

Town of Taylor Minutes of the Mayor and Board of Aldermen
Regular Monthly Meeting on February 2, 2016

Be it remembered that the Mayor and Board of Aldermen of the Town of Taylor, Mississippi, met in a Regular Meeting at the Town Hall on this the first Tuesday, the second day of February, 2016, at 7:00 p.m., with the following officers and members present, constituting a legal quorum to-wit:

Mayor Jim Hamilton; Aldermen: Tim Bridges; Betty Kisner; Courtney Covington; Ellen Meacham; Jimmie Willingham; and Clerk Richard Williams.

Also present were: Judge Michael L. (Mickey) Avent; Mrs. Avent and their son; and citizen Justin Reid.

The meeting was called to order by Mayor Hamilton, and the following business was had and done to-wit:

Adopt Agenda: Alderman Covington moved to adopt the meeting agenda; the motion was duly seconded by Alderman Meacham and passed unanimously.

Swear in Judge Michael L. (Mickey) Avent: Clerk Williams administered the Judicial Oath of Office to Michael L. Avent and Judge Avent was sworn in as the Town of Taylor Municipal Court Judge.

Approve Prior Meeting Minutes: Alderman Willingham moved that the minutes for the January 5, 2015, meeting be approved; the motion was seconded by Alderman Bridges, and passed unanimously.

Approve Current Claims Docket: Alderman Bridges moved to approve the Docket of Claims dated February 2, 2016; the motion was duly seconded by Alderman Willingham and passed unanimously.

Town Clerk's Report:

Lafayette County Road Report: Clerk Williams said that Lafayette County did not submit a Road Report.

Planning Commission Report:

Taylor Planning Commission
Report to the Mayor and Board of Aldermen
February 2, 2016

Clerk Williams reported that a quarterly Planning Commission meeting was held January 26, 2016.

Administrator Barber was unable to attend. The status of the Subdivision Regulations and the decision to merge them with the existing Preservation and Development Code Ordinance was reported.

There were 2 building permits issued: 1 to Jared Spears at 33 Cut Off Road (residential) and 1 to Main Street Taylor LLC for 2 Town Square Lane (Commercial, addition to existing building).

The meeting schedule was discussed. The mandatory quarterly meetings with the first one held in January can cause meetings like this one where monthly meeting(s) have been held within 3 months and at which no crucial business was to be decided at the "mandatory" meeting. The commission agreed that a schedule where a meeting must be held at least once per quarter would be a simple and efficient schedule. For example, if a meeting is needed in January and / or February, that would satisfy the quarterly requirement. If none were held in either January or February a mandatory meeting would occur in March. No change is recommended in the policy that a meeting will be held on the last Tuesday of the month if there is business to conduct.

Respectfully submitted,
Richard Williams, Assistant Administrator
Taylor Planning Commission

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Old Business: Mayor Hamilton reported that the combination of the Preservation and Development Code and Subdivision Regulation Ordinances into a single ordinance was in process. After its preparation it will need to be reviewed by Planning Administrator Bob Barber and by the Planning Commission. It will be ready for public review and comments before the April, 2016 Board of Aldermen meeting. Alderman Kisner moved that a Public Hearing to consider the revised and combined ordinance, which will be titled the Town of Taylor Planning and Development Ordinance, be held on Tuesday, the 5th day of April, 2016 at 6:30 PM at Town Hall. Alderman Meacham seconded the motion which passed unanimously.

New Business:

Renewal of the Interlocal Agreement for Road Maintenance with Lafayette County: Mayor Hamilton reported that the current Interlocal Agreement for Road Maintenance would expire this year, so an updated agreement for four (4) year renewal is needed. Alderman Bridges moved that the Board of Aldermen resolve to enter the Interlocal Agreement between Lafayette County, Mississippi and the Town of Taylor, Mississippi for Road Maintenance. Alderman Willingham seconded the motion which then carried by unanimous vote. The printed, signed and sealed resolution and a copy of the Town signed agreement is attached:

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RESOLUTION TO ENTER INTO AN INTERLOCAL AGREEMENT BETWEEN LAFAYETTE COUNTY, MISSISSIPPI AND THE TOWN OF TAYLOR, MISSISSIPPI FOR ROAD MAINTENANCE

WHEREAS, Lafayette County and the Town of Taylor wish to enter into an agreement whereby Lafayette County shall, on behalf of the Town of Taylor, maintain and work the public roads within the municipal boundaries of the Town of Taylor to the same extent and in accordance with the same procedures as Lafayette County adopts for public roads within Lafayette County; and

WHEREAS, in exchange for the road work performed, Lafayette County shall not refund to the Town of Taylor any portion of the road taxes collected by Lafayette, on property within the Town of Taylor, but shall retain the same for the purpose of maintaining the public roads within the municipal boundaries of the Town of Taylor, pursuant to Mississippi Code Annotated §65-15-21; and

WHEREAS, Lafayette County has the authority to maintain public roads and streets which are located within a municipality within Lafayette County's boundaries pursuant to Mississippi Code Annotated §65-7-79 through §65-7-85; and


WHEREAS, the parties hereto believe that their efforts may best be accomplished by a formal agreement pursuant to the authority of the "Interlocal Cooperation Act of 1974";

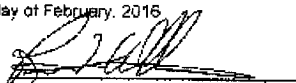
THEREFORE, BE IT RESOLVED, the Town of Taylor, by and through its Board of Aldermen and Mayor, does request the Mississippi Attorney General to approve that Interlocal agreement styled "INTERLOCAL AGREEMENT FOR LAFAYETTE COUNTY TO MAINTAIN PUBLIC ROADS ON BEHALF OF THE TOWN OF TAYLOR" a copy which is attached hereto.

UPON THE MOTION OF Alderman Bridges, duly seconded by Alderman Willingham, the aforesaid resolution was put to a vote with the voting as follows:

Alderman Tim Bridges:	Voted Yea
Alderman Betty Kisner:	Voted Yea
Alderman Courtney Covington:	Voted Yea
Alderman Ellen Meacham:	Voted Yea
Alderman Jimmy Willingham:	Voted Yea

RESOLVED AND ADOPTED this the 2nd day of February, 2016


James E. Hayinton, Mayor
Taylor, Mississippi


Attest: Richard Williams, Clerk

Seal

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**INTERLOCAL AGREEMENT
FOR LAFAYETTE COUNTY TO MAINTAIN PUBLIC ROADS
ON BEHALF OF THE TOWN OF TAYLOR**

This agreement made and entered as of the date of last signature of all parties, by and between the following:

1. Lafayette County, Mississippi, Board of Supervisors (hereinafter "Lafayette County");
2. Town of Taylor, Mississippi Board of Aldermen (hereinafter "Town of Taylor")

WHEREAS, Lafayette County and the Town of Taylor wish to enter into an agreement whereby Lafayette County shall, on the behalf of the Town of Taylor, maintain and work on the public roads within the municipal boundaries of the Town of Taylor to the same extent and in accordance with the same procedures as Lafayette County adopts for public roads within Lafayette County; and

WHEREAS, in exchange for the road work performed, The Lafayette County Tax Collector shall not refund to the Town of Taylor any portion of the road maintenance taxes collected by Lafayette County on property within the municipal boundaries of the Town of Taylor, pursuant to Mississippi Code Annotated §65-15-21; and

WHEREAS, Lafayette County has the authority to maintain public roads and streets which are located within a municipality within Lafayette County's boundaries pursuant to Mississippi Code Annotated §65-7-79 through §65-7-85; and

WHEREAS, the parties hereto believe that their efforts may best be accomplished by a formal agreement pursuant to the authority of the "Interlocal Cooperation Act of 1974"; and

NOW, THEREFORE, FOR AND IN CONSIDERATION of the mutual covenants and agreements contained herein and pursuant to the authority of §17-31-1, et seq. of the Mississippi Code of 1972, the Board of Supervisors of Lafayette County and The Board of Aldermen of the Town of Taylor do hereby covenant, contract and agree as follows:

1. This agreement shall take effect upon the date of approval by the Attorney General of the State of Mississippi; but have a term beginning as set forth in 12.a below, after first being approved and executed by Lafayette County and the Town of Taylor, which approval is to be entered onto the minutes of both parties
2. The parties hereto agree that Lafayette County shall maintain and perform such work on the public roads within the municipal boundaries of the Town of Taylor as is reasonably required to keep said roads in good repair, to the same extent and in accordance with the same procedures as Lafayette County Adopts for public roads within Lafayette.
3. Lafayette County shall provide such equipment and materials at its cost as are necessary to maintain the public roads of the Town of Taylor in good repair.
4. Lafayette County shall continue to collect the proper ad valorem taxes for road purposes but shall not refund to the Town of Taylor any portion of the road taxes collected on property within the Town of Taylor and shall keep the same pursuant to Mississippi Code §65-15-21, so long as this agreement shall remain in effect. Throughout the duration of this agreement, the Town of Taylor shall make no claim against Lafayette County for a refund of these taxes.

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5. Road maintenance to be performed by Lafayette County shall consist of routine maintenance at the current level, and using current methods, as employed by Lafayette County. At the time of execution of this agreement, The Lafayette County Road Department will perform all road maintenance required herein.
6. The Town of Taylor will provide roadside trash and litter removal, mow the first 80 inches of the street right of way, maintain the street and traffic signs within the municipal boundaries and provide any other maintenance as it sees fit at no cost to Lafayette County.
7. This agreement covers all streets and roads under the current jurisdiction of the Town of Taylor and any and all streets and roads acquired in the future by the Town of Taylor, whether through annexation, acceptance from a developer, or any other method of acquiring streets and roads.
8. All subdivision plans approved by the Town of Taylor shall be in compliance with the Town of Taylor Ordinances regulating roads, road appurtenances and road construction. These ordinances meet or exceed those of Lafayette County. The Town of Taylor shall require that all appropriate construction and maintenance bonds be issued by the developer, covering roads and drainage systems, before any road work is commenced by the developer. Bonding shall be in full compliance with the guidelines set forth by the Town of Taylor and Lafayette County.
9. Other than expressly provided in this agreement, the responsibilities and jurisdiction of the Town of Taylor, pursuant to §21-37-3 and §65-7-83 Mississippi Code Annotated, shall remain unchanged and in full force and effect. Lafayette County assumes no jurisdiction over the streets with The Town of Taylor and only the responsibility of maintenance of said streets.
10. Routine maintenance decisions concerning the streets within the Town of Taylor will be made by the Lafayette County Road Department. Decisions concerning any change of the design, width, configuration, or routing of any street, right of way or intersection shall be made by the Board of Aldermen of The Town of Taylor. Any decision concerning new construction of streets will be made by the Board of Aldermen of the Town of Taylor in conjunction with Lafayette County.
11. The Lafayette County Road Department will provide a written report to the Town of Taylor each month identifying the road work performed within the Town of Taylor for the prior month.
12. Pursuant to Mississippi Code Annotated §17-13-9, the parties would set forth the following:
 - a. This Interlocal agreement shall be deemed to have a term beginning April 1, 2016 and extend to and terminate on 12:00 a.m. (Midnight) March 31 2020.
 - b. The purpose of this Interlocal Agreement is set forth in paragraphs 1-11 above.
 - c. There is no separate legal or administrative entity created pursuant to this Interlocal Agreement.
 - d. Statutory authority for Lafayette County to take action within the limits of the Town of Taylor, to construct and maintain roads, is contained in Mississippi Code Annotated §65-7-79 through §65-7-85. Further, Statutory authority for the

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- retention by Lafayette County of Town of Taylor road taxes collected by Lafayette County is Contained in Mississippi Code Annotated §65-15-21.
- e. Financing of this venture is through the budgets of Lafayette and the Town of Taylor. The County administrator of Lafayette County is designated by this Agreement to receive, disburse and account for all funds of the joint undertaking set forth herein.
 - f. Either party may voluntarily terminate this Agreement for such party's own convenience, and at such parties' discretion, upon written notice to the other party on or prior to June 1st of the year of termination, in which event this agreement shall be terminated as of November 30th of the year of termination.
 - g. Neither this Agreement nor any of its terms may be changed or modified, waived or terminated except by an instrument in writing, approved by the governing body of each party, which such approval spread upon its official minutes, and signed by each parties authorized representative.
 - h. This project will be administered through the Lafayette County Board of Supervisors in cooperation with the Board of Aldermen for the Town of Taylor.
 - i. This Interlocal Agreement does not provide for the acquiring, holding or disposing of real or personal property.
 - j. Following execution of the Agreement by the parties hereto and the approval of the same by the Attorney General of the State of Mississippi, the Agreement shall be filed for record with the Chancery Clerk of Lafayette County, Mississippi and with the Secretary of State of the State of Mississippi, in accord with §17-13-11(3) Mississippi Code Annotated.
 - k. Any other necessary and proper matters are set forth in Paragraphs 1-11 above.

WITNESS the signature of the parties hereto after first being approved by the respective governing authorities.

LAFAYETTE COUNTY, MISSISSIPPI

BY _____ DATE _____
PRESIDENT, BOARD OF SUPERVISORS

ATTEST: _____
CLERK-BOARD OF SUPERVISORS

TOWN OF TAYLOR
BY _____
MAYOR
ATTEST: _____
TOWN CLERK

DATE 2-2-2016

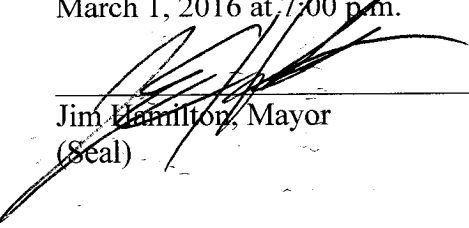
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Mayor's Report: Mayor Hamilton reported that all of the missing and damaged street signs (18) and poles (9) have been replaced and installed.

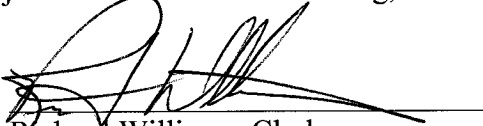
The Mayor also stated that he had requested a recommendation for Lafayette County Sheriff Buddy East for a candidate for Town Marshal. The sheriff said Deputy Sheriff Micah East (no relation) lives close by and would be a good candidate. Mayor Hamilton has spoken to Micah East on the phone and he said he is interested in the part-time position. The Mayor has schedule an in-person interview and will report his findings at the next Board of Aldermen meeting

Public Comment: None

There being no further business, the meeting was adjourned until the next meeting, scheduled for Tuesday, March 1, 2016 at 7:00 p.m.



Jim Hamilton, Mayor
(Seal)



Richard Williams, Clerk