



# TUPELO REGULAR CITY COUNCIL MEETING

FEBRUARY 16, 2021 AT 6:00 PM  
COUNCIL CHAMBERS | CITY HALL

## AGENDA

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**INVOCATION:** COUNCILMAN LYNN BRYAN

**PLEDGE OF ALLEGIANCE:** COUNCILWOMAN NETTIE DAVIS

**CALL TO ORDER:** COUNCIL PRESIDENT MIKE BRYAN

### **CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER**

### **PROCLAMATIONS, RECOGNITIONS AND REPORTS AGENDA**

PROCLAMATIONS

RECOGNITION GIRL/BOY SCOUTS

EMPLOYEE RECOGNITION

PUBLIC RECOGNITION

MAYOR'S REMARKS

(CLOSE REGULAR MEETING OPEN PUBLIC AGENDA)

### **PUBLIC AGENDA**

PUBLIC HEARINGS

APPEALS

CITIZEN HEARING

(CLOSE PUBLIC AGENDA AND OPEN REGULAR SESSION)

### **ACTION AGENDA**

## **ROUTINE AGENDA**

1. IN THE MATTER OF COUNCIL MINUTES FOR FEBRUARY 5, 2021
2. IN THE MATTER OF BILL PAY **KH**
3. IN THE MATTER OF ADVERTISING AND PROMOTIONAL ITEMS **KH**
4. IN THE MATTER OF PLANNING COMMITTEE MINUTES **PF**
5. IN THE MATTER OF ACCEPTING MISSISSIPPI ATTORNEY GENERAL LYNN FITCH MOU FOR INTERNET CRIMES AGAINST CHILDREN. **BA**
6. IN THE MATTER OF BID AWARD 2021-003WL **JT**

(CLOSE REGULAR SESSION)

## **STUDY AGENDA**

## **EXECUTIVE SESSION**

## **ADJOURNMENT**



## AGENDA REQUEST

**TO:** Mayor and City Council  
**FROM:** Missy Shelton, Council Clerk  
**DATE** February 11, 2021  
**SUBJECT:** IN THE MATTER OF COUNCIL MINUTES FOR FEBRUARY 5, 2021

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**Request:**

Please review and approve.

# **REGULAR CITY COUNCIL MEETING**

## **MUNICIPAL MINUTES CITY OF TUPELO**

### **STATE OF MISSISSIPPI**

**FEBRUARY 2, 2021**

Be it remembered that a regular meeting of the Tupelo City Council was held in the Council Chambers in the City Hall building on Tuesday, February 2, 2021, at 6:00 p.m. with the following in attendance: Council members Lynn Bryan, Travis Beard, Nettie Davis, Buddy Palmer, Mike Bryan and Willie Jennings; Attorney Ben Logan and Missy Shelton, Clerk of the Council. Councilman Markel Whittington was absent.

Councilwoman Nettie Davis welcomed and invited Rev. Richard Price to give the invocation. Councilman Lynn Bryan led the pledge of allegiance.

President Mike Bryan called the meeting to order at 6:00 PM.

### **CONFIRMATION OR AMENDMENT TO THE AGENDA AND AGENDA ORDER**

Councilman Palmer moved, seconded by Councilman Jennings, to confirm the agenda and agenda order, with the follow change:

ADD: Item #18 City of Tupelo Fiscal Year 2020 Continuing Disclosure

Of those present, the vote was unanimous in favor.

### **PROCLAMATIONS, RECOGNITIONS AND REPORTS AGENDA**

#### **PUBLIC RECOGNITION**

Councilman Willie Jennings encourage all to be mindful of VOVID-19 and for all to take the vaccine.

Councilman Buddy Palmer agreed with Councilman Jennings and also encouraged all to get the vaccine.

Councilwoman Nettie Davis reminded everyone that February is Black History Month and that the exhibit in the 2nd floor hallway are artwork created by Jeff Tomlin. She encouraged everyone to look at his work. The 'Read Across America' program is going strong and all the Council members are asked to participate. She congratulated Rev. and Mrs. Richard Price on the birth of their baby girl, Justice. She also congratulated Carl and Debbie Brangenberg on a recently celebrated anniversary. Sympathies were extended to all those struggling with or have lost loved ones and/or friends dur to COVID. She specifically mentioned Sekou Smith, her 1st cousin, and Clay Coleman, owner of CHOP in East Tupelo.

### **IN THE MATTER OF HEALTHY HOMETOWN GRANT FINAL REPORT**

Alex Farned, Park and Recreation Director, introduced Donna Loden, who presented the final report of the \$50,000 Healthy Hometown Grant received from Blue Cross and Blue Shield of Mississippi.

## **APPENDIX A**

### **MAYOR'S REMARKS**

Mayor Shelton started his remarks by reminding everyone to continue to social distance, wash hands and wear masks to help prevent the spread of COVID-19, but, more specifically that all those who can should get the vaccination as soon as possible. He reminded everyone that today is the Major Thoroughfare election and to go vote, if you haven't already. He also briefly mentioned both the Read Across America program and the passing of Clay Coleman, owner of CHOP, due to COVID. The Park and Recreation was recently the recipient of the following awards from the Mississippi Recreation and Park Association for their programs during the past year: Hayward "Bo" Phillips Award of Merit for the Synthetic Turf Project, Recreation Programming Award of Merit for Tupelo Fit, Special Event Award of Merit for the Drive Thru Dudies Burger Festival, Arts and Humanities Award of Merit for the Black History Month Program and the Award of Excellence in Special Events Sports Programming for USA Synchronized Swimming Masters National Championships.

### **ACTION AGENDA**

#### **IN THE MATTER OF ORDINANCE REZONING PROPERTY AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF TUPELO, MISSISSIPPI**

This item was moved up from the Study Agenda on the January 19, 2021 Council Agenda. Councilman L Bryan moved, seconded by Councilman Palmer to approve an Ordinance Rezoning Property and Amending the Official Zoning Map of the City of Tupelo, Mississippi for two vacant lots located at the intersection of Main Street and Lawndale. The properties will be changed from Mixed Use Residential to Mixed Use Commercial Corridor. Of those present, the vote was unanimous in favor. **APPENDIX B**

### **ROUTINE AGENDA**

#### **IN THE MATTER OF MINUTES OF REGULAR CITY COUNCIL MEETING ON JANUARY 19, 2021**

Councilman Jennings moved, seconded by Councilwoman Davis, to approve the minutes of the regular Council meeting dated January 19, 2021. Of those present, the vote was unanimous in favor.

### **IN THE MATTER OF BILL PAY**

Bills were reviewed at 4:00 p.m. by Council members: Travis Beard, Willie Jennings, Mike Bryan and Buddy Palmer; and Accounts Payable Clerk Traci Dillard. Councilman Beard moved, seconded by Councilman Palmer, to approve the payment of the checks, bills, claims and utility adjustments. Of those present, the vote was unanimous in favor. **APPENDIX C**

### **IN THE MATTER OF ADVERTISING AND PROMOTIONAL ITEMS**

Councilman Palmer moved, seconded by Councilman Beard, to approve the advertising and promotional expense list, as submitted. Of those present, the vote was unanimous in favor. **APPENDIX D**

**IN THE MATTER OF FY 2021 BUDGET AMENDMENT #3**

Councilwoman Davis moved, seconded by Councilman Beard, to approve the FY 2021 budget amendment #3, as presented by CFO Kim Hanna. The budget amendment makes changes to both the general fund and the tourism fund. Of those present, the vote was unanimous in favor. **APPENDIX E**

**IN THE MATTER OF PLANNING COMMITTEE MINUTES FOR DECEMBER 21, 2020**

Councilman Jennings moved, seconded by Councilman Beard, to approve the December 21, 2020, Minutes of the Planning Committee. Of those present, the vote was unanimous in favor. **APPENDIX F**

**IN THE MATTER OF TAX ABATEMENT OF STEAK 'N SHAKE**

Councilman Palmer moved, seconded by Councilman Beard, to approve the application of Steak 'N Shake located at 1665 N Gloster and in a business improvement district for a commercial ad valorem tax abatement in the amount of \$3,100,000 for a period of five (5) years. Of those present, the vote was unanimous in favor. **APPENDIX G**

**IN THE MATTER OF UNMARKED VEHICLES OF THE TUPELO POLICE DEPARTMENT AS OF JANUARY 27, 2021**

Councilman Beard moved, seconded by Councilwoman Davis, to approve the list of unmarked vehicles for the Police Department, as of January 27, 2021, as submitted. Of those present, the vote was unanimous in favor. A copy of the list is attached to these minutes as **APPENDIX H**.

**IN THE MATTER OF TEMPORARY SECURITY SERVICES FOR THE TUPELO AIRPORT AUTHORITY**

Tupelo Airport Authority Chairman Eric Givens, submitted a request for temporary security services from the Tupelo Police Department. This request is in response to a shortage of qualified law enforcement officers currently employed by the airport. The Airport Authority is in the process of hiring and training additional personnel for security and fire protection. Councilwoman Davis moved, seconded by Councilman Beard, to approve the request from the Tupelo Airport Authority Chairman. Of those present, the vote was unanimous in favor. **APPENDIX I**

**IN THE MATTER OF APPROVING AMENDED MEMORANDUM OF UNDERSTANDING BETWEEN TUPELO POLICE DEPT AND ATF**

Councilman Beard moved, seconded by Councilman Jennings, to approve the amended Memorandum of Understanding between the Tupelo Police Department and the ATF, changing the Point of Contact for each entity. This MOU allows the Tupelo Police Department and the ATF to partner in investigations,

undercover operations, etc. when needed. Of those present, the vote was unanimous in favor. **APPENDIX J**

**IN THE MATTER OF APPROVING AMENDED MEMORANDUM OF AGREEMENT BETWEEN TUPELO POLICE DEPT AND ATF**

Councilman Beard moved, seconded by Councilman Palmer, to approve the amended Memorandum of Agreement between the Tupelo Police Department and the ATF, changing the Point of Contact for each entity. This MOA allows reimbursement for overtime to the City of Tupelo for the task force, when there is a joint venture. Of those present, the vote was unanimous in favor. **APPENDIX K**

**IN THE MATTER OF AWARD OF BID # 2020-039PW SUPPLY/INSTALLATION OF THERMOPLASTIC TRAFFIC MARKING AND PAINT TRAFFIC MARKING MATERIALS - 12 MONTH**

Councilwoman Davis moved, seconded by Councilman Palmer, to award Bid 2020-039PW - 2021 Supply/Installation of Thermoplastic Traffic Marking and Paint Traffic Marking Materials - 12 Month to the lowest and best qualified bid submitted by Riverside Traffic System, Inc. Of those present the vote was unanimous in favor. **APPENDIX L**

**IN THE MATTER OF AWARD OF BID # 2020-040WL L.E.D. LUMINARIES**

Councilman Beard moved, seconded by Councilman L Bryan, to award Bid 2020-040WL - L.E.D. Luminaries to the lowest and best bidders, as submitted. Of those present, the vote was unanimous in favor. **APPENDIX M**

**IN THE MATTER OF SURPLUS VEHICLES**

TWL Director Johnny Timmons submitted a list of vehicles, no longer needed for use by the City of Tupelo. Councilwoman Davis moved, seconded by Councilman Beard, to surplus this list of vehicles, remove from the fixed asset list, and sell at auction. Of those present, the vote was unanimous in favor. **APPENDIX N**

**IN THE MATTER OF APPROVAL OF AN ORDINANCE TO ENACT A FIRE PROTECTION RATE INCREASE**

Councilman Palmer moved, seconded by Councilman Beard, to approve the Ordinance Amendment to all Previous Ordinances Establishing Schedule of Rules and Fees for Utility Services Furnished to Consumers of the City of Tupelo. This Ordinance enacts a fire protection rate increase. Of those present, the vote was unanimous. **APPENDIX O**

**STUDY AGENDA**

**EXECUTIVE SESSION**

**IN THE MATTER OF EXECUTIVE SESSION**

Councilman Palmer moved, seconded by Councilman L Bryan, to determine the need for an Executive Session. Attorney Ben Logan said the session will be for the prospective purchase, sale or leasing of lands under Miss. Code Anno. 25-41-7 (g) (c) (1972 as amended). The vote was unanimous in favor

Councilwoman Davis moved, seconded by Councilman Beard, to enter an Executive Session. The vote was unanimous in favor. The following were invited to attend the Executive Session: Mayor Jason Shelton, Don Lewis, Kim Hanna, DDS Director Pat Falkner, and Steven Reed.

A discussion was held concerning the topic approved for Executive Session.

Councilman Beard moved, seconded by Councilman Jennings, to leave Executive Session and re enter the Regular Meeting. The vote was unanimous in favor.

**ADJOURNMENT**

There being no further business to come before the Council at this time, Councilman Beard moved, seconded by Councilwoman Davis, to adjourn the meeting at 7:14 p.m. This the 2nd day of February, 2021.

\_\_\_\_\_  
Mike Bryan, President  
City Council

ATTEST:

\_\_\_\_\_  
Missy Shelton, Clerk of the Council

\_\_\_\_\_  
Jason Shelton, Mayor

\_\_\_\_\_  
Date





## AGENDA REQUEST

**TO:** Mayor and City Council  
**FROM:** Missy Shelton, Council Clerk  
**DATE** February 11, 2021  
**SUBJECT:** IN THE MATTER OF BILL PAY **KH**

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**Request:**

Please review and approve.



## AGENDA REQUEST

**TO:** Mayor and City Council

**FROM:** Kim Hanna, CFO

**DATE** February 16, 2021

**SUBJECT:** IN THE MATTER OF ADVERTISING AND PROMOTIONAL ITEMS **KH**

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**Request:**

There are no items for approval at this time.

**ITEMS:**

None



## AGENDA REQUEST

**TO:** Mayor and City Council  
**FROM:** Pat Falkner, Director, Development Services  
**DATE** February 9, 2021  
**SUBJECT:** IN THE MATTER OF PLANNING COMMITTEE MINUTES **PF**

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Review/accept minutes of February 1, 2021 Planning Committee

The Planning Committee recommended approval of Major Subdivision 21-01, Wellstone, a 77 lot residential subdivision off Purnell Road.

Attached: Minutes

**MINUTES OF THE  
TUPELO PLANNING COMMITTEE  
February 1, 2021**

**CALL TO ORDER**

Chairperson Ms. Leslie Mart called the meeting to order. Ms. Patti Thompson, Mr. Scott Davis, Mr. Gus Hildenbrand, Mr. Jimmy Swann, Mr. Bill Smith, and Development Services staff members Pat Falkner and Marilyn Vail were in person. Ms. Mart, Ms. Pam Hadley, and Mr. Lindsey Leake were present using Zoom.

Chairperson Mart asked Ms. Pam Hadley to open with a prayer and Mr. Jimmy Swann to lead the pledge of allegiance.

**REVIEW OF DECEMBER 21, 2020 MINUTES**

Chairperson Mart asked the group if they had reviewed the minutes of the last meeting. Mr. Leake made a motion to approve the minutes as written and Ms. Thompson seconded. The motion carried and the minutes were approved.

**REPORT ON COUNCIL ACTIONS**

Mr. Falkner reported that the December 6 and December 21 actions would be on the City Council agenda for approval on February 2.

**NEW BUSINESS**

**MAJSUB 21-01:** Wellstone 77 lot residential subdivision proposed by JTM LLC, located off Purnell Road.

Mr. Falkner presented the application, noting that the Development Code does not require a public hearing on subdivisions. He reported that the plat as submitted met the design standards for the Medium Density zoning district, but that the lots were in fact comparable in area and width to those in Low Density districts. He mentioned that the plat reflects the required sidewalks on internal streets, but that no sidewalk was required on the Purnell Road frontage due to there being no existing sidewalk to connect to within over a mile. It was also discussed that due to the limited street frontage of the site only one point of access was feasible. Mr. Falkner noted that the developer considered making a secondary street connection to the Lake Circle subdivision to south, but that this option was not pursued based on staff and applicant agreement that it would be likely to have more negative results than positive.

Ms. Mart asked if the city engineer had assessed the impact of potential traffic. Mr. Falkner said that the engineer was consulted, and had determined that the 77 residential lots would

not generate the number of daily trips to require a formal traffic study. He also observed that traffic to and from the proposed development would probably affect Purnell Road primarily, with some diverting north via Walsh Road. Ms. Mart asked if the city had a process to consider the cumulative effect of adding residential traffic to streets like Purnell Road that were originally two lane country roads. Mr. Falkner reported that this was monitored by the Public Works department who would be responsible for recommending any street capacity improvements.

Ms. Mart asked about the landscape area at the entrance to the development. Mr. Falkner explained that this area was included in the open space requirement but that the city did not have required planting standards for entrance areas. He went on to explain that with the other two open space tracts shown on the plat, the project was slightly under the required 10% open space requirement, but that the shortfall was within the scope of administrative adjustment. He also pointed out that the two interior open spaces did have pedestrian access easements shown, so that all of the lots were within the required 2,600 foot walking distance of one of the open space areas.

Ms. Mart asked about drainage plans. Mr. Falkner answered that these would be included in the construction plans which would be submitted after council action.

Mr. Davis made a motion to approve the application. Mr. Hildenbrand seconded the motion which was passed with Davis, Hildenbrand, Thompson, Swann, Smith, Mart, and Hadley voting in favor and Mr. Leake abstaining.

Mr. Falkner reported that there were no applications in the office for March.

The meeting was adjourned on a motion by Mrs. Thompson, seconded by Mr. Hildenbrand.

The Committee adjourned the meeting.



## AGENDA REQUEST

**TO:** Mayor and City Council

**FROM:** Bart Aguirre, Chief

**DATE:** February 4, 2021

**SUBJECT:** IN THE MATTER OF ACCEPTING MISSISSIPPI ATTORNEY GENERAL LYNN FITCH MOU FOR INTERNET CRIMES AGAINST CHILDREN. **BA**

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**Request:**

Please accept this Memorandum of Understanding (MOU) between the Mississippi Attorney General's Office and the Tupelo Police Department Task Force Program to effectively respond to cyber enticement and child pornography cases. The Internet Crimes Against Children (ICAC) Task Force Program promotes a multi-jurisdictional, multi-agency, team approach to investigating and prosecuting ICAC cases. In cooperation with the Mississippi Attorney General's Office, the Tupelo Police Department Task Force will benefit from grant resources, joint operations, and extensive training opportunities.



## **Mississippi Internet Crimes Against Children Memorandum of Understanding**

### **Parties**

The Mississippi Attorney General's Office is the recipient of a United States Department of Justice, Office of Juvenile Justice and Delinquency Prevention (OJJDP) grant to enforce laws regarding Internet Crimes Against Children (ICAC), and the Mississippi Attorney General's Office utilizes this grant to administer and operate the Mississippi ICAC Task Force.

This Memorandum of Understanding (MOU) is entered into by the Mississippi Attorney General's Office and the Tupelo Police Department acting through its duly authorized representative.

### **Overview/Mission Statement**

OJJDP has created the ICAC Task Force Program, which is a national network of state and local law enforcement cyber crime units. The national ICAC program assists state and local law enforcement agencies to develop an effective response to cyber enticement and child pornography cases. This help encompasses investigative and forensic components, training and technical assistance, victim services, and community education. Due in large part to the technological aspects of these cases, the ICAC Task Force Program promotes a multi-jurisdictional, multi-agency, team approach to investigating and prosecuting ICAC cases.

The mission of the Mississippi ICAC Task Force therefore is to:

1. properly investigate and prosecute those who sexually exploit children through the use of the Internet and/or computers;
2. provide training and equipment to those involved in investigating and prosecuting ICAC cases and;
3. provide community education regarding the prevention of ICAC.

### **Purpose**

The purpose of this MOU is to formalize the working relationship between the Tupelo Police Department and the Mississippi Attorney General's Office and the Mississippi ICAC Task Force, as well as to delineate the responsibilities and expectations of the relevant parties. By signing this MOU, Tupelo Police

Department agrees to join the ICAC Task Force for the primary purpose of vigorously and properly investigating ICAC cases. By joining this Task Force, Tupelo Police Department will benefit from grant resources, joint operations, and extensive training opportunities. By entering into this MOU, the Mississippi Attorney General's Office will benefit from investigative support from Affiliate Agency.

### **Investigations**

All ICAC investigations will be conducted by sworn law enforcement investigators and in the spirit of cooperation with other ICAC task force members. Investigations will follow guidelines established by each agency's respective policy manual or guidelines. However, ICAC investigations shall also be governed by the national ICAC programs Operational and Investigative Standards (attached). Violation of the ICAC operational standards is cause for cancellation of this MOU. This MOU is not intended to infringe on the ongoing investigations of any other agency. It is agreed that unilateral acts on the part of employees involved in Task Force investigations are not in the best interest of the Task Force.

Tupelo Police Department will:

Agree to use only sworn Tupelo Police Department law enforcement personnel to conduct undercover ICAC investigations. Each investigator involved with undercover operations **must** receive ICAC training prior to initiating proactive investigations. Reports of all undercover and enforcement activity shall be made monthly to the Mississippi Attorney General's Office.

Agree to conduct reactive investigations where subjects are associated with Tupelo Police Department jurisdiction, including investigations of child pornography CyberTip referrals from the National Center for Missing and Exploited Children (NCMEC), Internet Service Provider and law enforcement referrals, and other ICAC-related investigations. Additional case initiations may develop from subject interviews, documented public sources, direct observations of suspicious behavior, public complaints, etc.

Agree to record and document all undercover online activity. Any deviations from this policy due to unusual circumstances shall be documented in the relevant case file and reviewed by the ICAC Task Force Program Manager.

Agree to provide agents assigned to the Task Force access to all ICAC investigative files including, without limitation, computer records, in order to ensure compliance with all national ICAC standards.

Agree to locate its ICAC investigators in secured space provided by Tupelo Police Department, with controlled access to all equipment, software, and investigative files. At a minimum, information should be maintained in locked cabinets and



under the control of Tupelo Police Department ICAC Task Force personnel, with restricted access to authorized personnel only.

Agree to conduct education and prevention programs to foster awareness and provide practical, relevant guidance to children, parents, educators, librarians, the business and law enforcement communities, and other individuals concerned about Internet child safety issues. Presenters shall not discuss ongoing investigative techniques and undercover operations utilized by the ICAC Task Force, its affiliate agencies or the national ICAC Program.

Agree to accept ownership and be responsible for proper maintenance and use of any equipment purchased with OJJDP Grant funds and provided to Affiliate Agency by the Mississippi Attorney General's Office, based on the attached executed equipment transfer form. Upon termination of this MOU, ownership of equipment, hardware, and other non-expendable items will revert to the Mississippi Attorney General's Office.

### **Supervision**

Tupelo Police Department will be responsible for the day-to-day operational supervision, administrative control, and personal and professional conduct of its officers and agents assigned to the Task Force. ICAC investigations are a cooperative effort and investigative decisions will be a joint process guided by ICAC standards.

### **Liability**

Tupelo Police Department is responsible and liable for the acts and omissions of its own officers, agents or employees in connection with the performance of their official duties under this MOU. For tort liability purposes, no participating agency shall be considered the agent of other participating agencies. Each participating agency shall be liable (if at all) only for the torts of its own officers, agents or employees that occur within the scope of their official duties.

### **Reporting Statistics**

Using a form, or process provided by the Mississippi Attorney General's Office, Tupelo Police Department shall submit monthly statistics to the Mississippi Attorney General's Office on all ICAC investigations or other investigative work pertaining to the sexual exploitation of children via the Internet. These statistics shall be submitted in the appropriate format by the 10<sup>th</sup> day of each month, and shall include data on all related investigations opened or closed during the month, as well as forensic examinations, technical/investigative assistance provided to other agencies, subpoenas and court orders issued, training hours attended and taught, and community outreach provided.

In addition, a breakdown of basic case data shall be included for each sexual exploitation of a minor (child pornography) case, and/or criminal solicitation of a minor (enticement/traveler) case investigated by Tupelo Police Department. The Mississippi Attorney General's Office will then be responsible for all required reporting to OJJDP.

### **Training**

Tupelo Police Department shall make investigators designated as Task Force members available for applicable specialized training provided through the national ICAC program and other appropriate training programs. The Mississippi Attorney General's Office will review training requests and provide funding for ICAC-approved training when appropriate. Funding under this MOU is limited to the available funds that are received by the Mississippi Attorney General's Office under the OJJDP Grant program for the national ICAC program.

### **Confidentiality**

Tupelo Police Department agrees that any confidential information pertaining to investigations of Internet Crimes Against Children will be held in the strictest confidence and will only be shared with participating ICAC Task Force members or other law enforcement agencies where necessary or as otherwise permitted by federal and/or state law.

### **Effective Date**

This agreement shall be effective on January 22<sup>nd</sup>, 2021 and shall continue until such time as federal funding for the ICAC Task Force ends or the agreement is canceled by either party upon 30 days written notice delivered to both agency directors.

Entered into this 22<sup>nd</sup> day of January 2021.

\_\_\_\_\_  
ICAC Task Force Affiliate-Department Head Signature



DS  
/1395

\_\_\_\_\_  
Mississippi ICAC Task Force Authorized Signature



## AGENDA REQUEST

**TO:** Mayor and City Council  
**FROM:** Johnny Timmons, Manager TW&L  
**DATE** February 10, 2021  
**SUBJECT:** IN THE MATTER OF BID AWARD 2021-003WL **JT**

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### **Request:**

I recommend the following bid award for consideration at your regular meeting on Tuesday, February 16, 2021:

**Bid No. 2021-003WL** – The Hive Sewer Line to the low qualified bid submitted by TL Wallace Construction in the amount of \$517,967.15 as recommended by Cook Coggin Engineers.

If you have any questions, please let me know.

3-09068

**COOK COGGIN ENGINEERS, INC.**



February 10, 2020

Mr. Johnny Timmons  
Tupelo Water & Light Department  
P.O. Box 588  
Tupelo, MS 38802

**CITY OF TUPELO  
THE HIVE – SEWER LINE  
BID 2021-003 WL**

Following the receipt and opening of bids on the captioned project, we have reviewed and tabulated each set of bids. A copy of the tabulation is enclosed. The original bid documents are also attached for return.

Please note the low Total Base Bid of \$517,967.15 was submitted by *TL Wallace Construction*.

Available references indicate that *TL Wallace Construction, Inc.* is experienced, in reputable standing, and has resources essential to performing the work.

Results indicate an award to *TL Wallace Construction, Inc.* in the amount of the Total Base Bid of \$517,967.15.

If you have any questions or need further assistance, please call.

David M. Long, P.E.  
Project Engineer  
davidlong@cookcoggin.com

Copy to: Mr. Joey Reagan, Vice President, TL Wallace Construction, Inc., 4025 Hwy  
35 North, Columbia, MS 39429

Enclosed: Bid Tabulation  
Original Bids

CCE#09068

# COOK COGGIN ENGINEERS, INC.



THE HIVE- SEWER  
 BID 2021-003WL  
 CITY OF TUPELO  
 71 EAST TROY STREET  
 TUPELO, MS 38804  
 FEBRUARY 10, 2021 @ 10:00 AM

## BID OPENING CONFERENCE – LIST OF ATTENDEES

<u>Participant</u>	<u>Representing</u>
Mark Warden	CLE
Mac Dillard	COT
Stacey Horton	AHS
Charlie McGee	ENSCOR, LLC.
Heath Beahm	TR Wallace
Grant Collins	Southern Pipe
Stephen Bing	Argo
Nate Vaughan	Argo
Allen Tatum	Phillips Contracting
Stephen Reed	Stephen N. Reed
Fan Hanna	City of Tupelo
D.L. Lewis	COT
Darryl Cook	IWL

		#3770 TL Wallace Construction, Inc. 4025 Hwy 35 North Columbia, MS 39401		#08921 ARGO Construction Corp. P.O. Box 4117 Cordova, TN 38088		#19189 AHS Construction Co., Inc. P.O. Box 464 New Albany, MS 38652			
Item No.	Item	Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	
<b>01 00 00 GENERAL REQUIREMENTS</b>									
1	Construction Record Documents	1	LS	\$ 2,500.00	\$ 800.00	\$ 800.00	\$ 3,000.00	\$ 3,000.00	
2	Temporary Silt Fence	1,500	LinFt	\$ 3.00	\$ 4,500.00	\$ 3.00	\$ 4,500.00	\$ 3.60	\$ 5,400.00
3	Wattles	200	LinFt	\$ 11.00	\$ 2,200.00	\$ 4.00	\$ 800.00	\$ 4.80	\$ 960.00
<b>31 00 00 EARTHWORK</b>									
4	Seeding & Mulching	16,353	LinFt	\$ 0.55	\$ 8,994.15	\$ 1.25	\$ 20,441.25	\$ 0.70	\$ 11,447.10
5	Solid Sodding	500	SqYd	\$ 10.00	\$ 5,000.00	\$ 8.50	\$ 4,250.00	\$ 6.00	\$ 3,000.00
6	RipRap, 200lb	40	Ton	\$ 60.00	\$ 2,400.00	\$ 60.00	\$ 2,400.00	\$ 60.00	\$ 2,400.00
<b>32 00 00 EXTERIOR IMPROVEMENTS</b>									
7	Crushed Stone Resurfacing	3	CuYd	\$ 300.00	\$ 900.00	\$ 70.00	\$ 210.00	\$ 65.00	\$ 195.00
8	Washed Gravel Resurfacing	2	CuYd	\$ 150.00	\$ 300.00	\$ 70.00	\$ 140.00	\$ 65.00	\$ 130.00
9	Crushed Stone for Foundation Stabilization	40	CuYd	\$ 110.00	\$ 4,400.00	\$ 25.00	\$ 1,000.00	\$ 65.00	\$ 2,600.00
10	Selected Borrow Material	80	CuYd	\$ 40.00	\$ 3,200.00	\$ 30.00	\$ 2,400.00	\$ 24.00	\$ 1,920.00
11	Crusher Run for Temporary Surface & Base	30	CuYd	\$ 100.00	\$ 3,000.00	\$ 70.00	\$ 2,100.00	\$ 65.00	\$ 1,950.00
<b>33 00 00 UTILITIES</b>									
12	Directional Drilled 10" HDPE (DR 11 / DIPS) Sewer Line (Includes Bore & Adapters)	80	LinFt	\$ 117.00	\$ 9,360.00	\$ 215.00	\$ 17,200.00	\$ 106.00	\$ 8,480.00
13	16"x0.250" Open Cut Steel Encasement for 8" PSL @ Crushed Stone Roadway Crossing	96	LinFt	\$ 91.00	\$ 8,736.00	\$ 100.00	\$ 9,600.00	\$ 98.00	\$ 9,408.00
14	48" Manhole, (0-6" Vented Lid)	1	Each	\$ 3,650.00	\$ 3,650.00	\$ 2,950.00	\$ 2,950.00	\$ 2,850.00	\$ 2,850.00
15	Manhole Extra Depth	2	Each	\$ 365.00	\$ 730.00	\$ 750.00	\$ 1,500.00	\$ 188.00	\$ 376.00
16	Heavy Duty Tracer Wire Test Station	34	Each	\$ 121.00	\$ 4,114.00	\$ 120.00	\$ 4,080.00	\$ 65.00	\$ 2,210.00
17	Grounding Anodes for Tracer Wire System	9	Each	\$ 196.00	\$ 1,764.00	\$ 100.00	\$ 900.00	\$ 277.00	\$ 2,493.00
18	Pipeline Identification Markers	35	Each	\$ 48.00	\$ 1,680.00	\$ 50.00	\$ 1,750.00	\$ 47.00	\$ 1,645.00
19	8" SDR 26 Gravity Sewer Line	40	LinFt	\$ 52.00	\$ 2,080.00	\$ 60.00	\$ 2,400.00	\$ 35.25	\$ 1,410.00
20	8" Ductile Iron Pipe Gravity Sewer Line	40	LinFt	\$ 77.00	\$ 3,080.00	\$ 80.00	\$ 3,200.00	\$ 55.00	\$ 2,200.00
21	8" PVC CL 200 Pressure Sewer Line	16,600	LinFt	\$ 12.00	\$ 199,200.00	\$ 14.05	\$ 233,230.00	\$ 14.25	\$ 236,550.00
22	Ductile Iron Fittings	302	Lb	\$ 7.00	\$ 2,114.00	\$ 4.25	\$ 1,283.50	\$ 7.50	\$ 2,265.00
23	Restrained Joints	50	Each	\$ 160.00	\$ 8,000.00	\$ 88.50	\$ 4,425.00	\$ 191.00	\$ 9,550.00
24	PSL Connection to Ex. Manhole	1	Each	\$ 1,840.00	\$ 1,840.00	\$ 1,900.00	\$ 1,900.00	\$ 2,360.00	\$ 2,360.00
25	Connection to Ex. PSL	4	Each	\$ 1,375.00	\$ 5,500.00	\$ 555.00	\$ 2,220.00	\$ 1,200.00	\$ 4,800.00
26	Top Soil Restoration	5,900	LinFt	\$ 1.75	\$ 10,325.00	\$ 1.40	\$ 8,260.00	\$ 2.25	\$ 13,275.00
27	Combination Sewage Air Release Valve Arrangement	3	Each	\$ 4,020.00	\$ 12,060.00	\$ 5,735.00	\$ 17,205.00	\$ 4,200.00	\$ 12,600.00
28	Sewage Air Release Valve Arrangement	3	Each	\$ 3,780.00	\$ 11,340.00	\$ 1,465.00	\$ 4,395.00	\$ 2,700.00	\$ 8,100.00
29	Manual Air Release Valve Arrangement	4	Each	\$ 975.00	\$ 3,900.00	\$ 900.00	\$ 3,600.00	\$ 580.00	\$ 2,320.00
30	325 GPM Duplex Pump Station	1	LS	\$ 191,100.00	\$ 191,100.00	\$ 170,000.00	\$ 170,000.00	\$ 223,750.00	\$ 223,750.00
				<b>\$ 517,987.15</b>	<b>\$ 529,139.75</b>	<b>\$</b>	<b>\$</b>	<b>\$ 579,644.10</b>	
<b>ADDITIVE ALTERNATE NO. 1</b>									
31	Furnish & Install 15" Concrete Drainage Pipe in Lieu of 15" HP Drainage Pipe. (See Plan Sheet 10)	1	LS	\$ 2,670.00	\$ 2,670.00	\$ 1,275.00	\$ 1,275.00	\$ 5,160.00	\$ 5,160.00
<b>ADDITIVE ALTERNATE NO. 2</b>									
32	Furnish & Install 15" Concrete Drainage Pipe End Sections. (See Plan Sheet 10)	1	LS	\$ 2,900.00	\$ 2,900.00	\$ 1,320.00	\$ 1,320.00	\$ 2,880.00	\$ 2,880.00

Item # 6.



February 10, 2021 at 10:00 A.M.		#4370 Paul Smithy Const., Inc. P.O. Box 357 Beiden, MS 38826		#10589 Eubank Const. Co., Inc. 2011 2nd Street North Booneville, MS 38829		#17826 Southern Civil Contracting, Inc. P.O. Box 2867 Tuscaloosa, AL 35403-2867		
Item No.	Item	Quantity	Unit	Price	Amount	Unit	Price	Amount
<b>01 00 00 GENERAL REQUIREMENTS</b>								
1	Construction Record Documents	1	LS	\$ 540.00	\$ 540.00	\$ 1,500.00	\$ 1,500.00	\$ 2,000.00
2	Temporary Sill Fence	1,500	LinFt	\$ 2.70	\$ 4,050.00	\$ 2.00	\$ 3,000.00	\$ 3.00
3	Wattles	200	LinFt	\$ 10.80	\$ 2,160.00	\$ 5.00	\$ 1,000.00	\$ 7.00
<b>31 00 00 EARTHWORK</b>								
4	Seeding & Mulching	16,353	LinFt	\$ 2.70	\$ 44,153.10	\$ 1.50	\$ 24,529.50	\$ 0.75
5	Solid Sodding	500	SqYd	\$ 9.72	\$ 4,860.00	\$ 4.00	\$ 2,000.00	\$ 7.00
6	RipRap, 200lb	40	Ton	\$ 65.00	\$ 2,600.00	\$ 70.00	\$ 2,800.00	\$ 60.00
<b>32 00 00 EXTERIOR IMPROVEMENTS</b>								
7	Crushed Stone Resurfacing	3	CuYd	\$ 60.00	\$ 180.00	\$ 150.00	\$ 450.00	\$ 200.00
8	Washed Gravel Resurfacing	2	CuYd	\$ 60.00	\$ 120.00	\$ 150.00	\$ 300.00	\$ 150.00
9	Crushed Stone for Foundation Stabilization	40	CuYd	\$ 38.00	\$ 1,520.00	\$ 65.00	\$ 2,600.00	\$ 125.00
10	Selected Borrow Material	80	CuYd	\$ 9.75	\$ 780.00	\$ 30.00	\$ 2,400.00	\$ 25.00
11	Crusher Run for Temporary Surface & Base	30	CuYd	\$ 60.00	\$ 1,800.00	\$ 100.00	\$ 3,000.00	\$ 125.00
<b>33 00 00 UTILITIES</b>								
12	Directional Drilled 10" HDPE (DR 11 / DIPS) Sewer Line (Includes Bore & Adapters)	80	LinFt	\$ 194.50	\$ 15,560.00	\$ 170.00	\$ 13,600.00	\$ 147.50
13	16"x0.250" Open Cut Steel Encasement for 8" PSL @ Crushed Stone Roadway Crossing	96	LinFt	\$ 69.50	\$ 6,672.00	\$ 90.00	\$ 8,640.00	\$ 185.00
14	48" Manhole, (0-6" Vented Lid)	1	Each	\$ 3,240.00	\$ 3,240.00	\$ 3,000.00	\$ 3,000.00	\$ 2,800.00
15	Manhole Extra Depth	2	Each	\$ 216.00	\$ 432.00	\$ 200.00	\$ 400.00	\$ 825.00
16	Heavy Duty Tracer Wire Test Station	34	Each	\$ 75.60	\$ 2,570.40	\$ 75.00	\$ 2,550.00	\$ 225.00
17	Grounding Anodes for Tracer Wire System	9	Each	\$ 300.00	\$ 2,700.00	\$ 250.00	\$ 2,250.00	\$ 175.00
18	Pipeline Identification Markers	35	Each	\$ 56.70	\$ 1,984.50	\$ 50.00	\$ 1,750.00	\$ 140.00
19	8" SDR 26 Gravity Sewer Line	40	LinFt	\$ 37.80	\$ 1,512.00	\$ 40.00	\$ 1,600.00	\$ 100.00
20	8" Ductile Iron Pipe Gravity Sewer Line	40	LinFt	\$ 57.25	\$ 2,290.00	\$ 65.00	\$ 2,600.00	\$ 125.00
21	8" PVC CL 200 Pressure Sewer Line	16,600	LinFt	\$ 12.42	\$ 206,172.00	\$ 15.00	\$ 249,000.00	\$ 16.25
22	Ductile Iron Fittings	302	Lb	\$ 9.75	\$ 2,944.50	\$ 20.00	\$ 6,040.00	\$ 35.00
23	Restrained Joints	50	Each	\$ 108.00	\$ 5,400.00	\$ 65.00	\$ 3,250.00	\$ 75.00
24	PSL Connection to Ex. Manhole	1	Each	\$ 2,700.00	\$ 2,700.00	\$ 2,500.00	\$ 2,500.00	\$ 4,250.00
25	Connection to Ex. PSL	4	Each	\$ 1,080.00	\$ 4,320.00	\$ 5,000.00	\$ 20,000.00	\$ 300.00
26	Top Soil Restoration	5,900	LinFt	\$ 1.62	\$ 9,558.00	\$ 1.00	\$ 5,900.00	\$ 3.00
27	Combination Sewage Air Release Valve Arrangement	3	Each	\$ 4,706.10	\$ 14,118.30	\$ 6,000.00	\$ 18,000.00	\$ 5,000.00
28	Sewage Air Release Valve Arrangement	3	Each	\$ 2,817.50	\$ 7,852.50	\$ 4,000.00	\$ 12,000.00	\$ 4,300.00
29	Manual Air Release Valve Arrangement	4	Each	\$ 389.00	\$ 1,556.00	\$ 500.00	\$ 2,000.00	\$ 1,625.00
30	325 GPM Duplex Pump Station	1	LS	\$ 238,890.50	\$ 238,890.50	\$ 195,000.00	\$ 195,000.00	\$ 170,607.26
				<b>TOTAL BASE BID</b>	<b>\$ 593,235.80</b>	<b>\$</b>	<b>\$ 593,659.50</b>	<b>\$</b>
<b>ADDITIVE ALTERNATE NO. 1</b>								
31	Furnish & Install 15" Concrete Drainage Pipe In Lieu of 15" HP Drainage Pipe. (See Plan Sheet 10)	1	LS	\$ 6,156.00	\$ 6,156.00	\$ 500.00	\$ 500.00	\$ 4,000.00
<b>ADDITIVE ALTERNATE NO. 2</b>								
32	Furnish & Install 15" Concrete Drainage Pipe End Sections. (See Plan Sheet 10)	1	LS	\$ 3,780.00	\$ 3,780.00	\$ 5,000.00	\$ 5,000.00	\$ 4,000.00

Item # 6.

Item No.	Item	Quantity	Unit	#02844 Perma Corporation, Inc. 125 Armstrong Road Columbus, MS 39702		#0229 Phillips Contracting Co., Inc. P.O. Box 2069 Columbus, MS 39701		Unit Price	Amount
				Unit Price	Amount	Unit Price	Amount		
<b>February 10, 2021 at 10:00 A.M.</b>									
<b>01 00 00 GENERAL REQUIREMENTS</b>									
1	Construction Record Documents	1	LS	\$	11,000.00	\$	1,500.00	\$	1,500.00
2	Temporary Silt Fence	1,500	LinFt	\$	3.00	\$	4,500.00	\$	4,500.00
3	Wattles	200	LinFt	\$	4.90	\$	980.00	\$	980.00
<b>31 00 00 EARTHWORK</b>									
4	Seeding & Mulching	16,353	LinFt	\$	1.15	\$	18,805.95	\$	18,805.95
5	Solid Sodding	500	SqYd	\$	6.00	\$	3,000.00	\$	3,000.00
6	RipRap, 200lb	40	Ton	\$	73.00	\$	2,920.00	\$	2,920.00
<b>32 00 00 EXTERIOR IMPROVEMENTS</b>									
7	Crushed Stone Resurfacing	3	CuYd	\$	82.50	\$	247.50	\$	247.50
8	Washed Gravel Resurfacing	2	CuYd	\$	50.00	\$	100.00	\$	100.00
9	Crushed Stone for Foundation Stabilization	40	CuYd	\$	62.50	\$	2,500.00	\$	2,500.00
10	Selected Borrow Material	80	CuYd	\$	18.00	\$	1,440.00	\$	1,440.00
11	Crusher Run for Temporary Surface & Base	30	CuYd	\$	56.00	\$	1,680.00	\$	1,680.00
<b>33 00 00 UTILITIES</b>									
12	Directional Drilled 10" HDPE (DR 11 / DIPS) Sewer Line (Includes Bore & Adapters)	80	LinFt	\$	90.00	\$	7,200.00	\$	7,200.00
13	16"x0.250" Open Cut Steel Encasement for 8" PSL @ Crushed Stone Roadway Crossing	96	LinFt	\$	195.00	\$	18,720.00	\$	18,720.00
14	48" Manhole, (0-6" Vented Lid)	1	Each	\$	3,800.00	\$	3,800.00	\$	3,800.00
15	Manhole Extra Depth	2	Each	\$	110.00	\$	220.00	\$	220.00
16	Heavy Duty Tracer Wire Test Station	34	Each	\$	170.00	\$	5,780.00	\$	5,780.00
17	Grounding Anodes for Tracer Wire System	9	Each	\$	125.00	\$	1,125.00	\$	1,125.00
18	Pipeline Identification Markers	35	Each	\$	55.00	\$	1,925.00	\$	1,925.00
19	8" SDR 26 Gravity Sewer Line	40	LinFt	\$	42.00	\$	1,680.00	\$	1,680.00
20	8" Ductile Iron Pipe Gravity Sewer Line	40	LinFt	\$	68.00	\$	2,720.00	\$	2,720.00
21	8" PVC CL 200 Pressure Sewer Line	16,600	LinFt	\$	13.00	\$	215,800.00	\$	215,800.00
22	Ductile Iron Fittings	302	Lb	\$	8.80	\$	2,657.60	\$	2,657.60
23	Restrained Joints	50	Each	\$	138.00	\$	6,900.00	\$	6,900.00
24	PSL Connection to Ex. Manhole	1	Each	\$	2,865.00	\$	2,865.00	\$	2,865.00
25	Connection to Ex. PSL	4	Each	\$	1,000.00	\$	4,000.00	\$	4,000.00
26	Top Soil Restoration	5,900	LinFt	\$	0.80	\$	4,720.00	\$	4,720.00
27	Combination Sewage Air Release Valve Arrangement	3	Each	\$	4,000.00	\$	12,000.00	\$	12,000.00
28	Sewage Air Release Valve Arrangement	3	Each	\$	3,500.00	\$	10,500.00	\$	10,500.00
29	Manual Air Release Valve Arrangement	4	Each	\$	650.00	\$	2,600.00	\$	2,600.00
30	325 GPM Duplex Pump Station	1	LS	\$	262,500.00	\$	262,500.00	\$	262,500.00
				<b>TOTAL BASE BID</b>		<b>\$ 614,888.05</b>			
<b>ADDITIVE ALTERNATE NO. 1</b>									
31	Furnish & Install 15" Concrete Drainage Pipe in Lieu of 15" HP Drainage Pipe. (See Plan Sheet 10)	1	LS	\$	1,000.00	\$	1,000.00	\$	1,000.00
<b>ADDITIVE ALTERNATE NO. 2</b>									
32	Furnish & Install 15" Concrete Drainage Pipe End Sections. (See Plan Sheet 10)	1	LS	\$	1,650.00	\$	1,650.00	\$	1,650.00
				<b>TOTAL</b>		<b>\$ 730,396.00</b>			

Item # 6.