

**REGULAR FIRST TUESDAY NOVEMBER 2021, MEETING
OF THE MAYOR AND BOARD OF ALDERMEN**

BE IT REMEMBERED that Tuesday, November 2, 2021, being the first Tuesday of said month and the day fixed by Board order for holding the first monthly meeting, said meeting was held in the Boardroom in the Municipal Complex at 909 River Road in the Town of Tunica, Mississippi, beginning at 3:00 p.m. with the following present or absent as indicated below:

Mayor Andrew T. Dulaney	Present
Alderman Lee B. Turner	Present
Alderman Valerie Hartsfield	Present
Alderman Rebecca P. Fyfe	Present
Alderman Adam Fullilove	Present
Alderman Daniel M. Pierce	Present
Town Clerk Kate Scott Pennock	Present
Town Attorney Richard W. Ryals, II	Present
Police Chief Kevin Hatton	Present
Operations Manager Thomas J. Robinson, III	Present
Town Chaplain Danny Smith	Present
*Via telephone.	

Others in attendance are listed on the attendance sheet.

APPENDIX A – ATTENDANCE SHEET

Mayor Dulaney called the meeting to order and led in the pledge of allegiance. Chaplain Smith led in prayer.

The Board considered the minutes from the October 19 and October 28, 2021, meetings. Alderman Hartsfield moved to approve the minutes as written and previously provided to the Board. Alderman Turner seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted.

The Board then considered the claims for October 2021. It was noted that a summary of the claims was previously provided to the Board. Additionally, all claims were available for review by the Board. After a brief discussion of the claims and a review by Mayor Dulaney, Alderman Fullilove moved to approve the claims as presented. Alderman Fyfe seconded the motion. Thereupon, the matter was put to a vote and the same having received the

unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted.

APPENDIX B – OCTOBER CLAIMS

Bob Barber reported for the Planning Commission and presented the Mayor and Board with four ordinance amendments and adjustments. Mr. Barber reviewed and discussed each of the proposed amendments. The Town of Tunica Planning Commission has reviewed the proposed amendments and adopted a resolution recommending that the Zoning Ordinance be amended to reflect the proposed amendments. Following the presentation and discussion Commissioner Pierce moved that the Mayor and Board of Aldermen set a public hearing in order to receive public comments and input related to the proposed amendments with the hearing to be held at 3:00 p.m., Tuesday, December 7, 2021, in the Board Room of Town Hall located at 909 River Road, Tunica, MS. The notice shall be published in the Clarksdale Press Register, a newspaper having general circulation in the Town of Tunica and Tunica County. Additionally, the notice shall be posted at Town Hall and in three additional public places. Alderman Fullilove seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted.

APPENDIX C – PUBLIC NOTICE FOR PUBLICATION & POSTING

Bill Morris, with Mississippi Life and Health presented the health insurance proposal for 2022. Mr. Morris reviewed the proposal for the upcoming year. Mr. Morris explained that the Town of Tunica continues to be eligible to qualify as a transitional health plan. Based on the presentation, Alderman Turner moved to accept the health insurance proposal presented by Bill Morris for 2022 keeping the deductibles and co-pays the same as before. Alderman Fyfe seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted.

APPENDIX D – 2022 INSURANCE PROPOSAL

Under old business, Mayor Dulaney stated that Attorney Ryals has drafted a proposal for the Mangum buildings on Main Street. The proposed agreement will give the Town of Tunica sixty (60) days to review and evaluate the buildings. Following the end of the sixty (60) day inspection period, the Town will have the option to acquire the building as a donation to the Town of Tunica. Ms. Aimee Mangum has the agreement and has indicated that her agreement to the terms. A copy of the agreement was previously provided to the Board of Aldermen. Once the Board receives the signed agreement, the matter will be brought back before the Board for consideration.

Additionally, Mayor Dulaney advised that he has written Mr. and Dr. Durrett concerning The Columns. The Durretts were advised that they need to have the cleanup process moving forward no later than December 7, 2021. The Columns was damaged by a falling tree several months ago. Mr. George Durrett has respond that they are working on the project and work should be starting shortly. No action was taken.

REPORTS:

- **Police Report: Police Chief Hatton reported for the Police Department.**
- **Public Works: Thomas Robinson and Kelvin Cooke reported on public works and other operations. The mini-excavator has been ordered but delivery is delayed due to supply issues. It is anticipated that the machine will be delivered in March, 2022. Also, they continue to look for a used garbage truck. A new smoke testing machine has been ordered and received which will allow for better and easier sewer connections and repairs. The new 2 inch meters have been received and most are installed. The Town is preparing to extend service to the new Gresham Petroleum building located on Highway 61 south of the Town. This will be a fairly major project. The cost of the extension will be paid by Gresham. Following the update, Mr. Cooke and Mr. Robinson were thanked for the information.**

The Mayor and Board next considered and discussed updating the lease agreement with Tunica Nutrition for use of 1347 Main Street. The current lease has expired. The new lease will be with Penny P. Franklin. The general terms are \$300 per month for the remainder of 2021 and all of 2022. Additionally, the lessee will pay the utilities and general maintenance. The use of the building is very well suited for the building. Past uses has caused the sewer to be stopped up and the Town has previously had cost maintenance issues. The current use as a nutrition facility has not caused any issues with the sewer and the building is staying very clean without there being any cooking in the facility. Based on the above and the anticipated sales taxes to be generated by the use of the facility, Alderman Hartsfield moved to accept and approve the updated lease agreement with Tunica Nutrition (Penny Franklin) for the use of 1347 Main Street, and that Mayor Dulaney be authorized to execute and deliver the lease agreement in substantially the form as is attached, for and on behalf of the Town of Tunica. Alderman Fullilove seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted.

APPENDIX E – LEASE AGREEMENT WITH TUNICA NUTRITION

The Mayor and Board next considered and discussed receiving and approving the audit for the year ending September 30, 2020. A copy of the audit was previously provided to each Alderman. Following a brief discussion, Alderman Hartsfield moved to receive and approve

the audit for the year ending September 30, 2020. Alderman Pierce seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted.

APPENDIX F – FY 2020 AUDIT REPORT

The Mayor and Board next considered and discussed the contract with Bridgers, Goodman, Baird & Clarke, PLLC for the audit for the year ending September 30, 2021. By law, the Town of Tunica is required to have an annual audit. Additionally, with the various federal funds the Town will receive, a single audit will be needed. Bridgers, Goodman, Baird & Clarke, PLLC are experienced in public auditing, have previously audited the Town of Tunica, and are on the list of approved auditors by the State Auditor. Alderman Pierce moved to approve the contract with Bridgers, Goodman, Baird & Clarke, PLLC for the year ending September 30, 2021, and moved that Mayor Dulaney be authorized and directed to execute and deliver the engagement contract for and on behalf of the Town of Tunica. Alderman Fyfe seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted.

APPENDIX G – LETTER OF ENGAGEMENT FOR FY 2021 AUDIT

The Mayor and Board of Alderman for the Town of Tunica received the fully executed Addendum to the Video Service Agreement with AT&T. This agreement was previously approved by the Board. It has now been executed by AT&T.

APPENDIX H – FULLED EXECUTED COPY OF AGREEMENT WITH AT&T

The Mayor and Board of Alderman next considered and discussed the holiday proclamation as declared by the Governor of the State of Mississippi. Alderman Turner moved to approve the holiday proclamation as declared by the Governor with the Town of Tunica to take the Friday after Thanksgiving as a holiday as well as December 23, 2021. Alderman Hartsfield seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted.

APPENDIX I – 2021 HOLIDAY PROCLAMATION

The Mayor and Board of Aldermen of the Town of Tunica next considered and discussed travel request for the Mayor, Board of Alderman, Town Clerk, and Town Attorney to attend the MML Mid-Winter Conference January 11-13, 2022 in Jackson, MS. Alderman

Hartsfield moved to approve travel request as presented. Alderman Turner seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted.

The Mayor and Board of Aldermen next considered holding an Executive Session, as authorized pursuant to Section 25-41-7, Mississippi Code of 1972, as amended. Alderman Fullilove moved that a closed determination be held to discuss whether an executive session is needed to be held and is appropriate. Alderman Fyfe seconded the motion. Thereupon, the matter was put to a vote with the results as follows: Alderman Turner, yea; Alderman Hartsfield, yea; Alderman Fyfe, yea; Alderman Fullilove, yea; and Alderman Pierce, yea. The matter having received the majority affirmative vote of the Board of Aldermen of the Town of Tunica, the Mayor declared the motion carried and the Mayor and Board held a closed determination on the issue of whether an executive session is necessary. Mayor Dulaney stated that the purpose for holding the executive session would be to discuss the position for Chief of Police (and possibly hiring a specific individual) and considering possible acquisition of real property (See 25-41-7(4)(a)) (the “Executive Session Matter”).

Based on this, Alderman Pierce moved that the Mayor and Board of Aldermen hold an executive session to discuss, consider and act on the Executive Session Matter. Alderman Fullilove seconded the motion. The matter was put to a vote with the result as follows: Alderman Turner, yea; Alderman Hartsfield, yea; Alderman Fyfe, yea; Alderman Fullilove, yea; and Alderman Pierce, yea. The matter having received the majority affirmative vote of the Board of Aldermen of Tunica, the Mayor declared the same carried and the Board entered executive session to consider the Executive Session Matters. Present during the executive session were the Mayor, all members of the Board of Aldermen, Town Clerk Pennock, and Town Attorney Ryals.

During the executive session, the Executive Session Matter was discussed. No action was taken. Kevin Hatton was present during part of the executive session.

Following the discussion, Alderman Fyfe moved to leave executive session. Alderman Hartsfield seconded the motion. The matter was put to a vote with the result follows: Alderman Turner, yea; Alderman Hartsfield, yea; Alderman Fyfe, yea; Alderman Fullilove, yea; and Alderman Pierce, yea. The matter having received the majority affirmative vote of the Board of Aldermen of Tunica, the Mayor declared the same carried and the Board ended the executive session and returned to open meeting. Mayor Dulaney announced that no action was taken during executive session.

With no other business, Alderman Pierce moved to adjourn the meeting. Alderman Fullilove seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Aldermen present, the Mayor declared the same carried and adopted, and the meeting adjourned at 4:35 p.m. this 2nd day of November 2021.

Andrew T. Dulaney, Mayor

ATTEST:

Kate Scott Pennock, Town Clerk

APPENDIX A – ATTENDANCE SHEET

APPENDIX B – OCTOBER CLAIMS

APPENDIX C – PUBLIC NOTICE FOR PUBLICATION & POSTING

APPENDIX D – 2022 INSURANCE PROPOSAL

APPENDIX E – LEASE AGREEMENT WITH TUNICA NUTRITION

APPENDIX F – FY 2020 AUDIT REPORT

APPENDIX G – LETTER OF ENGAGEMENT FOR FY 2021 AUDIT

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