

**Minute Book 31**

**December 1, 2020**

**BOARD MEETING OF THE  
MAYOR  
AND  
BOARD OF ALDERMEN  
OF THE  
TOWN OF TUNICA, MISSISSIPPI**

**OFFICERS:**

**Mayor Charles M. Cariker**

**Alderman John A. "Jack" Graves, Jr.**

**Alderman Brad Beach**

**Alderman Andrew T. Dulaney**

**Alderwoman Brooks Taylor**

**Alderman Dan Pierce**

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**Town Attorney Richard W. Ryals, II**

**Town Clerk Kate Scott Pennock**

**Chief of Police Michael Nichols**

**Town Chaplain Danny Smith**

**REGULAR FIRST TUESDAY DECEMBER  
MEETING OF THE MAYOR AND BOARD OF ALDERMEN**

**BE IT REMEMBERED**, that Tuesday, December 1, 2020 being the first Tuesday of said month and the day fixed by Board order for holding the first 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:

<b>Mayor Charles M. Cariker</b>	<b>Present</b>
<b>Alderman John A. Graves Jr</b>	<b>Present</b>
<b>Alderman Brad Beach</b>	<b>Absent</b>
<b>Alderman Andrew Dulaney</b>	<b>Present</b>
<b>Alderwoman Brooks Taylor</b>	<b>Present</b>
<b>Alderman Dan Pierce</b>	<b>Absent</b>
<b>Town Clerk Kate Scott Pennock</b>	<b>Present</b>
<b>Town Attorney Wes Ryals</b>	<b>Present</b>
<b>Police Chief Michael Nichols</b>	<b>Present</b>
<b>Operations Manager Thomas J. Robinson, III</b>	<b>Absent</b>
<b>Town Chaplain Danny Smith</b>	<b>Absent</b>

**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. Alderman Graves led in prayer.**

**The Board considered the minutes from the meeting November 3, 2020. Alderman Dulaney moved to approve the minutes as written, Alderman Graves seconded, and the motion was unanimously adopted and approved by all members present. There were no minutes for the regular meeting November 17, 2020 due to no quorum for the meeting to be held.**

**REPORTS:**

- Nothing to report for the Planning Commission.**
- Chief Nichols reported for the police department.**
- Mayor Cariker reported for Operations.**
- There was nothing to report for Tunica Mainstreet.**
- Nothing to report for code enforcement.**

**Citizen Vivian Shelton addressed the Mayor and Board of Alderman regarding the closing of the local newspaper. She would like to see some form of communication for those in the community, the majority being the elderly, that do not have access to the internet or social media. The Board suggested we designate 3 public places to post announcements as well as look into advertising in a newspaper in a neighboring community. Alderman Dulaney made a motion to advertise in the Clarksdale Press Register; Alderman Graves seconded, and the motion was unanimously adopted and approved by all members present.**

**Under new business, the Mayor and Board discussed and considered the presentation from William Franklin, Path Company, regarding a management program for all streetlight accounts associated with our Entergy collective billing. Alderman Dulaney made a motion to issue an RFQ from qualified Energy Service Providers (ESPs) to provide a comprehensive energy management program for streetlight facilities. Notice for responses will run two times in the Clarksdale Press Register. Alderman Graves seconded, and the motion was unanimously adopted and approved by all members present.**

**APPENDIX B – REQUEST FOR QUALIFICATIONS**

**The Mayor and Board next discussed running an ad two times requesting bids for the Jacks Avenue sewer project. Alderwoman Taylor made a motion to run an advertisement requesting bids for Jacks Avenue sewer project two times. Bids will be opened January 4,**

2021 at 2:00 p.m. Alderman Dulaney seconded, and the motion was unanimously adopted and approved by all members present.

#### **APPENDIX C – BID NOTICE FOR JACKS AVENUE SEWER PROJECT**

The Mayor and Board of Aldermen next considered holding an Executive Session, as authorized pursuant to Section 25-41-7, Mississippi Code of 1972, as amended. Alderman Graves moved that a closed determination be held to discuss whether an executive session is needed to be held and is appropriate. Alderwoman Taylor seconded the motion. Thereupon, the matter was put to a vote with the results as follows: Alderman Graves, yea; Alderman Beach, absent; Alderman Dulaney, yea; Alderwoman Taylor, yea; and Alderman Pierce, absent.

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 personnel and real estate.

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 matter. Alderman Graves seconded the motion. The matter was put to a vote with the result as follows: Alderman Graves, yea; Alderman Beach, absent; Alderman Dulaney, Alderwoman Taylor, yea; and Alderman Pierce, absent.

The matter having received the majority vote of the Board of Aldermen of Tunica, the Mayor declared the same carried and the Board entered 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 Pennock, Chief Michael Nichols, and Town Attorney Ryals.

After discussion, the following action was taken during Executive Session: Alderman Graves made a motion to re-hire Robert Melvin as patrolman with the Tunica Police Department at \$17.00 per hour. Alderman Dulaney seconded the motion. The matter was put to a vote with the results as follows: Alderman Graves, yea; Alderman Beach, absent; Alderman Dulaney, Alderwoman Taylor, yea; and Alderman Pierce, absent.

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

With no other business, Alderwoman Taylor moved to recess until December 7, 2020 at 2:00 p.m., Alderman Dulaney seconded, and the meeting recesses at 3:48 p.m. this 1<sup>st</sup> day of December 2020.

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Charles M. Cariker, Mayor

**ATTEST:**

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**Kate Scott Pennock, Town Clerk**

**APPENDIX A – ATTENDANCE SHEET**

**APPENDIX B – REQUEST FOR QUALIFICATIONS**

**APPENDIX C – BID NOTICE FOR JACKS AVENUE SEWER PROJECT**

**BOARD MEETING  
ATTENDANCE SCHEDULE  
3:00 P. M.  
DECEMBER 1, 2020**

NAME	EMAIL/ORGANIZATION
1. <u>Martha Xhu</u>	<u>Citizen</u>
2. <u>Vivian Shelton</u>	<u>Citizen</u>
3. <u>William Franklin</u>	<u>Path Company</u>
4. <u>Chief Nichols</u>	
5. _____	
6. _____	
7. _____	
8. _____	
9. _____	
10. _____	
11. _____	
12. _____	
13. _____	
14. _____	
15. _____	
16. _____	

**ADVERTISEMENT FOR  
RESPONSES TO  
REQUEST FOR  
QUALIFICATIONS**

Notice is hereby given that the Town of Tunica, MS is requesting responses from qualified Energy Service Providers (ESPs) to provide a comprehensive city-wide energy management program for all streetlight facilities under an Energy Services Contract. Said responses are to be delivered as follows:

By parcel delivery: Town Clerk, Town of Tunica, MS, 909 River Road, Tunica, Mississippi 38676

By USPS delivery: Town Clerk, Town of Tunica, MS, PO Box 395, Tunica, MS 38676

ESP qualifications will be submitted in accordance with Section 31-7-14 of the Mississippi Code, the Mississippi Development Authority-Energy Division's Policy and Procedures for Energy Service Providers and the Request for Qualifications.

Responses must be received by the Tunica Town Clerk by 2:00 pm CST on Monday, January 4, 2021.

A detailed "Request for Qualifications" packet may be obtained from: (please send any questions or inquires via e-mail correspondence only)

Kate Scott Pennock  
Town Clerk

kspennock@townoftunica.org

662-363-2432

Dec. 9, 16, 2020

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EMAILED

For your approval. Total cost of 154 words for two times, including proof of publication, is: \$36.88.

Thank you.

Sandy

**LEGAL NOTICE  
TO BIDDERS  
JACKS AVENUE SEWER  
IMPROVEMENTS  
TOWN OF  
TUNICA, MISSISSIPPI**

Sealed bids for the construction of JACKS AVENUE SEWER IMPROVEMENTS will be received by the Town of Tunica at 909 River Road, Tunica, Mississippi until 2:00 p.m. local time on Monday, January 4, 2021, and thereafter will be opened and publicly read.

The project will consist of the construction of approximately 900 feet of an 8-inch gravity sewer line, three sewer man-holes, road restoration and all other necessary and related work to complete the project as shown on the plans and described in the specifications.

Plans, Specifications and Contract Documents may be examined and purchased at the office of Fisher & Arnold, Inc. for a non-refundable fee of \$35.00. Checks should be made out to Fisher & Arnold, Inc.

Each bid must be submitted in a sealed envelope, addressed to the Town Clerk, Town of Tunica, 909 River Road, Tunica, Mississippi 38676. Each envelope must be plainly marked on the outside as "Jacks Avenue Sewer Improvements" and must bear on the outside the date the bid is to be opened.

Each bid shall be accompanied by a Bidder's Bond issued by a Surety Company licensed to operate in the State of Mississippi, in the amount of 5% of the total bid price, as a guarantee that if the bid is accepted, the Bidder will enter into a contract and execute the Performance and Payment bonds in the form and within the time specified.

The successful Bidder will be required to execute a Performance Bond and a Payment Bond, each in the amount of 100% of the Contract, issued by a Surety Company licensed to operate in the state of Mississippi and shall be named in the current list of "Companies Holding

Certificates of Authority as Acceptable Sureties on Federal Bonds and as Acceptable Reinsuring Companies" as published in Circular 570 (amended) by the Audit Staff Bureau of Accounts, U.S. Treasury Department.

Each Bidder shall have a Certificate of Responsibility to bid on contracts for public projects in which the bid price exceeds \$50,000.00 and for private projects in which the bid price exceeds \$100,000.00 as required by the laws of the State of Mississippi. Each Bidder shall show on the outside of the envelope containing his or her bid: a current certificate of responsibility number and expiration date or if applicable, a statement certifying that the bid enclosed does not exceed \$50,000.00 for a public project or \$100,000.00 for a private project. Failure to show these items on the outside of the envelope containing the bid will result in the bid being returned to Bidder unopened.

No Bidder may withdraw his bid for a period of sixty (60) days after date of actual bid opening, without the Owner's consent.

The Town of Tunica reserves the right to reject any or all bids in whole or in part, with or without cause; and to accept the lowest and best bid which in its judgment will be for the best interest of the Town of Tunica.

WITNESS MY SIGNATURE THIS THE 1st day of December, 2020.

KATE SCOTT PENNOCK,  
TOWN CLERK  
Dec. 9, 16, 2020

EMAILED

For your approval. Total cost of 506 words for two times, including proof of publication, is: \$114.32.

Proof of publication and invoice will be mailed to you after the final publication date.

Thank you.

Sandy  
Clarksdale Press Register