

**REGULAR THIRD TUESDAY OCTOBER
MEETING OF THE MAYOR AND BOARD OF ALDERMEN**

BE IT REMEMBERED, that Tuesday, October 17, 2017 being the third Tuesday of said month and the day fixed by Board order for holding the second monthly meeting, said meeting was held in the Boardroom in the Municipal Complex at 909 River Road in the Town of Tunica, Mississippi, beginning at 3:00 p.m. with the following present or absent as indicated below:

Mayor Charles M. Cariker	Present
Alderman John A. Graves, Jr .	Present
Alderman Brad Beach	Present
Alderman Andrew Dulaney	Present
Alderwoman Brooks Taylor	Absent
Alderman Billy Willis	Present
Town Clerk Celia J. Boren	Present
Deputy Clerk Kate Scott Pennock	Absent
Town Attorney Charles B. Graves Jr.	Present
Police Chief Michael Nichols	Present
Town Chaplain Danny Smith	Present

Others in attendance are listed on the attendance sheet.

APPENDIX A – ATTENDANCE SHEET

Mayor Cariker called the meeting to order at 3:00 and led in the Pledge of Allegiance. Chaplain Smith led in prayer.

The Board considered the minutes from the meeting October 3, 2017 meeting: Alderman Dulaney moved to approve the minutes as written, Alderman Willis seconded and the motion was unanimously adopted by the four aldermen present.

REPORTS:

- **There was no report for the Planning Commission but it was announced that a variance hearing will be held November 30th.**
- **Chief Nichols reported for the Police department.**
- **Mayor Cariker reported for public works department.**
- **Lyn Arnold told the Board that the DRA grant application had been denied. She reported that the Christmas tree lighting will be Nov. 30 and the Christmas open house will be Nov. 9.**

Under old business, the Board discussed proceeding with the clean-up process of the unoccupied residence on 1112 N. Court. The house belongs to George Miller, currently in a nursing home. According to statute 21-19-11, MS code ann., there are procedures to be followed when a property falls into disrepair. After diligent discussion, Alderman Graves made a motion to begin the proceeding for clean-up notifications for the property. Alderman Beach seconded the motion and the four aldermen present all voted yes.

The Board next considered the annual curfew for Halloween night. The curfew has proven to be successful in curbing mischief-making and the older residents have appreciated an earlier end to the normal festivities. Alderman Graves moved to approve having the annual curfew in effect again this year; Alderman Beach seconded and the motion was approved by the four members present.

APPENDIX B – CURFEW NOTICE

The Board discussed some charges made to the workers' comp account at Tunica Pharmacy by Larry Dunn. All of the charges, according to Larry, relate to the vehicle accident in October of 2016. Since the Municipal Service Company, our workers' comp carrier, has already closed the file on that incident, these charges will remain unpaid. After discussion, the Mayor and Board of Aldermen did not feel that the charges should remain unpaid to the Pharmacy, and since Larry is undergoing surgery this week related to the year-old accident and will most likely be incurring more charges, the Board felt it was best to pay the Tunica Pharmacy invoices and add those charges to the sick leave that is owed to the Town from the company involved in the accident. Alderman Dulaney made the motion to approve payment of the invoices, Alderman Beach seconded and the motion was unanimously adopted by the four members present.

APPENDIX C – TUNICA PHARMACY STATEMENT

Next, the Board discussed a charge from Alex's station for 30 gallons of diesel for the tank truck in the fire department. The vehicle belongs to the county, but the Town has always paid for all the fuel for the fire vehicles. The ticket total is \$75.00. After discussion, Alderman Dulaney made a motion to approve payment to Alex's for the diesel fuel for the fire truck. Alderman Willis seconded and the motion was unanimously adopted and approved by the four members present. A Fuelman card will be ordered for the tank truck to make fuel purchases easier and to better account for fuel usage.

APPENDIX D – FUEL TICKET

Alderman Dulaney left the meeting prior to discussion regarding the next item to avoid any conflict of interest, citing his position as attorney for the CVB.

The Mayor and Board discussed the annual contract for advertising in the Tunica Visitors' Guide. Last year, and in previous years as well, the Town purchased a ½ page color ad for \$2000.00. The prices will be the same this year. Alderman Graves made a motion to approve the \$2,000.00 advertisement again this year, stating that this give the Town a lot of exposure for the money. Alderman Willis seconded the motion and the motion was approved by Aldermen Graves, Beach and Willis: The motion further Mayor Cariker to sign the ad contract.

APPENDIX E – AD CONTRACT

Alderman Dulaney returned to the meeting at 3:27.

American Municipal Services sent an invoice for \$74.00, representing \$296.00 in court collections. Alderman Willis made the motion to approve payment to AMS, Alderman Beach seconded, and the motion was unanimously adopted by the four aldermen present.

APPENDIX F – AMS IVOICE

The Municipal Compliance Questionnaire was next considered. The annual report must be completed after the close of the fiscal year and included in the minutes of the Town. After discussion, Alderman Graves made a motion to approve the questionnaire and ordered it spread upon the minutes; Alderman Willis seconded and the motion was unanimously adopted and approved by the four members present.

APPENDIX G – ANNUAL COMPLIANCE QUESTIONNAIRE

Sgt. Contreras has moved back into the town and has requested Board approval to keep his patrol car with him at home. As it is the policy of the Town, Alderman Beach made a motion to approve the request, Alderman Willis seconded and the motion was approved by the four members present.

The Mayor and Board of Aldermen next considered holding an Executive Session, as authorized pursuant to Section 25-41-7, Mississippi 1972, as amended. Alderman Dulaney moved that a closed determination be held to discuss whether an executive session is needed to be held and is appropriate. Alderman Graves seconded the motion. Thereupon, the matter was put to a vote with the results as follows: Alderman Graves, yea; Alderman Beach, yea; Alderman Dulaney, yea; Alderwoman Taylor, absent; and Alderman Willis, yea. The matter having received the majority vote of the Board of Aldermen of the Town of Tunica, the Mayor declared the motion carried and the Mayor and Board held a closed determination on the issue of whether an executive session is necessary. Mayor Cariker stated that the purpose for holding the executive session would be to discuss on-going litigation and a real estate transaction.

Based on this, Alderman Dulaney made the motion that the Mayor and Board of Aldermen hold an executive session to discuss, consider and act on the Executive Session matters. Alderman Willis seconded the motion. The matter was put to a vote with the result as follows: Alderman Graves, yea; Alderman Beach, yea; Alderman Dulaney, yea; Alderwoman Taylor, absent; and Alderman Willis, yea.

The matter having received the majority vote of the Board of Aldermen of Tunica, the Mayor declared the same carried and the Board entered in to executive session to consider the Executive Session matters. Present during the executive session were the Mayor, all members of the Board of Aldermen who voted on going into executive session, Town Clerk Celia Boren and Town Attorney Chuck Graves. After discussion, the following action was taken: Alderman Beach made the motion to allow Alex Obad the month of November, without charge, to clean, restock and reorganize the deli prior to opening on December 1. Alderman Willis seconded and a vote was taken with the following results: Alderman Graves, yea; Alderman Beach, yea; Alderman Dulaney, yea; Alderwoman Taylor, absent; and Alderman Willis, yea. The matter having received the majority vote, Mayor Cariker announced the motion carried. On-going litigation with Tunica County was discussed with no action taken.

Alderman Graves made the motion to leave executive session seconded by Alderman Beach. The vote was as follows: Alderman Graves, yea; Alderman Beach, yea; Alderman Dulaney, yea; Alderwoman Taylor, absent; and Alderman Willis, yea. The motion carried and the Board returned to open meeting. Mayor

Cariker announced the Executive Session matter discussed and advised of the action taken.

With no other business, Alderman Dulaney moved to adjourn, Alderman Willis seconded, the motion was unanimously approved and the meeting adjourned at 3:37 this 17th day of October 2017.

Charles M. Cariker, Mayor

ATTEST:

Celia J. Boren, Town Clerk

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