

**STATE OF MISSISSIPPI
COUNTY OF PEARL RIVER
CITY OF POPLARVILLE**

BE IT REMEMBERED that the Mayor and Board of Aldermen of the City of Poplarville, Pearl River County, Mississippi, met in said city at 5:00 p.m. on Tuesday, the 19th day of October, 2021, with the following officials present in the Board Room: Mayor Louise Smith, Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr. and Alderman Byron L. Wells.

City Clerk Jane O'Neal and City Attorney Gregory Holcomb were also present in the Board Room.

Fire Chief Jason Bannister was present in the Board Room. Police Chief Daniel L. Collier was absent until 5:22 p.m. Public Works Superintendent Sam Hale and Code Enforcement Officer Kolby Davis were absent from the meeting.

Alderman Byron L. Wells opened the meeting with prayer, and Mayor Louise Smith recited the Pledge of Allegiance to the Flag.

A media representative was invited to the meeting to report the proceedings in the local newspaper, and was present in the Board Room. The meeting was livestreamed on Facebook.

ADOPTION OF THE AGENDA AS PRESENTED

Upon motion by Alderman Daniel H. Brown and second by Alderman Bobby Nestle, the Board voted to adopt the agenda as presented. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

APPROVAL OF OCTOBER 5, 2021 MINUTES: REGULAR MEETING

Upon motion by Alderman Daniel H. Brown and second by Alderman Bobby Nestle, the Board voted to approve the circulated Minutes of the Regular Meeting held on October 5, 2021. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

EXTENSION OF EMERGENCY PROCLAMATION DECLARATION THE EXISTENCE OF A LOCAL EMERGENCY RELATED TO THE COVID-19 PANDEMIC TO REMAIN IN EFFECT

Pursuant to Miss. Code Ann. Section 33-15-17, as amended, the Mayor and Board of Aldermen shall review its March 17, 2020, Emergency Proclamation that declared the existence of a local emergency related to the COVID-19 pandemic. Upon motion by Alderman Daniel H. Brown and second by Alderwoman Anne Gendusa Smith the Board voted to extend the current Emergency Declaration until the next regularly-scheduled meeting on November 2, 2021, at which time it will again be reviewed by the Board of Alderman. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

CLAIMS DOCKET

Upon motion by Alderman Daniel H. Brown and second by Alderman Bobby Nestle, the Board voted to approve the Claims Docket in the amount of \$120,915.33. A copy of the Claims Docket is attached hereto. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

CHAMBER OF COMMERCE ANNUAL AWARDS LUNCHEON

The Chamber of Commerce Annual Awards Luncheon was held on this date. The Mayor recognized the City employees honored at the luncheon:

- All of the Publics Works department employees were recognized as the City's Employees of the Year.
- Firefighter Joshua Stockstill was recognized as the Fire Department's Employee of the Year.
- Police Officer Ashley Lambert was recognized as the Police Department's Employee of the Year.

TAKEN UNDER ADVISEMENT - DISTRICT 9 REGIONAL HAZARD MITIGATION PLAN

The District 9 Regional Hazard Mitigation Plan will expire September 25, 2022. Per FEMA regulations, it is required that all Hazard Mitigation plans be reviewed, updated and resubmitted to FEMA for approval within 5 years. MEMA is beginning the update process for the District 9 Plan. There was a request for City of Poplarville to participate and return a participation letter and designation letter. Alderman Daniel H. Brown initially made a motion to approve the request for a participation letter, but later withdrew that motion, and then made another motion to take the matter under advisement until November 2, 2021. That motion was seconded by Alderman Bobby Nestle. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

POLICY - PUBLIC COMMENT AND INPUT FROM CITIZENS

The Mayor distributed copies of the current policy regarding "Public Comment and Input from Citizens". No action taken.

CITY HALL OPENED FOR REGULAR BUSINESS

Upon motion by Alderman Bobby Nestle and second by Alderman Daniel H. Brown, the Board voted to unlock City Hall and return to a pre-pandemic normal work schedule, 8:00 a.m. – 5:00 p.m. for all employees as outlined in the Policy of the Board of Aldermen of the City of Poplarville captioned "Hours of Work", starting November 1, 2021. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

5:22 p.m.: Police chief Daniel L. Collier entered the meeting.

MS. VIOLINE JORDAN REAPPOINTED TO ANOTHER FIVE-YEAR TERM TO REPRESENT THE CITY ON THE POPLARVILLE SCHOOL DISTRICT'S SCHOOL BOARD

Ms. Violine Jordan has served as an appointed member of the Poplarville School District's School Board, representing the City of Poplarville, since January, 2002. Her current five-year term will end on December 31, 2021, and she requested to continue to serve. Upon motion by Alderman Daniel H. Brown and second by Alderman Bobby Nestle, the Board voted to reappoint Ms. Violine Jordan to the Poplarville School District's School Board, for a five-year term, January 1, 2022-December 31, 2026. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

PUBLIC WORKS DEPARTMENTAL REPORT

Superintendent Hale was absent from the meeting.

The Walker Associates, PLLC, represented by Jason Lamb, Engineer, previously discussed the projects below, and discussions continued regarding setting priorities for street maintenance as it relates to planning and funding. No action was taken.

- North Main Street -- Sewer Trench Failure
- North Jackson Street -- Failed Culvert Requiring Replacement
- W. North Street -- Failed Sidewalk at Box Culvert
- Asphalt Paving and Maintenance (City-wide)
- Automated Meter Readers (All connections)
- Water System Improvements - HWY 26 West
- Water System Improvements -- Buck Kirkland at HWY 53
- Water System Improvements – Old Wiggins HWY

HIRE HUNTER D. SISTRUNK AS LABORER – STREETS

This item required no further action as the applicant declined the offer of employment.

FIRE DEPARTMENT'S DEPARTMENTAL REPORT

Fire Chief Bannister will provide an overview of recent work activity.

TAKEN UNDER ADVISEMENT: FIREFIGHTER ASSISTANCE GRANT CONTRACT

Upon motion by Alderman Kevin L. Tillman, Sr., and second by Alderman Bobby Nestle, the Board voted to take under advisement the Fire Chief's request for authorization to engage JMCM Consulting to prepare a project plan and application for the Assistance to Firefighter Grant Program. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

REMOVED FROM THE AGENDA: INTERLOCAL AGREEMENT WITH THE PEARL RIVER COUNTY BOARD OF SUPERVISORS REGARDING FIRE PROTECTION FOR LANDLOCKED AREAS WITHIN THE CITY

On August 17, 2021, the Board of Aldermen authorized the Fire Chief to enter into an interlocal agreement with the Pearl River County Board of Supervisors regarding fire protection for landlocked areas within the City. The City has been awaiting the document(s) for review, and final approval. This item was removed from the agenda, as no further action will be taken.

TAKEN UNDER ADVISMENT: CONTRACT FOR FIRE PROTECTION SERVICE

Upon motion by Alderman Kevin L. Tillman, Sr. and second by Alderman Daniel H. Brown, the Board voted to take under advisement the proposed contract between the Pearl River County Board of Supervisors, as the governing authority of Pearl River County, and as the governing authority of the Poplarville Fire Protection Grading District, hereinafter referred to, respectively, as “County”. Poplarville Fire Grading District,” and the City of Poplarville, hereinafter referred to as “City,” for the express purpose of providing fire protection services, and other emergency services as may be a necessary and integral part of fire protection services, to Pearl River County in certain areas. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

POLICE DEPARTMENT’S DEPARTMENTAL REPORT

Police Chief Collier will provide an overview of recent work activity.

STATE OF MISSISSIPPI DEPARTMENT OF PUBLIC SAFETY, DIVISION OF PUBLIC SAFETY PLANNING, MS JUSTICE ASSISTANCE GRANT (JAG) GRANT AWARD

Upon motion by Alderwoman Anne Gendusa Smith and second by Alderman Byron L Wells, the Board voted to authorize the Mayor, the Police Chief, and the City Clerk to execute the documents, as required, for Project Number 20LB3251/Federal Grant Number 2020-MU-BX-0053. The Federal source of funds is \$3,723.00, and the City’s portion is \$1,241.00, resulting in a total program budget of \$4,964.00. A copy of the main grant documents is attached hereto. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

ACKNOWLEDGE FINANCIAL REPORT

Upon motion by Alderman Daniel H. Brown and second by Alderman Bobby Nestle, the Board voted to acknowledge receipt of the Revenue and Expenditures Report for the month of September, 2021, as submitted by the City Clerk. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

PRIVILEGE LICENSE REGISTER

Upon motion by Alderwoman Anne Gendusa Smith and second by Alderman Bobby Nestle, the Board voted to approve the Privilege License Register for the month of September, 2021. A copy is attached hereto. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

PAYROLL REPORT

Upon motion by Alderman Daniel H. Brown and second by Alderman Bobby Nestle, the Board voted to approve payroll expenditures of \$111,014.48 for the month of September, 2021. A copy is attached hereto. The vote was as follows:

- Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
- Those Voting Nay: None
- Those Not Voting: None
- Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

**MISSISSIPPI MUNICIPAL COURT CLERK’S ASSOCIATION
CERTIFICATE OF ATTENDANCE**

Upon motion of Alderman Daniel H. Brown and second by Alderman Byron L Wells, voted to acknowledge receipt of Municipal Court Clerk Jourdan Smith’s Certificate of Attendance for attending and completing the 2021 Mississippi Municipal Court Clerk Conference, conducted by the University of Mississippi Law Center’s Mississippi Judicial College, July 26-27, 2021, and to authorize the certificate to be spread upon the minutes. The vote was as follows:

- Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
- Those Voting Nay: None
- Those Not Voting: None
- Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

2022-2023 DEPOSITORY BID AUTHORIZED

Upon motion of Alderman Bobby Nestle and second by Alderman Daniel H. Brown, the Board voted to authorize the City Clerk to advertise for depository bid proposals from qualified financial institutions that have been certified by the Mississippi State Treasurer as meeting the requirements of Section 27-105-315 of the Mississippi Code annotated to serve as municipal depository as required by Section 27-105-305 to hold municipal funds. The notice to bidders will be published in The Poplarville democrat on October 28, 2021. Once awarded, the term is for two years. The deadline for submitting bids is Wednesday, December 1, 2021, at 5:00 p.m. The vote was as follows:

- Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
- Those Voting Nay: None
- Those Not Voting: None
- Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

ACKNOWLEDGE DEPARTMENTAL REPORTS

Upon motion of Alderman Kevin L. Tillman, Sr. and second by Alderman Bobby Nestle, the Board voted to acknowledge the Departmental Reports. The vote was as follows:

- Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
- Those Voting Nay: None
- Those Not Voting: None
- Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

EVENT REQUEST: TRIUMPH MISSIONARY BAPTIST CHURCH

Upon motion of Alderman Bobby Nestle and second by Alderman Byron L Wells, the Board voted to approve the request made by Triumph Missionary Baptist Church has requested approval to conduct a “5th Sunday Church Service” 11:00 a.m. to 4:00 p.m. on October 31, 2021, at the Town Green/City Square Park. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

**MOTION TO ENTER CLOSED SESSION
TO CONSIDER THE NEED FOR AN EXECUTIVE SESSION
RE: POTENTIAL LITIGATION AND
THE MAYOR'S REQUEST FOR UNLIMITED ACCESS TO ALL PERSONNEL FILES**

Upon motion of Alderman Daniel H. Brown and second by Alderman Bobby Nestle, at 6:00 p.m., the Board voted to enter into Closed Session to determine if an Executive Session was needed to discuss potential litigation and the Mayor's request for unlimited access to all personnel files. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

**MOTION TO ENTER EXECUTIVE SESSION
RE: POTENTIAL LITIGATION AND
THE MAYOR'S REQUEST FOR UNLIMITED ACCESS TO ALL PERSONNEL FILES**

Upon motion by Alderman Daniel H. Brown and second by Alderman Bobby Nestle, at 6:02 p.m., the Board voted to enter into an Executive Session needed to discuss potential litigation and the Mayor's request for unlimited access to all personnel files. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

**MOTION TO EXIT EXECUTIVE SESSION
RE: POTENTIAL LITIGATION AND
THE MAYOR'S REQUEST FOR UNLIMITED ACCESS TO ALL PERSONNEL FILES**

Upon motion of Alderman Daniel H. Brown and second by Alderman Byron L. Wells, at 6:50 p.m., the Board voted to exit the Executive Session needed to discuss potential litigation and the Mayor's request for unlimited access to all personnel files. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Kevin L. Tillman, Sr., Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: None

SO ORDERED, on the 19th Day of October, 2021.

6:51 p.m.: Alderman Kevin L. Tillman, Sr. exited the meeting, and did not return.

**AGENDA AMENDED TO ADD DISCUSSION REGARDING THE REPAIR OF ROY STREET
AND TO REQUEST AN OFFICIAL ATTORNEY GENERAL'S OPINION REGARDING THE
MAYOR'S ACCESS TO PERSONNEL FILES**

Upon motion of Alderman Bobby Nestle and second by Alderman Daniel H. Brown, the Board voted to amend the agenda to add the discussion regarding the repair of Roy Street and to request an official Attorney General's opinion regarding the Mayor's access to personnel files. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: Alderman Kevin L. Tillman, Sr.

SO ORDERED, on the 19th Day of October, 2021.

**ROY STREET DESIGNATED AS A TOP PRIORITY
REGARDING FUTURE STREET REPAIRS**

Upon motion of Alderman Bobby Nestle and second by Alderman Daniel H. Brown, the Board voted to designate Roy Street as a top priority regarding future street repairs, at an estimated cost of \$9,500.00. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: Alderman Kevin L. Tillman, Sr.

SO ORDERED, on the 19th Day of October, 2021.

**CITY ATTORNEY AUTHORIZED TO REQUEST AN OFFICIAL
ATTORNEY GENERAL'S OPINION REGARDING
THE MAYOR'S REQUEST FOR UNLIMITED ACCESS TO ALL PERSONNEL FILES**

Upon motion of Alderman Daniel H. Brown and second by Alderman Byron L Wells, the Board voted to Authorize the City Attorney to request an official Attorney General's opinion regarding the Mayor's request for unlimited access to all personnel files. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: Alderman Kevin L. Tillman, Sr.

SO ORDERED, on the 19th Day of October, 2021.

ADJOURN

No further business appearing before the next session and upon motion of Alderman Bobby Nestle and second by Alderman Daniel H. Brown, it is So Ordered that this Mayor and Board of Aldermen do now arise and adjourn until Tuesday, November 2, 2021, at 5:00 p.m. The vote was as follows:

Those Voting Aye: Alderman Daniel H. Brown, Alderman Bobby Nestle, Alderwoman Anne Gendusa Smith, Alderman Byron L Wells
Those Voting Nay: None
Those Not Voting: None
Those Absent: Alderman Kevin L. Tillman, Sr.

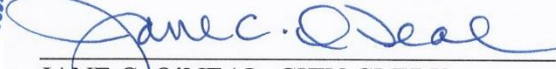
SO ORDERED, on the 19th Day of October, 2021.

MINUTES APPROVED, ON THIS THE 2ND DAY OF NOVEMBER, 2021.

MAYOR LOUISE SMITH



ATTEST:



JANE C. O'NEAL, CITY CLERK