

**THE CITY OF CLEVELAND  
BOLIVAR COUNTY  
STATE OF MISSISSIPPI**

**MINUTES OF SPECIAL MEETING HELD  
ON MONDAY, MARCH 23, 2020**

This special meeting of the Mayor and Board of Aldermen of The City of Cleveland, Mississippi, was duly and legally begun and held in the Board Room in the City Hall at 3:00 o'clock p.m. on Monday, March 23, 2020, pursuant to the following order of the Mayor and Board, which was posted according to law.

**Notice of Special Call Meeting of the  
Mayor and Board of Aldermen of the City of Cleveland  
March 23, 2020**

Pursuant to Mississippi Code Annotated §21-3-21, Mayor Billy Nowell calls a special meeting of the Mayor and Board of Aldermen of the City of Cleveland to discuss the following matter:

1. City's Response to COVID-19 (Please see *Proclamation of Local Emergency and Emergency Order for Temporary Closings* attached);
2. Notification of Closure of City Hall to General Public in Response to COVID-19; (Please see *Notice for Immediate Release* attached)
3. Discussion of Bond financing options for water meters.

Said meeting shall be held on **Monday, March 23, 2020 at 3:00 p.m.** in the Mayor's board room at City Hall. Notice of this special meeting shall be delivered to all aldermen who may be found. Notice of this meeting shall be placed in City Hall pursuant to Mississippi Code Annotated § 25-41-13 and shall be made a part of the minutes of said special call meeting.

So called this, the 23<sup>rd</sup> day of March, 2020 at 10:00 a.m.

/s/ Billy Nowell

BILLY NOWELL  
Mayor City of Cleveland

Present were: Billy Nowell, Mayor; Kirkham Povall (via teleconference), Robert Sanders (via teleconference), J. Paul Janoush (via teleconference), Theodore "Ted" Campbell, Gary Gainspoletti (via teleconference) and Maurice Smith, Aldermen; Danny Griffith, City Attorney; Dominique Green, City Clerk; Michelle Arbuckle, Deputy City Clerk; Charles "Buster" Bingham, Chief of Police; Alderman Danny Abraham was absent.

The meeting was duly opened, and, upon due proclamation first made, the following proceedings were held, to-wit:

**ORDER TO DECLARE A LOCAL EMERGENCY IN RESPONSE TO COVID-19**

After discussion, upon Motion by Alderman Janoush, second by Alderman Smith, and unanimously adopted, it is ordered to declare a local emergency in response to COVID-19.

## PROCLAMATION OF LOCAL EMERGENCY

**WHEREAS**, the City of Cleveland, Mississippi, is concerned for the health, safety, and welfare of the City's citizens arising from the Novel (new to humans) COVID-19 Pandemic. Acknowledging the findings by the World Health Organization, the State of Emergency declared by the United States President and State of Emergency declared by the Governor of the State of Mississippi, social distancing and non-essential gatherings of more than 10 people is necessary for the health and safety of the citizens of Cleveland to minimize the risk of infection and possible risk of transmission of COVID-19.

**WHEREAS**, the Mayor and Board of Aldermen of the City of Cleveland, Mississippi, met in an emergency special called meeting at 3:00 p.m. on March 23, 2020, to address the necessity of taking appropriate emergency action consistent with applicable state law and, having been informed and apprised of the emergency and disaster conditions prevailing throughout the City of Cleveland, Bolivar County, Mississippi, hereby finds it to be both necessary and proper to proclaim a local emergency, to minimize the risk of infection and possible risk of transmission of COVID-19

Therefore, pursuant to *Miss. Code Ann.* § 33-15-1, et. seq., the City of Cleveland hereby declare that a state of local emergency exists within the City. Be it known that the local powers in the case of a declared state of local emergency include:

During a local emergency, the governing body of a political subdivision may promulgate orders and regulations necessary to provide for the protection of life and property, including orders or regulations imposing a curfew within designated boundaries where necessary to preserve the public order and safety. Such orders and regulations and amendments and rescissions thereof shall be in writing and shall be given widespread notice and publicity. The authorization granted by this section to impose a curfew shall not be construed as restricting in any manner the existing authority to impose a curfew pursuant to police power for any other lawful purpose..”  
*Miss. Code Ann.* §33-15-17 (d)

Be it further resolved that pursuant to *Miss. Code Ann. §33-15-17 (d)*, that the Board of Aldermen of the City shall review and approve or disapprove the need for continuing the local emergency at its first regular meeting following such proclamation or at a special meeting legally called for such review. Thereafter, the City shall review the need for continuing the local emergency at least every thirty (30) days until such local emergency is terminated, and shall proclaim the termination of such local emergency at the earliest possible date that conditions warrant.

**BE IT FURTHER RESOLVED** by this Board of Aldermen that copies of this Resolution shall be forwarded to the following:

1. Honorable Tate Reeves  
Governor of the State of Mississippi  
20th Floor, Walter Sillers Building  
P. O. Box 139  
Jackson, MS 39205
2. Director, Plans and Operations Division  
Mississippi Emergency Management Agency  
1410 Riverside Drive  
Jackson, MS 39206  
FAX #352-8314
3. Michael Lamb, Director  
Bolivar County EMS  
114 South Street  
Cleveland, MS 38732

**RESOLVED AND ADOPTED** on motion by Alderman Ted Campbell, seconded by Alderman Maurice Smith, with all members present voting "aye" this the 23<sup>rd</sup> day of March, 2020.

/s/ Billy Nowell  
**BILLY NOWELL, MAYOR**

**ATTEST:**

/s/ Dominique Green  
**DOMINIQUE GREEN**  
**CITY CLERK**

**SEAL**



ORDERED this March 23, 2020.

**ORDER TO APPROVE AN EMERGENCY ORDER FOR TEMPORARY CLOSURES OF NAMED BUSINESSES IN RESPONSE TO COVID-19**

After discussion, upon Motion by Alderman Smith, second by Alderman Janoush, and unanimously adopted, it is ordered to approve an emergency order for the temporary closures of named businesses in response to COVID-19.

## PROCLAMATION OF LOCAL EMERGENCY

WHEREAS, the City of Cleveland, Mississippi, is concerned for the health, safety, and welfare of the City's citizens arising from the Novel (new to humans) COVID-19 Pandemic. Acknowledging the findings by the World Health Organization, the State of Emergency declared by the United States President and State of Emergency declared by the Governor of the State of Mississippi, social distancing and non-essential gatherings of more than 10 people is necessary for the health and safety of the citizens of Cleveland to minimize the risk of infection and possible risk of transmission of COVID-19.

WHEREAS, the Mayor and Board of Aldermen of the City of Cleveland, Mississippi, met in an emergency special called meeting at 3:00 p.m. on March 23, 2020, to address the necessity of taking appropriate emergency action consistent with applicable state law and, having been informed and apprised of the emergency and disaster conditions prevailing throughout the City of Cleveland, Bolivar County, Mississippi, hereby finds it to be both necessary and proper to proclaim a local emergency, to minimize the risk of infection and possible risk of transmission of COVID-19

Therefore, pursuant to *Miss. Code Ann.* § 33-15-1, et. seq., the City of Cleveland hereby declare that a state of local emergency exists within the City. Be it known that the local powers in the case of a declared state of local emergency include:

During a local emergency, the governing body of a political subdivision may promulgate orders and regulations necessary to provide for the protection of life and property, including orders or regulations imposing a curfew within designated boundaries where necessary to preserve the public order and safety. Such orders and regulations and amendments and rescissions thereof shall be in writing and shall be given widespread notice and publicity. The authorization granted by this section to impose a curfew shall not be construed as restricting in any manner the existing authority to impose a curfew pursuant to police power for any other lawful purpose."  
*Miss. Code Ann.* §33-15-17 (d)

Be it further resolved that pursuant to *Miss. Code Ann. §33-15-17 (d)*, that the Board of Aldermen of the City shall review and approve or disapprove the need for continuing the local emergency at its first regular meeting following such proclamation or at a special meeting legally called for such review. Thereafter, the City shall review the need for continuing the local emergency at least every thirty (30) days until such local emergency is terminated, and shall proclaim the termination of such local emergency at the earliest possible date that conditions warrant.

**BE IT FURTHER RESOLVED** by this Board of Aldermen that copies of this Resolution shall be forwarded to the following:

1. Honorable Tate Reeves  
Governor of the State of Mississippi  
20th Floor, Walter Sillers Building  
P. O. Box 139  
Jackson, MS 39205
2. Director, Plans and Operations Division  
Mississippi Emergency Management Agency  
1410 Riverside Drive  
Jackson, MS 39206  
FAX #352-8314
3. Michael Lamb, Director  
Bolivar County EMS  
114 South Street  
Cleveland, MS 38732

**RESOLVED AND ADOPTED** on motion by Alderman Ted Campbell, seconded by Alderman Maurice Smith, with all members present voting "aye" this the 23<sup>rd</sup> day of March, 2020.

/s/ Billy Nowell  
**BILLY NOWELL, MAYOR**

**ATTEST:**

/s/ Dominique Green  
**DOMINIQUE GREEN**  
**CITY CLERK**

**SEAL**



ORDERED this March 23, 2020.

**ORDER TO PROCEED WITH SECURING GENERAL OBLIGATION BOND  
FINANCING FOR THE WATER METER INSTALLATION PROJECT**

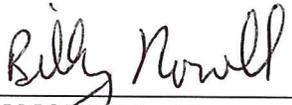
After discussion, upon Motion by Alderman Gainspoletti, second by Alderman Sanders, and unanimously adopted, it is ordered to proceed with securing general obligation bond financing for the Water Meter Installation Project not to exceed two million dollars (\$2,000,000).

ORDERED this March 23, 2020.

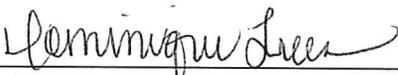
**ORDER TO ADJOURN**

With there being no further business to come before the Board at this session of this special meeting, upon motion duly made by Alderman Povall, second by Alderman Campbell, and unanimously adopted, it is ordered that the special called meeting of March 23, 2020 thereof be adjourned.

ORDERED this March 23, 2020.

  
BILLY NOWELL, Mayor

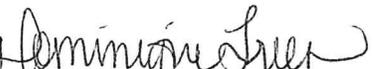
Attest:

  
DOMINIQUE GREEN, City Clerk

Minutes approved this 7<sup>th</sup> day of April, 2020.

  
BILLY NOWELL, Mayor

Attest:

  
DOMINIQUE GREEN, City Clerk