

REGULAR FIRST TUESDAY DECEMBER 2022, MEETING
OF THE MAYOR AND BOARD OF ALDERMEN

BE IT REMEMBERED that Tuesday, December 6, 2022, 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	Absent
Town Clerk Kate Scott Pennock	Present
Town Attorney Richard W. Ryals, II	Present
Police Chief Kevin Hatton	Absent
Operations Manager Thomas J. Robinson, III	Present
Public Works Supervisor Reggie Griffin	Present
Town Chaplain Danny Smith	Absent
*Via telephone – as indicated.	

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. In Mr. Smith's absence, Alderman Fyfe led in prayer.

The Board considered the minute from the November 15, 2022, meeting. Alderman Hartsfield moved to approve the minutes as written and previously provided to the Board of Aldermen. 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.

The Board then considered the claims for November 2022. It was noted that a summary of the claims was previously provided to 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 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 B – NOVEMBER CLAIMS

APPOINTMENTS:

The Board next had an appointment with William Franklin from the PATH Group to discuss the street lighting in Town. Mr. Franklin reviewed his proposal with the Board and discussed the potential cost savings. Mr. Franklin reviewed how his proposal would work in order for the Town to acquire the current street lights and then have new LED lights installed. Following the presentation and questions, Mr. Franklin was thanked for his time.

APPENDIX C – PRESENTATION OF PATH BY WILLIAM FRANKLIN

Following Mr. William's presentation, Alderman Turner left the meeting due to a conflict with another meeting.

REPORTS:

- Police Report: Officer Keith Smith reported for Police Chief Hatton. Chief Hatton is on vacation. Mr. Smith provided the Board with a review of the current issues. Following a review of the report, Officer Smith was thanked for the information.
- Public Works: Mr. Robinson and Mr. Griffin gave the Board an overview of the recent activities for the water/sewer department and public works department. Following the updates, each were thanked for the information.

The Mayor and Board next considered and discussed approving the annual hardware and software contract from BBI, Inc. for 2023. The contracts include technical support and back up of server. The contract(s) have been adjusted as needed based on changes in equipment and needs. Following a brief discussion, Alderman Fyfe moved to receive and approve the annual hardware and software contracts from BBI, Inc. for 2023, and authorized and directed Andrew Dulaney or Kate Scott Pennock to execute and deliver the contracts 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 D – 2023 BBI HARDWARE & SOFTWARE CONTRACT

The Mayor and Board of Aldermen next considered and discussed the funding request from the Tunica County Airport Commission for the \$25,000 of funding appropriated for the Airport for

fiscal year 2023, and Andrew Dulaney and Kate Scott Pennock (Mayor and Clerk) are authorized to sign and deliver a check making said payment. Alderman Hartsfield moved to approve the funding request from Tunica County Airport Commission for the approved budget amount of \$25,000.00. 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 E – TUNICA AIRPORT COMMISSION FUNDING REQUEST

The Board of Alderman next discussed and considered applying for a grant through the MCWI Grant Program being administered by the Mississippi Department of Environmental Quality (MCWI Grant). The Board previously applied for a MCWI Grant and it was not awarded. This would be a similar application for round 2 of the MCWI Grant program. The Board discussed the criteria for the grant and potential uses for the funds. Based on the guidelines, it appears that the Town will be entitled to/eligible for a grant of approximately \$424,000 (two times the amount the Town's ARPA funds). There is need for the funding for the Town to upgrade and replace old waterline in Town. If the Town is successful, it would have approximately \$616,000 of funds available for the Project. Alderman Hartsfield moved that the Town authorize and approve filing of a grant application for a MWCI Grant (round 2) and that Andrew T. Dulaney and Kate Scott Pennock, Mayor and Clerk, respectively, be authorized to execute and deliver a grant application and all related documents on behalf of the Town, and to hold and conduct all public hearings concerning the same. Alderman Fullilove seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Alderman present, the Mayor declared the same carried and adopted.

The Board of Aldermen were advised that Tunica County is considering a county wide mosquito spraying program. Mayor Dulaney advised that Dr. Billy Willis, Tunica County Administrator, contacted him concerning the program. The Town will work to coordinate its mosquito spraying program to enhance any activities of the County inside the Town's corporate limits. Following the discussion, no action was taken.

The Board of Aldermen next discussed the purchase of 3 SCADA control systems. These are proposed to be installed on three of the Town's pump stations. Currently, the Town's water wells/tanks for electronic monitoring. The Town is now working to have its major sewer infrastructure equipped with electronic monitoring. The price for all three will be in excess of \$5,000 and generally would require two written quotes/bids. However, the equipment is sole source. Mr. Robinson has a copy of the sole source letter. Additionally, he has advised the Town's auditor of the issue and understands that with Board approval, the items can be purchased without two quotes. Following the discussion, Alderman Hartsfield moved that the

Board approve the purchase of three Lift Station Watch Dogs from Control Systems, Inc. at a cost of \$2,650 each, understanding that these are sole source items. A copy of the quote and sole source letter shall be included with the minutes. Alderman Fyfe seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Alderman present, the Mayor declared the same carried and adopted.

APPENDIX F – INVOICE FROM CONTROL SYSTEMS, INC. & SOLE SOURCE LETTER

The Board of Aldermen next discussed the condition of the tennis courts. The tennis courts are currently in a state of disrepair with the fence falling down, cracks in the concrete, etc. Mayor Dulaney advised that he has a rough estimate to have the courts repaired. Depending on the system used, the estimated cost will be between \$32,000 and \$42,000. The Town is considering various grants which might help offset up to 50% of the cost. However, it could be up to two years before the grants are applied for, received and work is able to start. Given this, Alderman Fyfe moved that the Town proceed with having two competitive quotes received for the proposed work and the lowest and best proposal/bid be presented to the Board for consideration such that, hopefully, the courts can be resurfaced and repaired before Spring. Alderman Fullilove seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Alderman present, the Mayor declared the same carried and adopted.

The Board of Alderman next consider the uniform contract for the Town. Based on checking recent pricing, the Town can save money by changing uniform companies. After a discussion of the pricing, Alderman Fullilove moved that the current contract with Unifirst be terminated and that Town contract with Cintas for uniforms as well as two first aid stations. Information relating to the change(s) is included with the minutes. Alderman Hartsfield seconded the motion. Thereupon, the matter was put to a vote and the same having received the unanimous affirmative vote of all Alderman present, the Mayor declared the same carried and adopted.

APPENDIX G – CINTAS PRICING AND INFORMATION

The Mayor and Board next discussed and considered the following official travel requests:

- Mary Evelyn Watson – MS Assn Code Enforcement Day Session – Tupelo, MS - February 17, 2023

Following a discussion of the travel and a finding that the best interest of the Town will be served and benefited from the educational opportunities afforded to the those traveling, Alderman Fyfe moved that the reference travel request be approved. And, to the extent requested, a travel advance shall be made as authorized by law. 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.

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 Hartsfield seconded the motion. Thereupon, the matter was put to a vote with the results as follows: Alderman Turner, absent; Alderman Hartsfield, yea; Alderman Fyfe, yea; Alderman Fullilove, yea; and Alderman Pierce, absent. 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 possible acquisition of real property, namely the Tate Log Cabin as well certain property for the walking trail, and to discuss employee issues relating to hiring a new police officer and two employees in the public works/utility departments (the "Executive Session Matter").

Based on this, Alderman Fyfe moved that the Mayor and Board of Aldermen hold an executive session to discuss, consider and act on the Executive Session Matter. Alderman Hartsfield seconded the motion. The matter was put to a vote with the result as follows: Alderman Turner, Absent; Alderman Hartsfield, yea; Alderman Fyfe, yea; Alderman Fullilove, yea; and Alderman Pierce, absent. 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, Board attorney and all members of the Board of Aldermen.

During the executive session, the Executive Session Matter was discussed and acted on as follows:

1. Edward Mitchell: The Board first discussed hiring Edward Mitchell as a part time police officer. Mr. Mitchell has been interviewed by the Chief. He previously worked for the Tunica County Sheriff's Department and has worked with the current Town officers as part of his County employment. Mr. Mitchell will be hired as a part-time employee. Alderman Fyfe moved that Mr. Mitchell be hired as a patrol officer at an hourly rate of pay of \$19.00 per hour. He will be part time. 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.
2. Devanta Robinson: The Board of Aldermen next discussed the employment of Mr. Robinson. Mr. Robinson has recently been moved from the sanitation department to the water/sewer department. Mr. Robinson has expressed an interest in participating in the Mississippi Rural Water Association's apprenticeship program. Through this program, the Town can help Mr. Robinson become a licensed operator. The program has had great success in other areas. Mr. Robinson will have to have 4,000 hours of training on the job and will have 288 hours of classroom work. If the Town approves and authorizes Mr. Robinson's participation, the Town will be expected to increase Mr. Robinson's salary as he meets various milestones of the program. After a discussion of the matter, Alderman Fyfe moved that the Town approve and authorize participating in the Mississippi Rural

Water Association Apprenticeship Program with Mr. Robinson being enrolled. 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.

3. Trentiss Gordon: Mayor Dulaney advised the Board that Mr. Gordon has submitted his documentation to PERS in order that he can start drawing his retirement. Mr. Gordon has approximately 31 personal days. He will take these so that his last day with the Town will be approximately January 17, 2023. This is a Board meeting day. The Town will host a reception following the Board meeting to thank Mr. Gordon for his years of service to the Town.
4. Tate Log Cabin: The Board was advised that the Tunica County Museum, Inc. has executed a deed to the Town of Tunica conveying what is commonly known as the Tate Log Cabin to the Town. After a discussion of the property, Alderman Hartsfield moved that the Town accept the deed from the Museum and that the deed be recorded in the Chancery Clerk's office of Tunica County, Mississippi. The property will be included on the Town's insurance. 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.
5. Wilson/Planters Property for the walking/bike trail: The Board was advised that Mr. Ryals has been working on right of way acquisition for the walking/bike trail. Several of the landowners have indicated a desire to donate their property to the Town for the project. After a discussion of the property, Alderman Fyfe moved that the Town accept deed(s) from any individual who would like to donate property to the Town for the walking path/bike trail. An appraisal will be performed by the Town and provided to the landowners at a later time. 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.

Following the discussion, Alderman Hartsfield moved to leave executive session. Alderman Fyfe seconded the motion. The matter was put to a vote with the result follows: Alderman Turner, absent; Alderman Hartsfield, yea; Alderman Fyfe, yea; Alderman Fullilove, yea; and Alderman Pierce, absent. 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 the actions taken during executive session.

With no other business, Alderman Hartsfield moved to adjourn the meeting. 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, and the meeting adjourned this 6th day of December 2022.

Andrew T. Dulaney, Mayor

ATTEST:

Kate Scott Pennock, Town Clerk

APPENDIX A – ATTENDANCE SHEET

APPENDIX B – NOVEMBER CLAIMS

APPENDIX C –

APPENDIX D

APPENDIX E –

APPENDIX F