

REGULAR FIRST TUESDAY APRIL 2023, MEETING
OF THE MAYOR AND BOARD OF ALDERMEN

BE IT REMEMBERED that Tuesday, April 4, 2023, 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	Absent
Public Works Supervisor Reggie Griffin	Present
Town Chaplain Danny Smith	Present
*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. Mr. Smith led in prayer.

The Board considered the minutes from the March 21, 2023, meeting. Alderman Pierce 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 March 2023. 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: MARCH CLAIMS

The Mayor and Board next had an appointment with Kim Patton. Ms. Patton expressed concern over the number of dogs living at the neighbor's house. Ms. Patton advised that the neighbor's dogs have gotten out of the fence on several occasions and attacked her dog. Ms. Patton was advised that the matter is scheduled to be heard in Municipal Court. Ms. Patton had a copy of the police report. The matter will be looked into and the Board will follow up with Ms. Patton. Ms. Patton was thanked for her appearance before the Board.

OLD BUSINESS: None.

REPORTS:

- Police Report: Police Chief Hatton reported on the most recent activity and discussed various issues. Chief Hatton continues to seek out new employees. Following a review of the report, Chief Hatton was thanked for the information.
- Public Works: Mr. Robinson is out of Town for a conference. Mr. Griffin gave the Board an overview of the recent activities for the public works department including an overview of the storm damage. Mr. Griffin was thanked for the information.
- Tunica Main Street: Laura Withers reported on Main Street activities. Ms. Withers updated the Board on the recently held Spring Shopping Social. Two new businesses have opened – Bash Fitness and the Tunica Events Building. Both have been very well received. Tunica Main Street has a new website and all Board members were invited to view it at: www.tunicamainstreet.com. Ms. Withers updated the Board on the River Gate Festival and the plans that are underway. As part of the discussion, Mayor Dulaney advised the Board that he has had a discussion with Mr. Barker. Mr. Barker has individuals lined up to repair the bricks on the building on Main Street. Once this is done, it will address the current concern of the Town relating to the condition of the same. Ms. Withers was thanked for the report.

The Mayor and Board next discussed the Delta Regional Authority (DRA) Beatline Road Project (the "Project"). The Board was advised that the final pay applications have been received. A copy was provided for the Board's review and consideration. The Project is complete. The engineer has received lien releases from the contractor and subcontractors. Based on the information, it was received that the final pay applications be approved and the Project closed out. Following a discussion of the information and Project, Alderman Fyfe moved that the Board authorize and approve the final pay applications, authorize and approve the Town making the required payment(s) to pay the contractor and engineering for the final work, upon the final payment and

reimbursement from DRA that the Project be deemed closed and finalized, and that Andrew Dulaney and Kate Scott Pennock, Mayor and Clerk, be authorized to execute and deliver all final documents necessary to close out the Project including, but not limited to, obtaining reimbursement from DRA, and to make the final payment(s). 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 C: PAY APPLICATIONS FOR DRA PROJECT CLOSE OUT

The Mayor and Board next discussed the final appointment to the senior citizen committee. Alderman Pierce requested that Tarika Harris be designated/appointed as the representative for Ward 5. Alderman Turner moved that the requested be approved and that Tarika Harris be appointed as the designee for Ward 5. 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 next discussed the position of Chief of Police. Chief Hatton has announced that he is retiring effective May 31, 2023. Mayor Dulaney previously provided each Board member with a proposed Position Description to be used to hire the next Chief. Following a discussion of the same, Alderman Hartsfield moved that the Board authorize and approve using the Position Description in substantially the form and substance as previously provided to the Board to hire a Chief of Police. 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 D: POSITION DESCRIPTION – CHIEF OF POLICE

The Mayor and Board next discussed various proposals for two separate tree cutting projects, for mulching the parks and other areas and for grass cutting. Only one proposal was received for mulching services so it was not opened. Three proposals were received for each of two tree cutting projects and two proposals were received for the grass cutting project. After a brief discussion, Alderman Fyfe moved that the bid of Have-Saw-Will-Travel be accepted as it was the lowest proposal (\$4,999) for the Veteran's Park/Walking Park/Post Office Area and (\$1,399) for the North Court Street project, and the bid of Jeff Bailey be accepted for the grass cutting. 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: PROPOSALS RECEIVED FOR VARIOUS PROJECTS

The Mayor next discussed an amendment to the TPG Service Agreement which is the agreement with the Town's for credit card processing. Ms. Pennock explained that the proposal is an amendment to the current agreement to allow for customers to pay utility deposits and other fees (other than usage fees which are already included). The fee will be charged to the customer and is 3% with a minimum of \$0.95. After a discussion of the proposal, Alderman Turner moved that the proposal be accepted and approved, and that Andrew Dulaney, Mayor, be authorized to execute and deliver the proposed amendment. 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 F: AMENDMENT TO TPG SERVICE AGREEMENT

No action was taken with regard to the fire department facility. When more information is available, the Board will be updated.

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

- Chris Cheslock, Mississippi Command College, Oxford, MS July 9-14, 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 Hartsfield moved that the reference travel request be approved. And, to the extent requested, a travel advance shall be made as authorized by law. 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 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 Turner moved that a closed determination be held to discuss whether an executive session is needed to be held and is appropriate. Alderman Pierce 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 hiring an individual as Chief of Police (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, Board attorney, Clerk and all members of the Board of Aldermen.

During the executive session, the Executive Session Matter was discussed. Alderman Turner moved that the Board authorize and approve the appropriate action being taken in order that Chief Hatton's firearm can be presented to him in recognition of his years of service and his retirement from law enforcement. If any consideration is required to be paid, it will be paid. 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.

Following the discussion, Alderman Pierce moved to leave executive session. Alderman Fyfe 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 the actions 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 this 4th day of April 2023.

Andrew T. Dulaney, Mayor

ATTEST:

Kate Scott Pennock, Town Clerk

APPENDIX A:	ATTENDANCE SHEET
APPENDIX B:	MARCH CLAIMS
APPENDIX C:	PAY APPLICATIONS FOR DRA PROJECT CLOSE OUT
APPENDIX D:	POSITION DESCRIPTION – CHIEF OF POLICE
APPENDIX E:	PROPOSALS RECEIVED FOR VARIOUS PROJECTS
APPENDIX F:	AMENDMENT TO TPG SERVICE AGREEMENT