THE CITY OF CLEVELAND
BOLIVAR COUNTY
STATE OF MISSISSIPPI

MINUTES OF SPECIAL MEETING HELD ON WEDNESDAY, JUNE 17TH, 2020

This special meeting of the Mayor and Board of Aldermen of The City of Cleveland, Mississippi, was duly and legally begun and held remotely via Zoom at 8:30 o'clock a.m. Wednesday, June 17th, 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
June 17, 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 matters:

1. Discussion of recent Governor Reeves' Executive Orders as it relates to COVID-19;
2. Approval of Relay for Life Downtown Market Event;
3. Discussion of Inframark Contract - Tractor Purchase;
4. Employee Action Recommendations; and
5. Discussion of Tourism Board Bylaws revision

Said meeting shall be held on **Wednesday, June 17, 2020 at 8:30 p.m.** via Zoom Video Communications per the following link and call-in information:

Join Zoom Meeting

https://us02web.zoom.us/j/4196319583?pwd=QndyRnJMZTBzNm4rQ0lNbHNqc090QT09

Meeting ID: 419 631 9583

Password: 38732

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 15th day of June, 2020 at 4:00 p.m.

/s/ Billy Nowell
BILLY NOWELL
Mayor City of Cleveland

Present were: Billy Nowell, Mayor; Kirkham Povall, Robert Sanders, Danny Abraham, Theodore "Ted" Campbell, J. Paul Janoush, Gary Gainspoletti and Maurice Smith, Aldermen; Danny Griffith, City Attorney; Dominique Green, City Clerk; Michelle Arbuckle, Deputy City Clerk; Heather Williams, Human Resources Coordinator.

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

ORDER TO APPROVE EMERGENCY ORDER TO SET 10:00 PM CURFEW FOR RESTAURANTS, SOCIAL CLUBS, BARS AND EVENT CENTERS

After discussion, upon Motion by Alderman Janoush, second by Alderman Sanders, and unanimously adopted, it is ordered to approve an emergency order to set

a 10:00 PM curfew for restaurants, social clubs, bars and event centers. Restaurant Drive Through windows may continue operations after 10:00 pm.

EMERGENCY ORDER

CITY OF CLEVELAND, MISSISSIPPI

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN of the City of Cleveland pursuant to Mississippi Code Section 45-17-7, that the City hereby adopts the following additional emergency measures that shall take effect immediately and remain in effect until further action is taken by the governmental authority of the City of Cleveland, to protect the public health, safety, and welfare of the community from the spread of a contagious or infectious disease and to eliminate or limit injuries or deaths that may occur in the absence of such measures:

WHEREAS, the City is concerned for the health, safety, and welfare of the City's citizens arising from the Novel (new to humans) COVID-19 Pandemic. **A BALANCING OF PUBLIC INTERESTS** has been considered here. In normal times, tourism and entertainment dollars are an economic and social asset to the City. Although permitted businesses in the nature of restaurants, social clubs, event centers and bars provide such economic and social benefits to the City; these are outweighed significantly by the risk of infection, risk of transmission of COVID-19 and the potential for civil disturbances arising from large gatherings.

SECTION 1

In order to protect the health and safety of the Citizens of Cleveland, appropriate actions to promote proper sanitization, minimize close person-to-person contact and enforce appropriate social distancing, shall include the following:

A. This Emergency Order shall apply to all permitted businesses in the City of Cleveland to include Restaurants, Bars, Social Clubs and Event Centers.

B. Capacity shall be determined by the fire code rating for the premises.

C. No more than 50% capacity shall be allowed at any time.

D. Social distancing guidelines shall be followed.

E. A strict closing time of 10:00 p.m. shall be maintained.

F. All high contact surfaces must be sanitized at least every 2 hours.

G. Hand sanitization materials shall be provided every person on the premises.

BE FURTHER ADVISED, that the Board of Aldermen of the City shall review and approve or disapprove the need for continuing these emergency measures 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.

SECTION II

ENFORCEMENT of this Emergency Order shall be via issuance of citations to the person in charge of the event on the premises at the time of the occurrence **AND** the owner of the premises. **EACH PERSON ON THE PREMISES** at the time of the violation shall be deemed a separate violation. **CITATIONS** shall be answerable to the City of Cleveland Municipal Court. **VIOLATIONS** of this Emergency Order shall be a misdemeanor. **PENALTIES** for violations shall be punishable by a fine not exceeding Three Hundred Dollars ($300.00) per violation as provided by Mississippi Code Section 45-17-9.

BE IT FURTHER RESOLVED by this Board of Aldermen that copies of this Emergency Order 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

Alderman Kirkham Povall moved for adoption of this Emergency Order, which motion was seconded by Alderman Paul Janoush, said Emergency Order having been introduced in writing at a special called meeting of the Mayor Board of Aldermen of the City of Cleveland, Mississippi, held on June 17, 2020, at 8:30 a.m., which was read, considered, debated and ultimately adopted unanimously, paragraph by paragraph, section by section, then as a whole, and the question being put to a vote, the Mayor recorded the votes as follows:

Alderman Gary Gainspoletti voted:	aye
Alderman J. Paul Janoush voted:	aye
Alderman Ted Campbell voted:	absent
Alderman Robert Sanders voted:	aye

Alderman Danny Abraham voted:	aye
Alderman Maurice Smith voted:	absent
Alderman Kirkham Povall voted:	aye

/s/ Billy Nowell
Billy Nowell
Mayor of the City of Cleveland, Mississippi

/s/ Dominique Green
Attest: Dominique Green
City Clerk, City of Cleveland, Mississippi

ORDERED this June 17th, 2020.

ORDER TO ENFORCE EMERGENCY ORDER WITH A FINE PER VIOLATION

After discussion, upon Motion by Alderman Povall, second by Alderman Sanders, and unanimously adopted, it is ordered to enforce the Emergency Order to include a fine of $300 per violation of such curfew as detailed per the order.

ORDERED this June 17th, 2020.

ORDER TO PERMIT RELAY FOR LIFE EVENT

After discussion, upon Motion by Alderman Janoush, second by Alderman Sanders, and unanimously adopted, it is ordered to permit a Relay for Life Event to be held in the Gazebo on the Downtown Walking Trail on July 18th, 2020 from 8:00 AM to 12:00 PM.

ORDERED this June 17th, 2020.

ORDER TO APPROVE EMPLOYEE ACTION RECOMMENDATIONS

After discussion, upon motion by Alderman Gainspoletti, second by Alderman Abraham, and unanimously adopted, it is ordered to approve the employee action recommendation to hire a Parks and Recreation seasonal worker.

ORDERED this June 17th, 2020.

After discussion, upon motion by Alderman Sanders, second by Alderman Gainspoletti, and unanimously adopted, it is ordered to approve the employee action recommendation to transfer a Dispatcher to the Secretary position within the Police Department.

ORDERED this June 17th, 2020.

ORDER TO AUTHORIZE REVISIONS TO THE TOURISM BOARD BYLAWS

After discussion, upon motion by Alderman Sanders, second by Alderman Abraham, and unanimously adopted, it is ordered to authorize revisions to the Tourism Board bylaws per the review of Tourism Board appointees Becky Nowell and Myrtis Tabb, in addition to Danny Griffith, City Attorney and Dominique Green, City Clerk.

ORDERED this June 17th, 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 Janoush, and unanimously adopted, it is ordered that the special called meeting of June 17th, 2020 thereof be adjourned.

ORDERED this June 17th, 2020.

Billy Nowell
BILLY NOWELL, Mayor

Attest:

Dominique Green
DOMINIQUE GREEN, City Clerk

Minutes approved this 7th day of July, 2020.

Billy Nowell
BILLY NOWELL, Mayor

Attest:

Dominique Green
DOMINIQUE GREEN, City Clerk