



BOARD OF ALDERMEN REGULAR MEETING

July 18, 2023

6:00 PM

Board Room • 119 W 8th Ave, Petal MS

MINUTES

CALL TO ORDER

Roll Call, Invocation, Pledge of Allegiance

PRESENT

Mayor Tony Ducker
 Alderman Drew Brickson
 Alderman Craig Bullock
 Alderman Mike Lott
 Alderman Blake Nobles
 Alderman Gerald Steele
 Alderman Craig Strickland via phone
 Alderman Steve Stringer

Invocation was offered by Blake Nobles.

Pledge of Allegiance was recited.

ADOPT AGENDA

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

CONSENT AGENDA

- Minutes - Regular Meeting of July 5, 2023
- Proof of Publication
 - Invitation to Propose - Solid Waste
- Privilege License Report - May 2023
- Privilege License Report - June 2023

Motion made by Alderman Stringer, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

PUBLIC COMMENT

Robin Robinson addressed the room as candidate for District 42 Senate.

Mary Draughn addressed the board regarding Wreaths Across America.

Hal Odom addressed the board regarding a leak at 301 Garden Lane.

Barbara Mauldin addressed the board regarding fluoride. and the proposed PUD on Corinth Rd.

Haskel & Cayla Camp Burns addressed the board regarding their water bill.

PROCLAMATIONS & RESOLUTIONS

Request to adopt Resolution regarding Federal Procurement Procedures.

Exhibit "A"

Resolution

Motion made by Alderman Stringer, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

BIDS — QUOTES

OLD BUSINESS

Request to adopt Ordinance 1975 (15-A1) regulating Fireworks in the city limits.

Motion to remove request.

Motion made by Alderman Nobles, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

GENERAL BUSINESS

Request to address the board regarding parking lot improvements at 210 W Central Ave.

Josh Kittrell addressed the board with wishes to remove grass islands and crepe myrtle trees from his parking lot.

Motion to allow the removal of the trees, but not grass islands.

Motion made by Alderman Bullock, Seconded by Alderman Stringer.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to pay Estimate #1 in the amount of \$184,932.13 to Jay Bearden Construction for Water Line Upgrades on W 7th Ave, Petal Dr, Hyland Dr, and Garden Lane per Shows, Dearman & Waits recommendation.

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to pay Estimate #4 in the amount of \$124,123.00 to Valley Construction for Soccer Fields per Shows, Dearman & Waits recommendation.

Motion made by Alderman Steele, Seconded by Alderman Stringer.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to pay Estimate #1 in the amount of \$154,326.31 to Grady Crawford Construction for Eastover Sewer per Shows, Dearman & Waits recommendation.

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to enter into agreement with Owens Business Machines for printers in dispatch and NCIC.

Motion made by Alderman Stringer, Seconded by Alderman Bullock.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to adjust water services billed to 205 Rosewood Dr in the amount of \$126.00 due to a leak.

Motion made by Alderman Stringer, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to accept the resignation of Katelyn Engh in the Water Dept effective July 28, 2023.

Motion made by Alderman Stringer, Seconded by Alderman Bullock.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to grant the following for property located at 208 Fairchild Dr. per the Planning commission recommendation

Variance for landscaped islands every twelve (12) spaces for parking lot

Special Exception to allow metal panels to be used for construction on the apartments

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Strickland, Alderman Stringer
Voting Nay: Alderman Nobles, Alderman Steele

Request to grant the following variances to property located at 408 McInnis St per the Planning Commission recommendation

2' Variance on W side

5.6' Variance on E side

5' Variance on lot width (55' required, 50' available)

Motion made by Alderman Stringer, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Strickland, Alderman Stringer

Voting Nay: Alderman Steele

Request to grant PUD Overlay Zoning with R-1 for property located on Corinth Rd, Parcel #3-031E-06-004.00 for new development - Magnolia Trails Subdivision per the Planning Commission recommendation.

Motion made by Alderman Nobles, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to accept the following per the Planning Commission recommendation.

Grant variance on curbing on the E side of the Driveway

Grant variance on landscaping requirements/landscaping plan

Motion made by Alderman Stringer, Seconded by Alderman Nobles.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

SEMINARS & TRAVEL

Request for Will Lewis and T J Burkhalter to attend SCBA Service Tech training in Horn Lake, MS on July 19-21, 2023. Total cost not to exceed \$800.00

Motion made by Alderman Stringer, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request for Casey Burges and Chris Shows to attend Fall Semester EMT @ PRCC Woodall Campus beginning July 18, 2023. Total cost: \$1,000.00 (Chief Hendry)

Motion made by Alderman Stringer, Seconded by Alderman Lott.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

ORDERS & ORDINANCES

Request to adopt order hiring Justin Yawn full time in the Police Dept at a rate of \$18.32 per hour effective July 19, 2023.

Order

Whereas the Mayor and Board of Aldermen
Deem it necessary to hire a full time
Police Officer

It is hereby ordered that Justin Yawn
Be hired full time as 1st Class Patrol at a
Rate of \$18.32 per hour effective
July 19, 2023

So ordered this the 18th day of July 2023

Motion made by Alderman Stringer, Seconded by Alderman Strickland.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman Strickland, Alderman Stringer

Request to adopt order hiring Tyler Walters full time in the Fire Dept at a rate of \$12.8205 per hour effective July 18, 2023.

Order

Whereas the Mayor and Board of Aldermen
Deem it necessary to hire a full time
Firefighter

It is hereby ordered that Tyler Walters
Be hired full time as 1st Firefighter at a
Rate of \$12.8205 per hour effective
July 18, 2023

So ordered this the 18th day of July 2023

Motion made by Alderman Strickland, Seconded by Alderman Steele.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele,
Alderman Strickland, Alderman Stringer

MAYOR'S REPORT

Sherry Lynn Dr repairs should start anytime.

CONSIDERATION OF COMMITTEE, COMMISSION AND BOARD MATTERS

LEGAL

Request to enter into Executive Session for pending litigation.

Motion to clear the room to determine the need for executive session.

Motion made by Alderman Nobles, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman
Strickland, Alderman Stringer

Motion to enter into executive session for pending litigation.

Motion made by Alderman Nobles, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman
Strickland, Alderman Stringer

Motion to adjourn executive session.

Motion made by Alderman Nobles, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman
Strickland, Alderman Stringer

No official action was taken in Executive Session.

Motion made by Alderman Nobles, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman
Strickland, Alderman Stringer

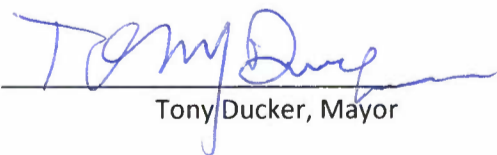
Motion to authorize Amy Heath to send a letter giving Bach Stabile a deadline of sixty (60) days to submit
required documents for property at 106 Stevens St.

ADJOURN

Motion made by Alderman Nobles, Seconded by Alderman Brickson.

Voting Yea: Alderman Brickson, Alderman Bullock, Alderman Lott, Alderman Nobles, Alderman Steele, Alderman
Strickland, Alderman Stringer




Tony Ducker, Mayor

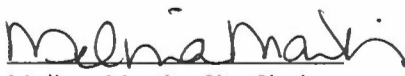

Melissa Martin, City Clerk

Exhibit "A"

Resolution

Adopting Federal Procurement Procedures

The City of Petal will follow the procedures outlined below in the procurement of third-party construction contracts for all projects funded by Federal Awards in accordance with 2 CFR 200.318(a) – 200.318(j)(2) CFR Procurement Standards:

The non-Federal entity must have and use documented procurement procedures, consistent with State, local, and tribal laws and regulations and the standards of this section, for the acquisition of property or services required under a Federal award or subaward. The non-Federal entity's documented procurement procedures must conform to the procurement standards identified in §§ 200.317 through 200.327.

(b) Non-Federal entities must maintain oversight to ensure that contractors perform in accordance with the terms, conditions, and specifications of their contracts or purchase orders.

(c) (1) The non-Federal entity must maintain written standards of conduct covering conflicts of interest and governing the actions of its employees engaged in the selection, award and administration of contracts. No employee, officer, or agent may participate in the selection, award, or administration of a contract supported by a Federal award if he or she has a real or apparent conflict of interest. Such a conflict of interest would arise when the employee, officer, or agent, any member of his or her immediate family, his or her partner, or an organization which employs or is about to employ any of the parties indicated herein, has a financial or other interest in or a tangible personal benefit from a firm considered for a contract. The officers, employees, and agents of the non-Federal entity may neither solicit nor accept gratuities, favors, or anything of monetary value from contractors or parties to subcontracts. However, non-Federal entities may set standards for situations in which the financial interest is not substantial or the gift is an unsolicited item of nominal value. The standards of conduct must provide for disciplinary actions to be applied for violations of such standards by officers, employees, or agents of the non-Federal entity.

(2) If the non-Federal entity has a parent, affiliate, or subsidiary organization that is not a State, local government, or Indian tribe, the non-Federal entity must also maintain written standards of conduct covering organizational conflicts of interest. Organizational conflicts of interest means that because of relationships with a parent company, affiliate, or subsidiary organization, the non-Federal entity is unable or appears to be unable to be impartial in conducting a procurement action involving a related organization.

(d) The non-Federal entity's procedures must avoid acquisition of unnecessary or duplicative items. Consideration should be given to consolidating or breaking out procurements to obtain a more economical purchase. Where appropriate, an analysis will be made of lease versus purchase alternatives, and any other appropriate analysis to determine the most economical approach.

(e) To foster greater economy and efficiency, and in accordance with efforts to promote cost-effective use of shared services across the Federal Government, the non-Federal entity is encouraged to enter into state and local intergovernmental agreements or inter-entity agreements where appropriate for procurement or use of common or shared goods and services. Competition requirements will be met with documented

procurement actions using strategic sourcing, shared services, and other similar procurement arrangements.

(f) The non-Federal entity is encouraged to use Federal excess and surplus property in lieu of purchasing new equipment and property whenever such use is feasible and reduces project costs.

(g) The non-Federal entity is encouraged to use value engineering clauses in contracts for construction projects of sufficient size to offer reasonable opportunities for cost reductions. Value engineering is a systematic and creative analysis of each contract item or task to ensure that its essential function is provided at the overall lower cost.

(h) The non-Federal entity must award contracts only to responsible contractors possessing the ability to perform successfully under the terms and conditions of a proposed procurement. Consideration will be given to such matters as contractor integrity, compliance with public policy, record of past performance, and financial and technical resources. See also § 200.214.

(i) The non-Federal entity must maintain records sufficient to detail the history of procurement. These records will include, but are not necessarily limited to, the following: Rationale for the method of procurement, selection of contract type, contractor selection or rejection, and the basis for the contract price.

(j) (1) The non-Federal entity may use a time-and-materials type contract only after a determination that no other contract is suitable and if the contract includes a ceiling price that the contractor exceeds at its own risk. Time-and-materials type contract means a contract whose cost to a non-Federal entity is the sum of:

(i) The actual cost of materials; and

(ii) Direct labor hours charged at fixed hourly rates that reflect wages, general and administrative expenses, and profit.

(2) Since this formula generates an open-ended contract price, a time-and-materials contract provides no positive profit incentive to the contractor for cost control or labor efficiency. Therefore, each contract must set a ceiling price that the contractor exceeds at its own risk. Further, the non-Federal entity awarding such a contract must assert a high degree of oversight in order to obtain reasonable assurance that the contractor is using efficient methods and effective cost controls.

The above and foregoing Resolution, having been first reduced to writing, was introduced by Alderman Bullock, seconded by Alderman Stringer, and adopted by the following roll call vote:

Those present and voting "Aye"

Alderman Drew Brickson
Alderman Craig Bullock
Alderman Mike Lott

Alderman Blake Nobles
Alderman Gerald Steele
Alderman Craig Strickland
Alderman Steve Stringer

The Mayor thereby declared the motion carried and the Resolution adopted, this the 18th day of July, A.D. 2023.

THE CITY OF PETAL
INCORPORATED
SEAL
APRIL 6, 1974
PETA
Melissa Martin, City Clerk

APPROVED

Tony Duckert
Mayor, Tony Duckert

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