amount.

4. Term

   The MOU shall be effective from the date executed below and shall expire on January 1, 2027.

5. Binding Effect

   The MOU shall be binding upon the Parties hereto and upon any respective successors and assigns of the Parties.

6. Obligation of the Parties

   The Parties agree to the following obligations under this MOU:

   a. The Board agrees to provide the Mayor the Funds in an amount not to exceed the amount set forth in Article 7.A.ii of the MDEQ Subaward Agreement.
   b. The Mayor agrees to expend the Funds in an amount not to exceed the amount set forth in Article 7.A.ii of the MDEQ Subaward Agreement to pay for the cost of the Scope of Work necessary to implement the Project.
   c. The Mayor shall follow federal and state procurement and expenditure requirements as required by and set forth in the MDEQ Subaward Agreement.
   d. The Mayor shall ensure a complete procurement file for each contract necessary to perform the Scope of Work in the Subaward is submitted to MDEQ with reimbursement requests in accordance therewith.

7. Applicable Law

   This MOU shall be governed by and construed in accordance with the laws of the State of Mississippi.

   Agreed to this the 20th day of August, 2024

Roy A. Perkins

Roy A. Perkins, Vice Mayor

City of Starkville

Lynn Spruill/Mayor

CITY OF STARKVILLE STATE OF MISSISSIPPI

Attested to:

Lesa Hardin/City Clerk

6. CONSIDERATION OF FP 24-06: A REQUEST FOR FINAL PLAT APPROVAL FOR "COLUMBIA INDUSTRIES SUBDIVISION" AT 101 AIRPORT ROAD IN AN I (INDUSTRIAL) ZONING DISTRICT.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval of FP 24-06 a request for Final Plat approval for "Columbia Industries Subdivision" at 101 Airport Road in an I (industrial) zoning district" is enumerated, this consent item is thereby approved.

7. ACCEPTANCE OF JULY 2024 FINANCIAL STATEMENTS.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "acceptance of the July 2024 financial statements" is enumerated, this consent item is thereby approved.

8. CONSIDERATION TO HIRE ETHAN RUIZ AS A PART-TIME DISPATCHER WITH THE STARKVILLE POLICE DEPARTMENT

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval to hire Ethan Ruiz as a Part Time Dispatcher in the Starkville Police Department" is enumerated, this consent item is thereby approved.

9. CONSIDERATION TO HIRE GAGE WESLEY AND JONATHAN WHITTINGTON AS ENTRY LEVEL FIREFIGHTERS WITH THE STARKVILLE FIRE DEPARTMENT

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval to hire Gage Wesley and Jonathan Whittington as Non-Certified Firefighters" is enumerated, this consent item is thereby approved.

10. CONSIDERATION TO HIRE JAMAL ROBY AS A SEASONAL METER TECHNICIAN WITH THE STARKVILLE UTILITIES DEPARTMENT

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval to hire Jamall Roby as a Seasonal Meter Technician in the Starkville Utilities Department" is enumerated, this consent item is thereby approved.

11. CONSIDERATION OF APPROVAL OF THE LOWEST BASE BID PLUS ALTERNATES TWO AND THREE FROM ETHOS CONTRACTING GROUP IN THE AMOUNT OF $6,705,557.00 FOR THE MCKEE PARK IMPROVEMENTS PROJECT.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval of the low bid from Ethos Contracting Group in the amount of $6,705,557.00 for the McKee Park Improvements Project" is enumerated, this consent item is thereby approved. (The bid tabulation follows this page.)

The base bid for this project at McKee Park includes a splashpad, new playground, pavilions, bathroom facility, multiuse paths, pedestrian lighting, and a new parking lot. Add Alternate No. 2 and 3 for this project is for constructing pedestrian bridges and related sidewalks connecting the pickleball court and Long Meadow neighborhood.

Kimley»Horn

August 9, 2024

Mayor Lynn Spruill
City of Starkville
110 West Main Street
Starkville, Mississippi 39759

RE: ***McKee Park Improvements***
Evaluation of Bids and Contractor Selection Recommendation

Dear Mayor Spruill,

Kimley-Horn and our subconsultants have reviewed the bids that were received on August 8, 2024 for the McKee Park Improvements project. Three bids were received, opened, and read at 2:00 pm on the bid date.

The lowest responsive bidder is Ethos Contracting Group, with a total base bid of **$6,373,557.00**. The bid was secured by a 5% bid bond via The Hanover Insurance Company.

Ethos also submitted prices for the alternates requested. See below. Kimley-Horn understands that the City of Starkville administration wishes to include only Alternate 2 and Alternate 3.

Alternate 1 – Entry Gate and Signage – **Addition of $19,007.00**
Alternate 2 – Pedestrian Bridge & Sidewalk Connection – **Addition of $110,000.00**
Alternate 3 – Pedestrian Bridge and Path to North Park Entry – **Addition of $222,000.00**

The bid from Ethos Contracting Group conforms to the requirements contained in the bid documents and specifications to the best of our knowledge. We recommend that the City of Starkville award this contract to Ethos Contracting Group in the amount of **$6,705,557.00.**

Sincerely,

KIMLEY-HORN AND ASSOCIATES, INC.

Owen Harris, PLA, ASLA
Project Manager

CERTIFIED BID TABULATION

Project #: 115326005 / 22016	**Bid Date:** 08/08/2024	**Time:** 2:00 pm
Project Name: McKee Park Improvements		
Owner: City of Starkville, MS		
Professional(s) / Consultant(s): Kimley-Horn – Owen Harris, PLA Architectonics – Thomas C. Stewart, Architect Atwell & Gent – Joey Bowman, PE		**No. of Bids Received:** 4

Bidder 1:

Name of Bidder:	ECON Construction
Certificate of Responsibility #:	22639-MC
5% Bid Security:	Great Midwest Insurance Company
Addenda Received:	(# 1) (# 2) (# 2) (# 4)
Base Bid Amount:	$ 6,567,548.00
Alternate(s):	1 – ADD $ 46,565.00 2 – ADD $ 102,653.00 3 – ADD $ 233,085.00

Bidder 2:

Name of Bidder:	Mills Contracting
Certificate of Responsibility #:	24474-MC
5% Bid Security:	The Hanover Insurance Company
Addenda Received:	(# 1) (# 2) (# 2) (# 4)
Base Bid Amount:	$ 7,830,000.00
Alternate(s):	1 – ADD $ 13,000.00 2 – ADD $ 240,000.00 3 – ADD $ 437,000.00

Bidder 3:

Name of Bidder:	J.E. Stevens Construction Group
Certificate of Responsibility #:	24536-MC
5% Bid Security:	The Hanover Insurance Company
Addenda Received:	(# 1) (# 2) (# 2) (# 4)
Base Bid Amount:	$ 7,198,000.00
Alternate(s):	1 – ADD $ 50,000.00 2 – ADD $ 275,000.00 3 – ADD $ 410,000.00

Bidder 4:

Name of Bidder:	Ethos Contracting Group
Certificate of Responsibility #:	24235-MC
5% Bid Security:	The Hanover Insurance Group
Addenda Received:	(# 1) (# 2) (# 2) (# 4)
Base Bid Amount:	$ 6,373,557.00
Alternate(s):	1 – ADD $ 19,007.00 2 – ADD $ 110,000.00 3 – ADD $ 222,000.00

I hereby certify that the above bid tabulation is true and correct to the best of my knowledge.

(Authorized Signature)

8/9/24
(Date)

12. CONSIDERATION TO ACCEPT THE FY25 405D ALCOHOL AND DRUG IMPAIRED DRIVING ENFORCEMENT GRANT FOR THE CONTINUATION PROJECT OF 100% REIMBURSABLE DUI ENFORCEMENT TO BE USED TO FUND 2 DUI OFFICERS AND DUI EQUIPMENT IN THE AMOUNT OF $122,122.00.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval to accept the FY25 405D Alcohol and Drug Impaired Driving Enforcement Grant for the continuation project of 100% reimbursable DUI enforcement to be used to fund 2 DUI officers and DUI equipment in the amount of $122,122.00" is enumerated, this consent item is thereby approved.

13. CONSIDERATION TO APPLY FOR THE 100% REIMBURSABLE HOT SPOT POLICING CONTINUATION GRANT FOR THE PURCHASE OF EQUIPMENT, SOFTWARE LICENSING, AND OVERTIME ENFORCEMENT FOR NARCOTIC AND ALCOHOL RELATED INVESTIGATION IN THE AMOUNT OF $105,420.00.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval to apply for the 100% reimbursable Hot Spot Policing Continuation Grant for the purchase of equipment, software licensing, and overtime enforcement for narcotic and alcohol related investigation in the amount of $105,420.00" is enumerated, this consent item is thereby approved.

14. CONSIDERATION TO ACCEPT THE FY25 402 POLICE TRAFFIC SERVICES GRANT FOR THE CONTINUATION PROJECT OF 100% REIMBURSABLE POLICE TRAFFIC SERVICES ENFORCEMENT TO BE USED TO FUND APPROXIMATELY 600 HOURS IN OVERTIME FOR SPEEDING, CHILD RESTRAINT, AND SEATBELT ENFORCEMENT IN THE AMOUNT OF $20,000.00.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval of the FY25 402 Police Traffic Services Grant for the continuation project of 100% reimbursable Police Traffic Services Enforcement to be used to fund approximately 600 hours in overtime for speeding, child restraint, and seatbelt enforcement in the amount of $20,000.00" is enumerated, this consent item is thereby approved.

15. CONSIDERATION TO ADVERTISE FOR THE PURCHASE OF A RESIDENTIAL / REAR LOADER REFUSE TRUCK AND REMOVE THE 2014 GARBAGE TRUCK, VIN ENDING 7352, FROM INVENTORY AND EVALUATE FINANCING OPTIONS.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval to advertise for the purchase of a residential / rear loader refuse truck and to remove the 2014 Freightliner Garbage Truck, vin ending 7352, from inventory" is enumerated, this consent item is thereby approved.

16. CONSIDERATION OF SELECTING THE CASSADY COMPANY, NEEL SCHAFFER, CLEARWATER CONSULTANTS, INC., SPRINGER ENGINEERING AND GARVER ENGINEERING TO PROVIDE CONSULTANT SERVICES RELATED TO WATER AND WASTEWATER INFRASTRUCTURE AND AUTHORIZATION FOR THE MAYOR TO NEGOTIATE AND EXECUTE MASTER SERVICES AGREEMENTS IN ACCORDANCE WITH MISSISSIPPI PROCUREMENT PROCEDURES.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval of selecting The

Cassady Company, Neel Schaffer, Clearwater Consultants, Inc., Springer Engineering and Garver Engineering to provide consultant services related to water and wastewater infrastructure and authorization for the mayor to negotiate and execute master services agreements in accordance with Mississippi Procurement Procedures " is enumerated, this consent item is thereby approved.

17. CONSIDERATION OF RENEWING THE WINCAM SOFTWARE FOR THE CCTV TRUCK IN THE AMOUNT OF $5,050.00.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval to renew the Wincam Software for the CCTV truck in the amount of $5,050.00" is enumerated, this consent item is thereby approved.

18. CONSIDERATION TO ADVERTISE FOR BIDS FOR THE STEEL TRANSMISSION STRUCTURES AND APPURTENANCES (MATERIAL ONLY).

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval to advertise for bids for the Steel Transmission Structures and Appurtenances (Material Only)" is enumerated, this consent item is thereby approved.

19. CONSIDERATION OF ACCEPTING THE LOW QUOTES FROM WILLIAMS EQUIPMENT AND TURNER FARMS AND TRAILER FOR REPLACEMENT OF A MINI-EXCAVATOR AND TRAILER, RESPECTIVELY, THAT WERE TOTALED IN A VEHICLE ACCIDENT FOR A TOTAL OF $45,234.00.

Upon the motion of Alderman Moreland, duly seconded by Alderman Rupp, and adopted by the Board to approve the August 20, 2024 Official Agenda, and to accept items for consent, whereby the "approval of the low quotes from Williams Equipment and Turner Farms and trailer for replacement of a mini-excavator and trailer, respectively, that were totaled in a vehicle accident" is enumerated, this consent item is thereby approved.

Excavator quotes:

Dealer	**Williams Equipment**	**B&G Equipment**	**Stribling Equipment**
Manufacturer	Bobcat	Hitachi	John Deere
Model	E26 R-Series	ZW30U-5N	26 P-Tier
Total Price	**$37,634.00**	**$42,500.00**	**$46,952.66**

Trailer quotes:

Dealer	**Turner Farms & Trailer Sales**	**Texas Pride Trailers**
Manufacturer	Delta Trailer	Texas Pride
Model	7'x21'	7'x21'
Total Price	**$7,600.00**	**$7,796.00**

ANNOUNCEMENTS AND COMMENTS:

MAYOR'S COMMENTS:

Mayor Spruill recognized Introduction of employees: Brian Flaherty and Billy Mays – Fire Department; Angelo Migliore and Skylar Davis – Police Department and John Ricks – Utilities

The Mayor welcomed the MSU students back to Starkville.

BOARD OF ALDERMEN COMMENTS:

Alderman Brooks thanked everyone that assisted with the Sturgis Motorcycle Rally held August 15, 16 and 17. He also noted the Needmore Center is looking great and should be completed in a few weeks.

CITIZEN COMMENTS:

Alvin Turner, Ward 7, asked that the City consider some "watch for pedestrian" signs at Wood Street and the apartment complex near there. He also asked that the city look into additional lighting near Wood and Louisville Streets.

PUBLIC APPEARANCE: None

PUBLIC HEARINGS:

PUBLIC HEARING AND CONSIDERATION FOR LOT MOWINGS: PROPERTIES ON THE PROPERTY MOWING LIST FOR ADJUDICATION AS MENACES TO THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE COMMUNITY AND IN NEED OF CLEANING AND TO APPROVE CLEANING IN ACCORDANCE WITH MISSISSIPPI CODE ANNOTATED §21-19-11.

Mayor Spruill noted that of the twelve properties notified, only three remain in states of disrepair.

Case #	Parcel #	Location	Owner	Owner Address
~~24-000448~~	~~118B-00-096.00~~	~~82 Eutaw Dr.~~	~~Cynthia Young Okhuysen~~	~~112 Leflore St., Starkville, MS 39759~~
~~24-000444~~	~~118B-00-034.00~~	~~111 Leflore St.~~	~~Walter Pablo Okhuysen~~	~~227 Sandhurst Rd., Starkville, MS 39759~~
~~24-000445~~	~~118B-00-035.00~~	~~112 Leflore St.~~	~~Gertrude & Michele Okhuysen~~	~~112 Leflore St., Starkville, MS 39759~~
~~24-000446~~	~~118B-00-036.00~~	~~113 Leflore St.~~	~~Walter Pablo Okhuysen~~	~~227 Sandhurst Rd., Starkville, MS 39759~~
~~24-000447~~	~~118A-00-018.00~~	~~107 E Garrard Rd.~~	~~Cynthia Young Okhuysen~~	~~112 Leflore St., Starkville, MS 39759~~
24-000430	118I-00-005.46	109-B Westbound St.	Mackenstadt Darby Dale Life Estate	109-B Westbound St., Starkville, MS 39759
~~24-000412~~	~~102A-00-175.00~~	~~518 S. Jackson St.~~	~~Suncreek LLC~~	~~2248 Suncreek Rd., Starkville, MS 39759~~
~~24-000428~~	~~118J-00-072.00~~	~~301 Everglade Ave.~~	~~Avatar LLC~~	~~806 Oakwood Dr., Clinton, MS 39056~~
~~24-000423~~	~~102B-00-098.00~~	~~409 Mckee Ave.~~	~~Wai-Cheong Lam~~	~~409-B Mckee Ave., Starkville, MS 39759~~
24-000373	118O-00-018.00	N. Long St.	Sylvester Robinson Estate C/o Jimmy Rush	3180 Lamp Post Court Decatur, GA 30034
24-000351	118 -27-021.00	280 W. Garrard Rd.	John E. King Etal % Kathy King	309 Reed Rd., Apt. 724, Starkville, MS 39759
~~24-000450~~	~~118P-00-086.00~~	~~304 Apple St.~~	~~Hazel Strong Life Estate~~	~~6450 Reform Sturgis Rd., Ackerman, MS~~

Mayor Spruill opened the Public Hearing. There being no comments from the general public, the Mayor closed the Public Hearing.

20. CONSIDERATION OF PROPERTIES ON THE PROPERTY MOWING LIST FOR ADJUDICATION AS MENACES TO THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE COMMUNITY AND IN NEED OF CLEANING AND TO APPROVE CLEANING IN ACCORDANCE WITH MISSISSIPPI CODE ANNOTATED §21-19-11.

Alderman Vaughn, duly seconded by Alderman Moreland, offered a motion for the Board of Aldermen to mow the three properties located at 109-B Westbound St., N Long St and 280 W Garrard Rd in accordance with Mississippi Code Annotated §21-19-11. The Board voted as follows:

Alderman Kim Moreland	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	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, Mayor Spruill declared the motion passed.

SECOND PUBLIC HEARING AND CONSIDERATION ON ADOPTING AN ORDINANCE TO ESTABLISH PROHIBITIONS AGAINST CRIMINAL LOITERING AND AGGRESSIVE SOLICITATION.

Mayor Spruill opened the Public Hearing. There being no comments from the general public, the Mayor closed the Public Hearing.

21. CONSIDERATION OF THE ADOPTION OF ORDINANCE 2024-04: AN ORDINANCE TO ESTABLISH PROHIBITIONS AGAINST CRIMINAL LOITERING AND AGGRESSIVE SOLICITATION.

Alderman Brooks, duly seconded by Alderman Moreland, offered a motion to adopt 2024-04: An Ordinance Establishing Prohibitions Against Criminal Loitering and Aggressive Solicitation. The Board voted as follows:

Alderman Kim Moreland	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	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, Mayor Spruill declared the motion passed. The Ordinance will be placed in the Ordinance Book in the Clerk's office and advertised accordingly to state law.

ORDINANCE 2024-04

AN ORDINANCE ENACTING SECTIONS 12.3.09-10 OF THE CITY OF STARKVILLE CODE OF ORDINANCES PRESCRIBING THE PROHIBITIONS OF CRIMINAL LOITERING AND AGGRESSIVE SOLICITATION AND ASSESSING THE PENALITIES FOR VIOLATION OF EACH

WHEREAS, pursuant to Miss. Code Ann. § 21-19-15 (1972, as amended), the governing authorities of municipalities shall have power to make all needful police regulations necessary for the preservation of good order and peace of the municipality and to prevent injury to, destruction of, or interference with public or private property; and

WHEREAS, pursuant to Miss. Code Ann. § 21-37-3 (1972, as amended), the governing authorities of municipalities shall have the power to exercise full jurisdiction in the matter of streets, sidewalks, public infrastructure, and parks; and

WHEREAS, the City of Starkville Code of Ordinances contains provisions concerning the prohibition of certain conduct in public or private spaces that are deemed to pose a danger to the general public, health, safety and welfare, including the prohibitions on the discharge of weapons, large assemblies that interfere with public travel and the riding of scooters on public sidewalks; and

WHEREAS, the City of Starkville does not currently have an ordinance, nor is there any Mississippi Law that generally prohibits the standing, lurking, loitering of positioning of oneself in certain designated places in any manner restricting the free flow of pedestrian and vehicular traffic, endangering themselves, the public or any public safety personnel, or creating reasonable fear of danger to the personal safety and welfare of the immediate community; and

WHEREAS, there is additionally no ordinance nor state law that generally prohibits the acts associated with aggressive solicitation that are detrimental to the public health, safety and welfare such as using intimidating or coercive conduct, soliciting from individuals under the age of 18, soliciting from individuals while those individuals are especially vulnerable, or where solicitation may interfere with the flow of pedestrian or vehicular traffic; and

WHEREAS, the City of Starkville has seen an increase in its homeless population and the number of homeless related contacts by the Starkville Police Department as shown by data attached hereto as Exhibit "A," and this increase in the local homeless population directly correlates with an increase in cases of loitering and aggressive solicitation activity at or near heavily traveled public streets, entryways to public establishments, and on private properties, and such conduct poses a significant threat to the public health, safety and welfare; and

WHEREAS, the City of Starkville has a necessary interest in protecting the health and safety of the public, public safety personnel, and individuals that lawfully assemble in public and private places by negating the risks posed by loitering and aggressive solicitation upon vehicular and pedestrian traffic, waterways, private establishments, railroads, and other public and private spaces; and

WHEREAS, the provisions adopted hereby are narrowly tailored to achieve the necessary interests stated above.

NOW, THEREFORE BE IT ORDAINED by the governing authorities of the City of Starkville, Mississippi, the following, to-wit:

I. The prefatory findings of this Ordinance are hereby accepted, incorporated herein and found to be a proper exercise of the policing power of the City of Starkville, Mississippi.

II. Section 12.3.09 of the City of Starkville Code of Ordinance shall be created and shall state the following:

Section 12.3.09: Criminal Loitering

(a) A person commits the offense of criminal loitering if the person:

a. Stands, lurks, loiters, or positions themself, or causes a minor under their supervision to stand, lurk, loiter or position themself within or upon the following places in any manner restricting the free flow of pedestrian and vehicular traffic, endangering themselves, the public or any public safety personnel, or creating reasonable fear of danger to the personal safety and welfare of the immediate community:

i. In front of any private driveway, or any portion thereof in any manner that may obstruct the ingress and egress to and from such private driveway;

ii. On any private property, unless such person has actual permission from the property owner, or their duly authorized agent, to be present on the property;

iii. Upon any sidewalk, alley or public space as to cause an interference with the normal operations of any business or office;

iv. Within or about the driving lane of any public road, street, or highway including any crosswalk or bicycle lane;

v. Along any creek, ditch, or waterway;

vi. Within fifty (50) feet of the intersection of two or more streets, including on-ramps and off-ramps, when any street thereof has an Average Daily Traffic Count exceeding two thousand (2,000) vehicles;

vii. Within twenty-five (25) feet of any street right of way, including the on-ramps and off-ramps thereof, when such street has an Average Daily Traffic Count exceeding two thousand (2,000) vehicles;

viii. Within twenty-five (25) feet of any street right of way, including the on-ramps and off-ramps thereof, when such street has a designated speed limit in excess of 35 miles per hour.

ix. Within thirty (30) feet upon the approach to any flashing beacon, stop sign, or other traffic-control signal located at the side of a roadway;

x. Within twenty-five (25) feet of the centerline of any railroad;

xi. Alongside or opposite any street or right-of-way construction zone or other roadway obstruction;

xii. Upon any bridge, or other elevated structure upon a street, or within a street tunnel;

xiii. At any place where official signs prohibit such activity;

xiv. Within or about any government building when not otherwise engaged in any lawful conduct; or

xv. At any other place where doing so may obstruct the free flow of traffic and pedestrians, endanger the public safety and welfare, or create reasonable fear of danger to the personal safety and welfare of the immediate community.

b. For this section, Average Daily Traffic Count shall be defined as the quotient of the total traffic volume recorded during any given period and divided by the total number of days in that period. The period for recording such a traffic count shall never be less than 48 consecutive hours.

(b) Any person committing the offense of criminal loitering as defined by this chapter shall be guilty of a misdemeanor, and upon conviction thereof for a first offense, shall receive a fine not to exceed \$250, or imprisoned for a period not to exceed 1-month, or both, For each subsequent conviction, the offender shall receive a fine not to exceed \$500, or imprisoned for a period of up to 90-days, or both.

III. Section 12.3.10 of the City of Starkville Code of Ordinances shall be created and shall state the following:

Section 12.3.10: Aggressive Panhandling

(a) Definitions. In this section, the following definitions apply:

Aggressive Manner, Aggressive Behavior or ***Aggressively*** means:

a. Using violent or threatening gestures toward a person;

b. Continuing to solicit from a person after the person has given a negative response to such soliciting;

c. Intentionally touching or causing physical contact with another person without that person's consent while soliciting;

d. Intentionally blocking or interfering with the safe or free passage of a pedestrian or vehicle by any means, including causing a pedestrian or vehicle operator to take evasive action to avoid physical contact;

e. Soliciting money from anyone who is waiting in line for tickets, for entry to a building or for any other purpose;

f. Approaching or following a person for solicitation individually or as part of a group of two or more persons, in a manner and with conduct, words, or gestures intended or likely to cause a reasonable person to fear imminent bodily harm or damage to or loss of property or otherwise to be harassed or intimidated into giving money or other thing of value;

g. Soliciting, begging or panhandling of minors less than 18 years of age; or

h. While also being in violation of the provisions of Section 19-6 of this Code.

Automated Teller Machine. A device, linked to a bank or financial institution's account records, which can carry out transactions, including, but not limited to account transfers, deposits, cash withdrawals, balance inquiries, and mortgage and loan payments which are made available to banking customers.

Bank. A bank, savings bank, savings and loan association, credit union, trust company, or similar financial institution.

Check Cashing Business. An entity in the business of cashing checks, drafts, or money orders for consideration.

Parking Meter or ***Parking Pay Station.*** A location on a street, parking lot or parking garage where people pay, for parking by either cash or credit, to a person or at a machine or other device designed to accept payment for parking.

Private Building. Shall be deemed to include, but is not limited to, retail or service establishments, such as restaurants, convenience food stores, laundromats, service stations, hotels, offices, and similar privately owned establishments open to the public. This term does not include any building owned, leased or operated by the federal or state government, political subdivisions thereof, municipalities, special districts, any public administration board or authority of the state.

Public Area. An area to which the public has access and includes, but is not limited to, the common area of a hospital, apartment house, office building, transport facility, shop, basement, building entrance or doorway, lobby, hallway, stairway, mezzanine, elevator, foyer, public restroom or sitting room or any other place used in common by the public, tenants, occupants or guests situated in any private building.

Public Place. A place to which a governmental entity has title to which the public has access, including, but not limited to any street, highway, sidewalk, walkway, parking lot, plaza, transportation facility, school, place of amusement, park, or playground.

Solicit, Ask, Beg or ***Panhandle.*** To request, by the spoken, written, or printed word, or by other means of communication an immediate donation or transfer of money or another thing of value from another person, regardless of the solicitor's purpose or intended use of the money or other thing of value, and regardless of whether consideration is offered, or to advertise or market anything of value in an Aggressive Manner as to coerce potential customers to take action.

(b) A person commits the offense of aggressive panhandling if the person solicits or markets:

a. In an Aggressive Manner in any place; or

b. Within 20 feet of the following areas where the public is considered vulnerable or where solicitation would interfere with the flow of pedestrian or motor vehicle traffic:

   i. An automated teller machine;

   ii. The entrance or exit of a bank;

   iii. The entrance or exit of a check cashing business;

   iv. An authorized charitable contribution activity;

   v. A parking meter or parking pay station on a street;

   vi. A public parking garage or parking lot pay station;

   vii. The entrance, exit or outdoor seating area of a restaurant, or the service area of an outdoor eating establishment;

   viii. In a bus, at a bus station or stop, or at a facility operated by a transportation authority for passengers including but not limited to any school bus stop;

   ix. An entrance of a commercial building;

   x. Within fifty (50) feet from any land owned by a public or private school and used in whole or in part for providing education services to any children 18 years of age and younger;

   xi. Within ten (10) feet of a gas station, liquor store, or convenience store property;

   xii. In a public restroom; or

   xiii. At a public event that is operating by permit issued by the city at or on any city property as defined in the city code.

c. The solicitation of contributions while standing on a traffic median, shoulder, improved shoulder, sidewalk, or the improved portion of the roadway from occupants of any vehicle on a roadway, street or thoroughfare shall only be permitted in compliance with applicable terms and conditions set out in this Code, including, but not limited to, Section 19-6, provided that such solicitations are not in an aggressive manner as defined in this section.

(c) *Private property.*

a. No person may solicit, ask, beg or panhandle on private property or residential property without permission from the owner or occupant.

b. It shall be unlawful for any person to:

   i. Solicit, ask, beg or panhandle, as those terms are defined in this section, in any public room in any private building, without the written permission or consent of the building's owner or managing and authorizing agent. For enforcement of this subsection, it is presumed that if the owner, lessee, managing agent or other person in charge of a building prominently displays a sign as provided in subsection (iii), then the activities declared unlawful in this section are deemed to be without the permission or consent of the building's owner, lessee, managing agent or other person.

ii. Solicit, ask, beg or panhandle, as those terms are defined in this chapter, on any private property where the owner, lessee, managing agent or other person in charge of such property displays a sign as provided in subsection (iii).

iii. *Conspicuous notice.* To invoke the protections afforded under this section, each owner, lessee, managing agent or person in charge of the operation of a private building or private property shall prominently display a sign on the premises, such as the lobby or entrance of the private building or private property, where it may be read by any person going in or out of the building or private developed property stating generally: "NO PANHANDLING PERMITTED SEC. 12.3.09 CITY OF STARKVILLE CODE OF ORDINANCES" "NO SOLICITORS" or "NO SOLICITATION."

(d) Any person who engages in any activity specified in subsection (b) or (c) shall be guilty of a misdemeanor punishable by a fine not exceeding $1,000, or imprisonment for a period not to exceed 90-days, or both.

IV. This ordinance shall go into effect thirty (30) days after passage. The City Clerk shall cause this ordinance to be published at least one (1) time in the Starkville Daily News and to post a copy at three locations within the municipality in accordance with Miss. Code Ann. § 21-17-9.

After a full discussion of this matter, this Ordinance was reduced to writing, and with no request having been made for the same to be read aloud, Alderman Mike Brooks moved that that foregoing Ordinance be adopted and said motion was seconded by Alderman Kim Moreland, and upon the matter being put to vote, the results were as follows:

ALDERMAN KIM MORELAND	voted	Yea
ALDERMAN SANDRA SISTRUNK	voted	Yea
ALDERMAN JEFFREY RUPP	voted	Yea
ALDERMAN MIKE BROOKS	voted	Yea
ALDERMAN HAMP BEATTY	voted	Yea
VICE MAYOR ROY A'. PERKINS	voted	Yea
ALDERMAN HENRY VAUGHN	voted	Yea

WHEREUPON the foregoing Ordinance was declared, passed and adopted at a regular meeting of the Board of Aldermen on this the 20th day of August, 2024

[SIGNATURES ON FOLLOWING PAGE]

CITY OF STARKVILLE, MISSISSIPPI

ATTEST:

LESA HARDIN, City Clerk

APPROVED:

D. LYNN SPRUILL, Mayor

8-21-24

DATE

PUBLIC HEARING AND CONSIDERATION OF UE 24-02: A REQUEST FOR USE EXCEPTION TO ALLOW FOR THE PLACEMENT OF A MANUFACTURED CLASSROOM AT STARKVILLE HIGH SCHOOL LOCATED AT 603 YELLOW JACKET DRIVE IN AN S-E ZONING DISTRICT.

City Planner Daniel Havelin presented Use Exception 24-02 requesting placement of a Manufactured Classroom at Starkville High School located at 603 Yellow Jacket Drive in an S-E zoning district. The applicant was not present so the item was tabled.

22. MOTION TO TABLE THE PUBLIC HEARING AND CONSIDERATION OF UE 24-02: A REQUEST FOR USE EXCEPTION TO ALLOW FOR THE PLACEMENT OF A MANUFACTURED CLASSROOM AT STARKVILLE HIGH SCHOOL LOCATED AT 603 YELLOW JACKET DRIVE IN AN S-E ZONING DISTRICT.

Alderman Sistrunk, duly seconded by Alderman Beatty, offered a motion to table the Public Hearing and consideration of UE 24-02 a request for Use Exception to allow for the placement of a Manufactured Classroom at Starkville High School located at 603 Yellow Jacket Drive in an S-E zoning district until September 3, 2024. The Board voted as follows:

Alderman Kim Moreland	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	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, Mayor Spruill declared the motion passed.

PUBLIC HEARING AND CONSIDERATION OF UE 24-03: A REQUEST FOR USE EXCEPTION TO ALLOW FOR THE PLACEMENT OF A MANUFACTURED CLASSROOM AT EMERSON FAMILY SCHOOL LOCATED AT 1504 LOUISVILLE STREET IN AN S-E ZONING DISTRICT.

City Planner Daniel Havelin presented Use Exception 24-03 requesting placement of a Manufactured Classroom at Emerson Family School located at 1504 Louisville Street in an S-E zoning district. The applicant was not present so the item was tabled.

23. MOTION TO TABLE THE PUBLIC HEARING AND CONSIDERATION OF UE 24-03: A REQUEST FOR USE EXCEPTION TO ALLOW FOR THE PLACEMENT OF A MANUFACTURED CLASSROOM AT EMERSON FAMILY SCHOOL LOCATED AT 1504 LOUISVILLE STREET IN AN S-E ZONING DISTRICT.

Alderman Sistrunk, duly seconded by Alderman Beatty, offered a motion to table the Public Hearing and consideration of UE 24-03 a request for Use Exception to allow for the placement of a Manufactured Classroom at 1504 Louisville Street in an S-E zoning district until September 3, 2024. The Board voted as follows:

Alderman Kim Moreland	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	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, Mayor Spruill declared the motion passed.

FIRST PUBLIC HEARING ON THE TAX MILLAGE AND BUDGET FOR THE CITY OF STARKVILLE FOR FISCAL YEAR 2024 – 2025.

Alderwoman Sistrunk, Budget Chairman, noted the budget being presented contained no tax increase.
Mayor Spruill opened the Public Hearing. There being no comments from the general public, the Mayor closed the Public Hearing. The second public hearing is scheduled for September 3, 2024.

24. CONSIDERATION OF APPROVING THE PAY RAISES FOR THE MAYOR AND THE BOARD OF ALDERMEN IN THE 2024-2025 BUDGET TO BE EFFECTIVE AT THE FIRST PAY PERIOD AFTER THE NEWLY ELECTED OFFICIALS ARE SWORN IN ON JULY 1, 2025.

Mayor Spruill presented a proposal to postpone any raises for the Mayor and Board until July 1, 2025, the beginning of the next term of office. Following discussion, Alderman Sistrunk, duly seconded by Alderman Rupp, offered a motion approving the pay raises for the Mayor and the Board of Aldermen in the 2025-2025 budget effective at the first pay period after the newly elected board is sworn in on July 1, 2025. The Board voted as follows:

Alderman Kim Moreland Voted: Nay
Alderman Sandra Sistrunk Voted: Yea
Alderman Jeffrey Rupp Voted: Yea
Alderman Mike Brooks Voted: Yea
Alderman Hamp Beatty Voted: Nay
Alderman Roy A'. Perkins Voted: Nay
Alderman Henry Vaughn, Sr. Voted: Nay

Having not received a majority affirmative vote, Mayor Spruill declared the motion failed.

25. CONSIDERATION TO AMEND THE BUDGET TO REMOVE ANY RAISES INCLUDED TO THE MAYOR AND BOARD OF ALDERMEN WITH THAT AMOUNT TO BE RECLASSED TO THE CAMERA PURCHASE LINE.

Alderman Sistrunk, duly seconded by Alderman Moreland, offered a motion to amend the budget to remove any raises included to the Mayor and Board of Aldermen with that amount to be reclassed to the camera purchase line. The Board voted as follows:

Alderman Kim Moreland Voted: Yea
Alderman Sandra Sistrunk Voted: Yea
Alderman Jeffrey Rupp Voted: Yea
Alderman Mike Brooks 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, Mayor Spruill declared the motion passed.

26. CONSIDERATION OF LW 24-01: A REQUEST FOR LANDSCAPE WAIVER TO ALLOW FOR THE USE OF ROCK AS MULCH AT WALMART LOCATED AT 1010 HWY 12 WEST IN A C ZONING DISTRICT.

City Planner Daniel Havelin presented LW 24-01: a request for Landscape Waiver to allow for the use of rock as mulch at Walmart located at 1010 Hwy 12 West in a C zoning district. This is a request by Gregg Kay of Stripe A Lot of America II Corp on behalf of Walmart Inc. The applicant is seeking a Landscape Waiver to use a river rock type gravel instead of the required organic mulch. Section 14.13.2 of the Unified Development Code states, "Inorganic material such as rock, glass, or rubber chips is not considered mulch and shall not be permitted". In June of 2023, City staff began discussing the proposed building and site improvements for Walmart. Early in the discussion, it was determined that the site was a legal nonconforming site, and the proposed cost of the scope of work would require site plan approval in accordance with the nonconformities Section 3.17.4.B. This would require bringing the parking lot up to current development standards, including landscaping.

The site plan was reviewed and approved as part of site plan review and again as part of the commercial site improvement permit process. Both sets of drawings submitted showed the use of hardwood mulch, thus meeting the requirements of the UDC. The applicant took it upon himself to deviate from the approved site plan and approved permit to install rock mulch. After a stop work order was issued on July 20, 2024, the applicant submitted an application for a Landscape Waiver. On August 7, 2024, the Landscape Advisory Board met to hear the request for a Landscape Waiver to use the rock mulch. The Board voted unanimously to recommend denying the request based on the criteria for landscape waiver review and approval.

Gregg Kay, owner, and Morgan Jones, Project Manager, of Stripe A Lot of America II Corp, appeared before the Mayor and Board. Mr. Kay presented his reasons as to why he feels stones are not more detrimental than mulch. He also stated his company was unaware of the violation until the City issued the stop work order, at which time his company complied and stopped work.

Alderman Beatty, duly seconded by Alderman Moreland, offered a motion to deny LW 24-01: request for a landscape waiver to allow the use of rock as mulch at Walmart located at 1010 Hwy 12 West in a C Zoning District.
The Board voted as follows:

Alderman Kim Moreland	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	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, Mayor Spruill declared the motion passed and the request denied.

27. CONSIDERATION OF THE CITY OF STARKVILLE CLAIMS DOCKET

Upon the motion of Alderman Brooks, duly seconded by Alderman Rupp, to approve the City of Starkville Claims Docket for all departments including Starkville Utilities, as of August 12, 2024 for fiscal year ending 9/30/24, 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 Kim Moreland	Voted: Yea
Alderman Sandra Sistrunk	Voted: Yea
Alderman Jeffrey Rupp	Voted: Yea
Alderman Mike Brooks	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, Mayor Spruill declared the motion passed.

General Fund	001	$ 383,760.07
Restricted Police Fund	002	2,550.06
Airport Fund	015	18,174.91
Sanitation / Environ Services	022	21,694.62
Industrial Park Bond	303	889.31
2022 GO Bonds	305	1,355,758.62
Parks Capital Project Fund (2023)	312	1,785.00
Spring St/Hwy 12 Linkage TAP	313	116,079.91
Park and Rec Tourism	375	422,260.73
Sub Total Before Utilities		$ 2,322,953.23
Utilities Dept.	SED	1,397,192.04
Total Claims	Total	$ 3,725,608.42

28. MOTION TO ADJOURN UNTIL SEPTEMBER 3, 2024 @ 5:30 P.M. IN THE COURT ROOM AT 110 WEST MAIN STREET.

Upon the motion of Alderman Rupp, duly seconded by Alderman Vaughn, for the Board of Aldermen to recess the meeting until September 3, 2024 @ 5:30 at 110 West Main Street in the Court Room of City Hall, the Board voted as follows:

Alderman Kim Moreland Voted: Yea
Alderman Sandra Sistrunk Voted: Yea
Alderman Jeffrey Rupp Voted: Yea
Alderman Mike Brooks 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, Mayor Spruill declared the motion passed.

SIGNED AND SEALED THIS THE 17th DAY OF SEPTEMBER, 2024.

Attest:

D. LYNN SPRUILL, MAYOR

LESA HARDIN, CITY CLERK