

**DESOTO COUNTY BOARD OF SUPERVISORS**

**BOARD MEETING MINUTES**

**BILL RUSSELL, PRESIDENT 2008 PRESIDING**

**January 7, 2008**

**A. CALL TO ORDER**

The January 7, 2008 meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Bill Russell, Board President.

Sheriff Bill Rasco of the DeSoto County Sheriff's Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

- Supervisor Jessie Medlin-----District 1 Absent
- Supervisor Eugene C. Thach-----District 2
- Supervisor Bill Russell-----District 3
- Supervisor Allen Latimer-----District 4
- Supervisor Tommy Lewis-----District 5
- W. E. Sluggo Davis-----Chancery Clerk
- Michael Garriga-----County Administrator
- Tony Nowak -----Board Attorney
- Sheriff Bill Rasco-----Sheriff's Department

Supervisor Jessie Medlin was unable to attend due to illness.

**B. INVOCATION**

Deputy Carl Hurt presented the invocation.

**C. PLEDGE OF ALLEGIANCE**

**D. APPROVAL OF DECEMBER MINUTES**

The official minutes of the Board of Supervisors were read for the month of December, 2007, pursuant to Section 19-3-27 of the Mississippi Code of 1972, Annotated. Supervisor Tommy Lewis made the motion and Supervisor Allen Latimer seconded the motion to approve the minutes of the Board of Supervisors, for the month of December 2007. The motion passed by a unanimous vote.

**E. PAYMENT OF CLAIMS GENERATED IN THE 2004 TERM**

**1. Claims Docket**

Tom Arnold, Comptroller presented a late bill for credit card charges in the amount of \$29.00. At the recommendation of the Comptroller, Supervisor Bill Russell made the motion and Supervisor Allen Latimer seconded the motion to pay the late bill as presented by the Comptroller in the amount of \$29.00 for a late bill for credit card charges. The motion passed by a vote as follows:

- Supervisor Jessie Medlin-----ABSENT
- Supervisor Eugene C. Thach-----YES
- Supervisor Bill Russell-----YES
- Supervisor Allen Latimer-----YES
- Supervisor Tommy Lewis-----YES

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code annotated, Supervisor Eugene Thach made the motion and Supervisor Allen Latimer seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

**See Exhibit E**

**F. ADJOURNMENT OF THE 2004 TERM AND ADJUDICATION OF THE 2008 TERM OF THE DESOTO COUNTY BOARD OF SUPERVISORS**

**1. Organization of the Board of Supervisors**

Supervisor Bill Russell said it has been an honor and pleasure to serve as President for the Board of Supervisors for the past year. He said Desoto County has a great Board and he deeply appreciates the honesty of the Board. He acknowledged that the Board of Supervisors act for the good of the people and are not self-serving, and that has made his serving as President a pleasure.

Supervisor Tommy Lewis made the motion and Supervisor Allen Latimer seconded the motion to adjourn the meeting for the December 2007 term. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to nominate Supervisor Allen Latimer as President of the Board of Supervisors for 2008. Supervisor Russell asked for other nominations and there were none. The motion to appoint Supervisor Latimer as Board President for 2008 passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to appoint Supervisor Eugene Thach as the Vice President of the Board of Supervisors for 2008. Supervisor Russell asked if there were any other nominations and there were none. The motion to appoint Supervisor Eugene Thach as Vice President of the Board of Supervisors for 2008 passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

Supervisor Thach said that Supervisor Bill Russell has done a great job as President of the Board of Supervisors and thanked Supervisor Russell for his service.

Supervisor Allen Latimer assumed the President's chair. Supervisor Latimer opened the Board meeting for the 2008 through the 2012 term and called the meeting to order.

**2. Approval of Bonds for Newly-elected Officials**

**a. Chancery Clerk Approves BOS Bonds**

Chancery Court Clerk Sluggo Davis told the Board of Supervisors that the bonds for the Board of Supervisors were in order and he is acknowledging that for the minutes.

**b. BOS Approves All Other Bonds**

Chancery Clerk Sluggo Davis said bonds for all other elected officials, except for the Board of Supervisors, are in order and he asked the Board of Supervisors to consider approving those bonds.

At the recommendation of the Chancery Clerk, Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to approve bonds for all of the Desoto County elected Officials, except for the Board of Supervisors, and to authorize the Board President to sign the bonds. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----	ABSENT
Supervisor Eugene C. Thach-----	YES
Supervisor Bill Russell-----	YES
Supervisor Allen Latimer-----	YES
Supervisor Tommy Lewis-----	YES

**3. Approval of Appointments**

**a. Employee Appointments**

Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to approve all current employee appointments as follows:

<b>Board Attorney</b>	<b>Tony Nowak</b>
<b>Comptroller</b>	<b>Tom Arnold</b>
<b>County Extension Director / Agronomic Crop</b>	<b>Sandy Slocum</b>
<b>4H Equine Agent</b>	<b>Carol Sicilia</b>
<b>County Horticulture Agent</b>	<b>Joy Anderson</b>
<b>4-H Youth Agent</b>	<b>Carol Sicilia</b>
<b>County Administrator</b>	<b>Michael Garriga</b>
<b>County Engineer</b>	<b>Andy Swims</b>
<b>County Consulting Engineer</b>	<b>Daniel L. Murphy</b>
<b>County Road Manager</b>	<b>Russell Dorris</b>
<b>EEOC Officer</b>	<b>Ann Richmond</b>
<b>Emergency Service Director</b>	<b>Bobby Storey</b>
<b>Fire Service Coordinator</b>	<b>Bobby Storey</b>
<b>Arson Investigator</b>	<b>Mike Hancock</b>
<b>Homeland Security</b>	<b>Bobby Storey</b>
<b>Inventory Clerk</b>	<b>Amy Henley</b>
<b>Justice Court Clerk</b>	<b>Shirley Beshears</b>
<b>Memphis Area Gov. Rep.</b>	<b>Eugene Thach</b>
<b>Mental Health Rep.</b>	<b>James Sims</b>
<b>Purchase Clerk</b>	<b>Jeannine Ruby</b>
<b>Safety Officer</b>	<b>Jim Bearden</b>
<b>Receiving Clerk</b>	<b>Ann Richmond</b>
<b>Risk Mgt Officer</b>	<b>Stanley Rochelle</b>
<b>Risk Mgt. Officer</b>	<b>Tim Curtis</b>
<b>Veterans Service Officer</b>	
<b>Youth Court Prosecutor</b>	<b>James Franks</b>

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----	ABSENT
Supervisor Eugene C. Thach-----	YES
Supervisor Bill Russell-----	YES
Supervisor Allen Latimer-----	YES
Supervisor Tommy Lewis-----	YES

**b. Appointme nts to Boards and Commissions**

Supervisor Bill Russell said that Supervisor Medlin has asked that all current District 1 appointees be reappointed for 2008.

Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to approve all appointees to Boards and Commissions with the exception the District 5 Planning Commission, Paul Whitfield, District 2 Board of Adjustments, Carlton Gatlin, District 2 Planning Commission, Leonard Lindsey and Dennis Climer, District 3, Coldwater River Watershed District commissioners, Walls Fire Protection District commissioners and the District 4 Appointee to the License Commission Bill Brown and those appointments will be held over to allow the Board of Supervisors to contact the current appointees. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
 Supervisor Eugene C. Thach-----YES  
 Supervisor Bill Russell-----YES  
 Supervisor Allen Latimer-----YES  
 Supervisor Tommy Lewis-----YES

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to approve a resolution of appreciation for service to Desoto County for Mr. Carlton Gatlin, District 2 Representative on the Board of Adjustments and for Mr. Leonard Lindsey and Mr. Dennis Climer who are Planning Commissioners for District 2. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
 Supervisor Eugene C. Thach-----YES  
 Supervisor Bill Russell-----YES  
 Supervisor Allen Latimer-----YES  
 Supervisor Tommy Lewis-----YES

**G. CONSENT**

The Board of Supervisors considered approval of the Consent Agenda as presented. Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the Consent Agenda, with the exception of the Road Bond Report, as follows:

**1. Accounting:**

**a. Ratification of Monthly Health Claims**

Funding Request	Date Paid	Amount	Claim Type
<b>Date</b>			
12/3/07	12/3/07	\$69,599.40	Administration Fees
12/3/07	12/3/07	\$56,285.95	Medical
12/3/07	12/3/07	\$5,566.90	Dental
12/10/07	12/10/07	\$28,414.49	Medical
12/10/07	12/10/07	\$4,009.75	Dental
12/17/07	12/17/07	\$82,899.80	Medical
12/17/07	12/17/07	\$7,919.50	Dental
12/17/07	12/17/07	\$56,910.96	Pharmacy
12/24/07	12/27/07	\$140,970.51	Medical
12/24/07	12/27/07	\$6,213.40	Dental

	<b>TOTAL</b>	<b>\$458,790.66</b>	

<b>December Book Balance</b>	<b>\$3,363,859.90</b>	
<b>November Book Balance</b>	<b>\$3,486,168.38</b>	
<b>October Book Balance</b>	<b>\$3,495,975.17</b>	
<b>September Book Balance</b>	<b>\$3,566,170.25</b>	
<b>August Book Balance</b>	<b>\$3,677,455.13</b>	
<b>July Book Balance</b>	<b>\$3,603,162.04</b>	

**b. Ratification of Bond Payment**

\$18,000,000 MS Development Bank Special Obligation Bonds  
Trustmark Bank Ck# 032818 issued 12-28-07 Total \$ 39,981.06

**c. Quarterly Budget Allocations**

**For Quarter Ending March 31, 2008**

**TAX ASSESSOR:**

**Department 103.....\$340,668.42**

**TAX COLLECTOR:**

**Department 104.....\$321,470.83**

**SHERIFF:**

**Department 200 (Sheriff Administration).....\$ 206,376.25**  
**Department 201 (Aviation).....\$ 14,045.00**  
**Department 202 (Patrol/Law Enforcement).....\$ 1,870,357.67**  
**Department 220 (Custody of Prisoners).....\$ 865,256.08**  
**Department 222 (Prisoners' Medical Expense) \$ 297,208.75**  
**Department 223 (Juvenile Detention).....\$ 199,142.67**  
**Department 225 (Rescue Unit).....\$ 4,200.25**

**TOTAL.....\$3,456,586.67**

**METRO NARCOTICS:**

**Fund 035.....\$ 74,752.25**

**d. Approval of Interfund Loan**

From: General County Fund 001-000-054 \$800,000.00  
To: 2004 Bond Construction Fund 380-000-149 \$800,000.00

**2. Justice Court Report**

**December, 2007**

Criminal Cases Filed – 131 State Assessments - \$1,040.89  
Civil Cases Filed – 472 County General Fund - \$97,104.11  
Traffic Tickets Filed – 700 Total Collections - \$151,453.00  
Total Cases Filed – 1,303

**3. Approval of Bailiff Pay**

Liz Medlin - \$160.00 Joe Holmes - \$120.00 Lee Hodge - \$120.00

**4. Approval of Publication of Board Proceedings**

**5. Election Commissioners – Approval to Work in Absence of Quorum**

- 6. Make State Tax Commission Approval of Tax Exemptions Part of the Minutes – Carmel River, / LLC Panattoni Investments, LLC**
- 7. Make the Response to the Plan for Mass Reappraisal Part of the Minutes**
- 8. Sheriff’s Employee Report**

Hires and Terminations: 11/09/07 - 12/01/07

Hires:

11/14/07 Robyn Rowe  
 11/26/07 Chad Wicker  
 11/29/07 Frank Herring  
 11/29/07 Freddie Jones

Terminations:

11/09/07 Edgar Treadway  
 11/17/07 Jonathan Gardner  
 11/23/07 Lee Gilbert  
 12/01/07 Brian Darby

- 9. Make the Resolution Appointing Barry Bridgforth to DCRUA Part of the Minutes**
- 10. Make approval of Chancery Fees Part of the Minutes (Must be approved each term)**
- 11. Purchasing – Approval to go Out to Bid and Open Bids for Tourism Building**
- 12. Department of Road Management:**
  - a. Road Report and Work Schedule**
  - b. Road Bond Report**
- 13. Chancery Clerk Allowance (2) - December \$1,900.00 January \$1,616.66**
- 14. Sheriff Department**
  - a. Purchase Requisitions – Remove Sue Williams and Add Sheriff Bill Rasco**
  - b. Receiving Clerks – Remove Jim Dunn and Vidia Bowles and Add Richard Chambers**
- 15. Closeout of Solid Waste Officer Grant**
- 16. Make the FY 08 State Aid Bridge Inspection Report Part of the Minutes**

The motion to approve the Consent Agenda with the exception of the Road Bond Report for December passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
 Supervisor Eugene C. Thach-----YES  
 Supervisor Bill Russell-----YES  
 Supervisor Allen Latimer-----YES  
 Supervisor Tommy Lewis-----YES

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to approve the Road Bond Report presented for the month of December. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
 Supervisor Eugene C. Thach-----YES  
 Supervisor Bill Russell-----YES  
 Supervisor Allen Latimer-----YES  
 Supervisor Tommy Lewis-----ABSENT

**See Exhibit G**

**H. OLD BUSINESS**

Supervisor Allen Latimer asked if anyone had old business to present to the Board. No one came forward.

**I. NEW BUSINESS**

**1. Bids Under Advisement – Lawn Care and Landscaping**

At the recommendation of Jeannine Ruby, Director of Purchasing, and Kenny Evans, Director of Buildings and Grounds, Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to approve the low bid of ROTOLO Consultants Inc. in the amount of \$40,248.00 per year for a two year period for lawn care services for Desoto County buildings. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

See Exhibit I.1

**2. Inventory Dispositions**

**a. Preliminary**

**(1.) IT Department**

**Inventory Control Disposition**

Fiscal Year: 2008

**PRELIMINARY**

Department: IT Department

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary	Preliminary Approval Date	Disposed Of By	Location of Final Disposal	Date of Final Approval
4092	58030084	Telephone	Broken/Outdated	Recycle Trailer	1-7-08	JB	5R	
8181	8358K1P00G	HP Desktop 6810	Broken/Outdated	Recycle Trailer				
35776	CH0Y016361	HP Laserjet 1210	Broken	Recycle Trailer				
51271	CH1478C62K	HP 8000 Printer	Broken	Recycle Trailer				
51140	8DFF018010	Epson Printer	Broken	Recycle Trailer				
31071	2801870001	Micron PC	Broken/Parts	Recycle Trailer				
32578	0002250302	Gateway PC	Broken/Parts	Recycle Trailer				
31382	2818868001	Micron PC	Broken/Parts	Recycle Trailer				
730047	0174001	IBM Network 12 Printer	Broken	Recycle Trailer				
30481	0016235809	Gateway PC	Broken/Parts	Recycle Trailer				
30500	0514875450	Gateway PC	Broken/Parts	Recycle Trailer				
30503	0014888897	Gateway PC	Broken/Parts	Recycle Trailer				
730058	2244726	IBM Monitor	Broken	Recycle Trailer				
30504	Not readable	Gateway PC	Broken/Parts	Recycle Trailer				
31758	21344141	Gateway PC	Broken/Parts	Recycle Trailer				
8018	1165546	Lanmark Printer	Broken	Recycle Trailer				
35185	7133203578	48MB Hub	Broken	Recycle Trailer				
35563	8045801056	HP Desktop Printer	Broken	Recycle Trailer				
31759	2110058	Gateway PC	Broken/Parts	Recycle Trailer				
32152	0024482867	Gateway PC	Broken/Parts	Recycle Trailer				
31288	0028886437	Gateway PC	Broken/Parts	Recycle Trailer				
30505	505001280620	Emachines	Broken/Parts	Recycle Trailer				

Department Head: [Signature] Date: 12/14/07

Disposed By: [Signature] Date: 12/7/08

Inventory Clerk: [Signature] Date: 1-2-08

**(2.) Operations**

Asset #	Serial #	Description	Reason for Disp	Loc at Preliminary
10042	KXT61610	Panasonic Phone System	Traded-In	Atom Tech

**(3.) Chancery**

Asset #	Serial #	Description	Reason for Disp	Loc at Preliminary
730041	0174123	IBM Network Painter 12	Broken	101

**(4.) Circuit Clerk**

Asset #	Serial #	Description	Reason for Disp	Loc at Preliminary
35511	P1DH111	Canon Palm	Broken	Inv Clerk

8086	11LG655	Calculator IBM Wheelwriter	Broken	Inv clerk
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**(5.) EMA**

<b>Asset #</b>	<b>Serial #</b>	<b>Description</b>	<b>Reason for Disp</b>	<b>Loc at Preliminary</b>
30383	402AUE9189	Motorola H/H Radio	Broken	EMA

**(6.) Sheriff's Department**

<b>Asset #</b>	<b>Serial #</b>	<b>Description</b>	<b>Reason for Disp</b>	<b>Loc at Preliminary</b>
8209	866FXW6935	GTX H.H. RADIO	LOST	SEE ATTACHED-A
12285	466AWJ3963	MOTOROLA H.H. RADIO	LOST	SEE ATTACHED-B
5006	39525223	GARMIN GPS 95XL	LOST	SEE ATTACHED-C
5094	GLDC00923797	GDC CSU/DSU 911	BROKEN	DCSO
33062	N/A	GALLS TAPE RECORDER	LOST	SEE ATTACHED-D
34033	1004656	SONY TAPE RECORDER	LOST	SEE ATTACHED-E
36315	131148	SONY TAPE RECORDER	LOST	SEE ATTACHED-F
36340	5007898	SONY TAPE RECORDER	BROKEN	DCSO
36342	5007900	SONY TAPE RECORDER	BROKEN	DCSO
36826	206661VGP	OLYMPUS TAPE RECORDER	LOST	SEE ATTACHED-G
19003	KB00155	SEARCH LIGHT	BROKEN	DCSO
19004	KB0543	SEARCH LIGHT	BROKEN	DCSO
30497	0009979639	GATEWAY PC	BROKEN	DCSO
8289	BB6002020	PENTIUM DESKTOP	BROKEN	DCSO
32705	MY17PC11DJ	HP PRINTER	BROKEN	DCSO
30417	EKB85000908	KODAK CAMERA	LOST	SEE ATTACHED-H
32720	1542691	SONY CAMERA	BROKEN	DCSO
5093	250289157	CISCO ROUTER	BROKEN	DCSO
33128	108470020503	HOLMAN TOASTER	BROKEN	DCSO
9019	3047010	IBM WHEELWRITER	BROKEN	DCSO
36422	930380069620	DYMO PRINTER	BROKEN	DCSO
36870	55PM011347	ASUS W/SPMPRON	BROKEN	DCSO
32714	X0873013	DELL PC	BROKEN	DCSO
32738	DNW611	DELL PC	BROKEN	DCSO
32686	8NW6111	DELL PC	BROKEN	DCSO
32733	GPW6111	DELL PC	BROKEN	DCSO
31387	PP1CKHL3X	COMPAQ WORKSTATION	BROKEN	DCSO
31004	R040C820010	COMPAQ WORKSTATION	BROKEN	DCSO
32710	890MGSV	LEXMARK PRINTER	BROKEN	DCSO

**(7.) GIS**

<b>Asset #</b>	<b>Serial #</b>	<b>Description</b>	<b>Reason for Disp</b>	<b>Loc at Preliminary</b>
30788	348010370	LexMark Optra Color 1200	Broken, no longer working	GIS Department

**b. Final – Administration**

<b>Asset #</b>	<b>Serial #</b>	<b>Description</b>	<b>Reason for Disp</b>	<b>Loc of Final</b>
12134	n/a	NITSUKO Phone	Replaced with new system	Atom Technology

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to approve the inventory dispositions as presented by the Inventory Clerk Amy Henley. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
 Supervisor Eugene C. Thach-----YES  
 Supervisor Bill Russell-----YES  
 Supervisor Allen Latimer-----YES  
 Supervisor Tommy Lewis-----YES

See Exhibit I.2

**3. Advertising County Resources – DeSoto Dance Team**

Vanessa Lynchard said that in the past the Board of Supervisors has approved donating to the DeSoto Dance Team in Southaven. She said that DeSoto Dance won the first international dance competition in Orlando, FL and can now compete in the Dance Super Nationals in Cincinnati, OH. Vanessa said the Team appreciated the Board's support in the past and are requesting a donation to assist them in the opportunity to participate in this competition. She said it is a great opportunity to advertise Desoto County resources.

After having determined that the request to advertise county resources met the guidelines of the policy adopted by the Board of Supervisors, Supervisor Eugene Thach made the motion, and Supervisor Bill Russell seconded the motion to advertise DeSoto County Resources by contributing \$250.00 to DeSoto Dance. In accordance with Section 17-3-3, of the Mississippi Code of 1972, the Board of Supervisors did make a determination that the above request would advertise the resources and possibilities of DeSoto County and thereby advance the moral, financial and other interests of DeSoto County. The Board of Supervisors noted that a banner must be placed at the site or pins must be worn at the event to advertise the resources of DeSoto County according to the approved policy. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
 Supervisor Eugene C. Thach-----YES  
 Supervisor Bill Russell-----YES  
 Supervisor Allen Latimer-----YES  
 Supervisor Tommy Lewis-----YES

**See Exhibit I.3**

**4. Board Attorney**

Board Attorney Tony Nowak presented several items to the Board of Supervisors regarding agreements and resolutions.

**a. Olive Branch Tax Building – Local and Private Legislation**

Mr. Nowak said this local and private legislation concerns a piece of property that the City of Olive Branch wants to donate to Desoto County for the new Tax Collector Building. He said the city and county have negotiated an agreement to obtain local and private legislation to allow this property to be donated to the county. He asked the Board to consider approving a resolution that is required for the local and private legislation.

Supervisor Bill Russell asked how long it will take for the process of approval for the local and private legislation. Mr. Nowak said he has been told there is a plan to expedite local and private legislation during the 2008 session. He said he does not know how long it will take, but estimated it could be done as soon as March.

Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to authorize the Board President to sign the resolution for local and private legislation concerning donation of property for the Olive Branch Tax Collector Building. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
 Supervisor Eugene C. Thach-----YES  
 Supervisor Bill Russell-----YES  
 Supervisor Allen Latimer-----YES  
 Supervisor Tommy Lewis-----YES

**See Exhibit I.4.a**

**b. Olive Branch Food Pantry - Lease and Local and Private Legislation**

Mr. Nowak said that several years ago the county obtained local and private legislation to provide space to groups providing food to the needy. He explained that under that agreement the Board can no longer work on space occupied by those associations because of the language in the local and private. He said the proposed change in the local and private would allow the Board to maintain and update the buildings as needed and at the Board’s discretion. He asked the Board’s consideration to approve and sign a resolution for this local and private.

Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to approve the resolution to allow the county to maintain or update buildings where they provide space for groups who provide assistance, including food for the needy. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

**See Exhibit I.4.b**

**c. Hernando Civic Center – Local and Private Legislation**

Mr. Nowak said the Board of Supervisors leases the Hernando Civic Center property to be used as a park. He said we have prepared a local and private for improvements to the park for up to \$30,000. He said under the local and private legislation the county would no longer lease the park.

At the recommendation of the Board Attorney, Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to approve a resolution for the local and private legislation in connection with the Hernando Civic Center. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

Later in the meeting, Supervisor Tommy Lewis said, in the past, the City of Hernando has given money to the Hernando Civic Center through the county and the county has had an interlocal agreement to allow that contribution. Supervisor Lewis said he would like to ask the Board's approval to increase the cap on the local and private legislation to donate to the Hernando Civic Center up to \$40,000

Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to increase the cap on the local and private to \$40,000 to allow the county to contribute up to \$40,000 to the Hernando Civic Center. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

**d. Convention and Visitors Bureau – Interlocal Agreement**

Mr. Nowak said the CVB is building a Tourism Building and the county is applying for a CAP loan to fund the cost of a portion of that building. He said the county's responsibility will be to secure the CAP loan, advertise for contracts, let the contracts, and jointly supervise the construction of the project.

Supervisor Bill Russell asked if the county will pay the bills and the CVB repay the county. Mr. Nowak said the county will pay the bills and will seek reimbursement through the CAP loan or the CVB, as appropriate.

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to approve the interlocal agreement between the county and the Convention and Visitors Bureau and to authorize the Board President to sign any paperwork necessary to accomplish the interlocal agreement. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

**See Exhibit I.4.d**

**e. Election Equipment Interlocal Agreement**

Mr. Nowak said the current agreement for the use of election equipment requires renewal. He said he has prepared a resolution to allow the cities to continue to use the equipment unless the city or the county cancels the contract.

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to approve a resolution to allow the cities of Hernando, Horn Lake, Olive Branch and Southaven to continue using election equipment for another term of the Board of Supervisors. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

**See Exhibit I.4.e**

**5. Justice Court Exterior**

County Administrator Michael Garriga said he had several conversations where everyone seems to be pleased with the interior renovations of the Justice Court Building. He said the work looks good. Mr. Garriga said he has been asked to bring up to the Board that it is time to update the exterior of the building.

Supervisor Allen Latimer asked if there was money left from the bond that can be used toward the exterior of the building. Mr. Garriga said there was money left over but that money went back into the FY 08 budget and was re-distributed to other projects.

Supervisor Latimer said there is not a lot to be done to the exterior at the Justice Court Building. Most improvements are on the Tax Collector's side of the building.

Mr. Garriga said that we can start getting prices to update this portion of the exterior of the building.

Supervisor Tommy Lewis asked if the building is in Southaven's Main Street Preservation District. Mr. Garriga said yes. He said the city waived our building permit fees on this building. Supervisor Lewis asked if there is any money available for this work. Mr. Garriga said he will look for additional funding and report back to the Board.

**6. Sheriff's Department**

Sheriff Bill Rasco said it is an honor to serve the county with the Board of Supervisors. He said that he is looking forward to working with the Board. He thanked the Board for their support since his election.

Supervisor Eugene Thach said he talked to the Sheriff about parking at the Civic Center. The Sheriff will check on the parking issues and will do whatever is necessary to control traffic when he is asked to do so.

Supervisor Bill Russell said he would like to talk to the Board about the situation at the jail. He said he understands there were some issues with overcrowding. Sheriff Rasco said they have solved some of the crowding by shipping some inmates to MDOC. He said we have 357 inmates today compared to 403 about a month ago.

Supervisor Allen Latimer asked Sheriff Rasco if he has figures on what percentage of inmates are illegal aliens. Sheriff Rasco said very few.

**7. County Engineer – Starlanding Change Order # 2 (Pickering Engineering)**

Mr. Jamie Pittman from Pickering Engineering and Andy Swims, County Engineer, appeared before the Board of Supervisors to request approval of a change order number two on Starlanding Underpass. Mr. Swims said this is a change order for \$32,000 that will be added to the contract. He said this is an oversight on some of the necessary work for the project. Supervisor Bill Russell asked whose oversight it was. Mr. Pittman said it was an oversight on the part of Pickering Engineering. He said there will be a reduction on a fence that was previously included on the project but was built and will not have to be replaced now and that should reduce the contract amount by \$15,000. He said we will try to have that done in February. Mr. Swims said there is a three hundred thousand dollar contingency fund in the project so no additional funding on the contract amount will be necessary. Supervisor Russell said this will cost the county because if that contingency money were not spent, it would be settled back to the county at the end of the contract. Mr. Swims agreed.

Supervisor Tommy Lewis asked what the filter material and other materials would be. Mr. Pittman answered mostly sand.

Supervisor Russell confirmed that this job was bid. Mr. Swims said yes. Supervisor Russell asked if this would cause a conflict with the bidders who did not get the job. County Administrator Michael Garriga said it would not cause a conflict because no one else bid on this component of the project because it was left out of the bid.

Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to acknowledge that this was an unforeseen event, that part of the specifications were omitted from the original plans, so a change order is necessary to complete the project and the cost of change order number two on the Starlanding Road interchange is reasonable to be approved in the amount of \$32,074.40. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

**See Exhibit I.7**

**8. Bi-weekly Payroll**

County Administrator Michael Garriga said currently the county employee payroll is distributed semi-monthly. He said this creates inconsistent issues in the payroll. Mr. Garriga said he recommends changing to a bi-weekly payroll. He said the bi-weekly payroll would create two extra payrolls each year. He said paying bi-weekly would make every payroll consistent. Mr. Garriga said he would recommend the new payroll system effective March 1, 2008 or April 1, 2008 in order to allow employees to prepare for the change. Mr. Garriga said that the new Sheriff thinks the new system will be easier to manage.

Supervisor Bill Russell said we need to let the employees know their paychecks will be smaller than the semi-monthly paychecks.

Mr. Garriga said they considered combining leave time so that all leave time is banked together. He said there would be no distinction between sick leave and vacation leave. Also, the accumulation schedule would be adjusted to prevent fractions of hours. Mr. Garriga said all of the accumulating leave would be divisible by 26. He said it may create a small fraction of increase in accumulated leave.

Supervisor Eugene Thach said he hopes we are still going to separate sick and vacation time.

Supervisor Allen Latimer asked if this will cost the county more money. Mr. Garriga said a very small amount if any. Comptroller Tom Arnold said that 70% of the employees use direct deposit.

Supervisor Bill Russell asked if that includes the Board of Supervisors. The Director of Personnel, Vickie Richmann, said employees do not understand their time worked and other information on the checks now.

Board Attorney Tony Nowak said it may not be legal for the Board of Supervisors and certain other officials to be paid on a bi-weekly schedule.

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to authorize the Board Attorney to write for an Attorney General's opinion to determine if the Board of Supervisors and certain other officials can be on a bi-weekly pay schedule. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----	ABSENT
Supervisor Eugene C. Thach-----	YES
Supervisor Bill Russell-----	YES
Supervisor Allen Latimer-----	YES
Supervisor Tommy Lewis-----	YES

## **J. EXECUTIVE SESSION**

The executive session portion of these minutes is recorded under the portion of the minutes called "Executive Session".

## **K. OTHER**

### **1. Veterans Officer**

Chancery Clerk Sluggo Davis presented a letter he sent to the Board of Supervisors dated January 4, 2008. The letter explained that Ms. Betty Martin of the Veterans Administration Office had contacted him to verify the date of death for the county veterans officer, Johnny Rainey. She inquired about his replacement and Mr. Davis explained that the position is vacant. She told Mr. Davis that the guidelines require the officer to be a veteran, or spouse or child of a veteran. There is three days of training for any appointee and a vacancy in a county the size of Desoto County should be filled as soon as possible.

Supervisor Bill Russell said there is a person interested in the position of county veterans officer and explained his qualifications. Supervisor Russell said that Floyd Roberston is a highly qualified candidate for the position.

Supervisor Allen Latimer said his concern is that we may get into a difficult position as we did in the death of Mr. Rainey, leaving the office open with no officer to fill the position.

Supervisor Eugene Thach said we need more input on this Board. He said there are a lot of qualified veterans for this position.

At the Board's inquiry, it was clarified that a veterans officer salary is \$7,154 annually.

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to appoint one officer at this time and do an evaluation to determine if a second veterans officer is needed, and to appoint Floyd Robertson as the veterans officer for Desoto County, to ensure that Mr. Robertson gets three days of training, and request that he provide an evaluation on the need for a second officer to the Board as soon as possible. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

Supervisor Allen Latimer made the motion and Supervisor Tommy Lewis seconded the motion to approve a Resolution of Appreciation for Mr. Johnny Rainey for his service to Desoto County as the veterans officer. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

## **2. Purchasing Bids – 08-107-001 One or More Extended Cab 4 Door Two Wheel Drive Short Wheel Base Gasoline Trucks – Planning Commission**

County Administrator Michael Garriga said that we accepted bids for vehicles for the Planning Commission but he has since found that some of the specifications were omitted for the vehicles and he recommended rejecting all bids and re-bidding the vehicles. He also suggested putting these vehicles on the same schedule as the Department of Road Management vehicles.

Supervisor Tommy Lewis said we need to make sure the older vehicles are sold at the time they will be most advantageous to the county.

At the recommendation of the County Administrator, Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to reject the bids for file number 08-107-001 and authorize re-bidding and opening the bids for the vehicles. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

**See Exhibit I.2**

## **3. Adult Drug Court**

County Administrator Michael Garriga said the Adult Drug Court is out of space in their current location behind the Circuit Clerk's office. Mr. Garriga said he has discussed providing additional space with Mayor Johnson in the City of Hernando. Mayor Johnson said they have available space in the Gale Center and the rent is very reasonable. Mr. Garriga said Craig Sheley, Director of the Adult Drug Court, said they could split the cost of the space, with the Drug Court paying half of the rent and the county pay half the rent. Mr. Garriga said if that is okay with the Board of Supervisors, he would draw up the lease. Supervisor Allen Latimer suggested paying one fourth of the rent because the county takes care of municipal prisoners.

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to authorize the Board Attorney Tony Nowak to draw up a lease agreement or review a proposed lease agreement from the City of Hernando for the Adult Drug Court to relocate to the Gale Center in Hernando. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

#### **4. Notice of Appreciation for DeSoto County Employees**

Supervisor Allen Latimer thanked the employees of Desoto County for their generosity in helping families in need during the Christmas Holidays.

#### **5. Request for Donation to the City of Walls**

County Administrator Michael Garriga said the office located behind the Administrative Assistant for the Board of Supervisors was converted into a conference room because DCRUA needed conference room space. He said there was a desk in that office that the Town of Walls asked to borrow. Mr. Garriga said he would like approval to donate or lend the desk to the Town of Walls.

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to declare the desk previously located in the Board of Supervisors /DCRUA office as surplus and donate the desk to the Town of Walls. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

#### **6. Accounting – Late Bill**

At the recommendation of Comptroller Tom Arnold, Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to approve voiding a check for \$30.00 and re-issuing the check for \$38.50 to the Mississippi Board of Registration for Professional Engineers for the engineering license for Andy Swims, to correct a discrepancy in the original payment. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

#### **7. Planning Commission – Introduction of Deputy Planning Director**

Planning Director Jim McDougal, introduced Gina Tynan as Deputy Planning Director in the Planning Commission. The Board of Supervisors welcomed Ms. Tynan to Desoto County.

#### **8. Contracts – Board of Supervisors – Smith Phillips Mitchell Scott and Nowak Law Firm**

Board Attorney Tony Nowak presented an agreement for the Smith Phillips Mitchell Scott and Nowak Law Firm to provide services to Desoto County outside the scope of the duties assigned in the Mississippi Code.

Supervisor Bill Russell said he appreciates all that Tony does to serve the Board and accommodate the Board and the county's needs.

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to approve an agreement with the Smith Phillips Mitchell Scott and Nowak Law Firm for another term acknowledging that it is a one year agreement with automatic renewal each year for four years at the same rate and under the same terms as allowed under the previous agreement. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

### **9. Interlocal Agreement with the Town of Walls for Road Maintenance**

Board Attorney Tony Nowak said he received the interlocal agreement with the Town of Walls for road maintenance. He said it is the same agreement as before. They waive their millage for roads and the county keeps that millage and performs the work on their roads. He said, under the agreement, the town will reimburse the Road Department and the county for engineering and professional services for planning and zoning issues.

Supervisor Bill Russell asked if the county is being compensated for the County Engineer's work and does the County Engineer think the system is working well. Mr. Swims said yes. Mr. Swims said the cost for review is actually passed on to the developer

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to approve the interlocal agreement with the Town of Walls for road maintenance under the terms and condition further defined in Exhibit K.9. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

**See Exhibit K.9**

### **10. Interlocal Agreement with the City of Olive Branch for Firing Range**

At the recommendation of the Board Attorney and Sheriff Bill Rasco, Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to approve an interlocal agreement with the City of Olive Branch for the use of property as a firing range within the City of Olive Branch. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene C. Thach-----YES  
Supervisor Bill Russell-----YES  
Supervisor Allen Latimer-----YES  
Supervisor Tommy Lewis-----YES

### **11. State Aid – Church Road and Old Highway 61**

County Consulting Engineer Daniel Murphy said the state has agreed to program two projects previously petitioned by the Board of Supervisors which are as follows:

- 1.) Church Road from Pleasant Hill to Highway 305

- 2.) From Old Highway 61 from Walls West three miles.

At the recommendation of the County Consulting Engineer, Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to authorize the County Consulting Engineer to program the following projects with State Aid:

- 1.) Church Road from Pleasant Hill to Highway 305
- 2.) From Old Highway 61 from Walls West three miles

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----	ABSENT
Supervisor Eugene C. Thach-----	YES
Supervisor Bill Russell-----	YES
Supervisor Allen Latimer-----	YES
Supervisor Tommy Lewis-----	YES

## 12. Telecommunications Committee

Vanessa Lynchard notified the Board of Supervisors that Public Service Commissioner Brandon Presley has requested to come before the Board of Supervisors on Tuesday, January 22, 2008. Ms. Lynchard said the Board has been reviewing telecommunications issues that were brought up from citizens in the county and it appears this is an ideal time to address some of those issues with Mr. Presley. After discussing the needs and benefits of considering telecommunications as it relates to cable, internet and telephone, the Board of Supervisors established a committee for telecommunications consisting of Supervisor Bill Russell, Supervisor Tommy Lewis, Road Manager Russell Dorris, County Administrator Michael Garriga, Vanessa Lynchard and Board Attorney Tony Nowak.

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to recess the meeting until January 9, 2008, at 9:00 a.m. The motion passed by a unanimous vote.

THIS the 7<sup>th</sup> day January 2008, these minutes have been read and approved by the DeSoto County Board of Supervisors.

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Allen Latimer, President  
DeSoto County Board of Supervisors