

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

Jessie Medlin, PRESIDENT 2006 PRESIDING

July 17, 2006

A. CALL TO ORDER

The July 17, 2006, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Jessie Medlin, Board President.

Chief Deputy Charlie Brown 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
- 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 James Albert Riley-----Sheriff's Department

B. INVOCATION

Chief Deputy Carl Hurt presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. CONSENT AGENDA

After considering the items presented on the Consent Agenda Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the Consent Agenda items as follows:

- 1. Making the Executed Agreement for the Final Close-out of SAP-17(8)M
Part of the Minutes**
- 2. Making MDEQ Issue of the Certificate of Permit Coverage for Storm Water
Part of the Minutes**
- 3. Chancery Clerk Allowance - July, 2006, - \$1,616.66**
- 4. Approval to Correct Expiration Date of Sherry Simmons to the Jury Commission to Jan. 4, 2010**
- 5. Approval of Inventory Dispositions**

a. Preliminary

Building and Grounds				
ASSET #	SERIAL #	DESCRIPTION	REASON FOR DISP.	LOCATION
31713	013724W	Sentrie Metal Detector	Broken	Bldg & Grnds
12280	n/a	Telephone System	Broken	Bldg & Grnds
35528	103A35P24023691	Apex TV	Broken	Bldg & Grnds
31720	C173B11XJ	RCA TV	Broken	Bldg & Grnds
16042	C8600528	Charger Buffer	Broken	Bldg & Grnds

County Court		DESCRIPTION	REASON FOR DISP.	LOCATION
ASSET #	SERIAL #			
35171	00UYA8D41F3Y	Tungsten Palm Pilot	Broken	Inv. Clerk

b. Final

Building and Grounds		DESCRIPTION	REASON FOR DISP.	LOCATION
ASSET #	SERIAL #			
33648		13" TV	Lighting	AWS
35327		13" TV	Lighting	AWS
35407		13" TV	Lighting	AWS

6. Approval to Open Bids for Fogg & Starlanding Road on Aug. 4, 2006 @ 9:00 a.m.

7. Approval for Board President to Sign Assurance of Compliance for Federal Flood Control Money in the Amount of \$34,134.24

8. Metro Narcotics – Approval to Add Forfeitures to Inventory

a. 1991 Honda Accord VIN 1HGCB7256MA045650 Title # E091754-01
Estimated Value - \$2,325.00 – Case # 05-0208

The motion passed by a unanimous vote.

See Exhibit D

E. OLD BUSINESS

F. NEW BUSINESS

1. Circuit Court – Approval to Accept Drug Court Funding

Circuit Court Judge Bobby Chamberlin appeared before the Board of Supervisors to discuss the funding for the Adult Drug Court. Judge Chamberlin reminded the Board of Supervisors that he came before the Board some time back about the drug court program and the Board authorized applying for a provisional drug court program. He said that was approved and he is back before the Board today to discuss future plans for the drug court. Judge Chamberlin explained that the Adult Drug Court is a little different than the drug court program in Juvenile Court. Judge Chamberlin said that as an approved they sent in their paperwork and drug court budget. The Administrative Office of Courts (AOC) has approved the full budget request of \$187,321. Judge Chamberlin explained that \$30,000 of that money is expected to be collected through the courts. Judge Chamberlin explained that the County will have to pay that money and be reimbursed by the AOC. Judge Chamberlin explained the details of the budget for the drug court. He said they will hire Craig Sheley as the Drug Court Administrator.

Judge Chamberlin said that the drug court expects to be operating well under the budget limit this year because the program will not have full participation for six to eight months. Judge Chamberlin said he does not intend to hire a case manager until January. Judge Chamberlin said the Drug Court Coordinator is hired in at \$45,000 per year but he will start at \$40,000 and go up to the \$45,000 salary after the introductory period of employment.

Judge Chamberlin explained that there are no County costs to operate the drug court. He said there are no obligations on the County except for spending the money up front and getting the reimbursement through the AOC. Judge Chamberlin said once the program is at full capacity they should be able to put money back into the program. He said they hope to collect more than the \$30,000.

Judge Chamberlin said that they are requesting that the \$157,500 will be included in the FY07 budget. He said they are requesting temporary funding of \$39,375 to cover July,

August and September. Judge Chamberlin explained that during these months the Coordinator will spend time in other counties getting familiar with the program and setting up the program in DeSoto County.

Supervisor Medlin asked when the money will be sent to the County. Judge Chamberlin said it will be reimbursed each month as it is spent. Judge Chamberlin clarified that he is only asking for \$39,375 at this time.

Supervisor Bill Russell asked what are the fees. Judge Chamberlin said fees are assessed to each program participant each month and that money comes to the County. Supervisor Russell asked what the participants get for the fees. Judge Chamberlin said a person has to meet the requirements of Mississippi code Section 9-23-15. He said drug dealers, violent crimes or those charged with violent crimes will not qualify for the program. He said if they qualify they will have to go through the District Attorney, Law Enforcement Agency, Sheriff's Department and their attorney. Judge Chamberlin explained that there are other ways to get into the program but most of the program participants will come through the screening of several offices. He said they are counseled and dealt with for ninety days and at the end of ninety days the participant either goes on with the program or leaves. Judge Chamberlin said that each participant will come before him each week for 24 months. He said the last week they will step down and the last year they will be monitored randomly. He said if a participant does not comply with the program guidelines, the court system can apply different forms of punishment. Judge Chamberlin explained that if a participant does not make it in the program they will go directly to jail for a longer period of time than they would have gotten originally because, as part of the program entrance requirements, they must plead guilty of their crime.

Judge Chamberlin explained that Circuit Clerk Dale Thompson has said there is an office that can be used by this person at least temporarily in the Circuit Court area.

Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to approve the Adult Drug Court Program and to set aside \$39,375 to cover the program through September and to approve hiring Craig Sheley as the new Drug Court Coordinator effective July 17, 2006, at starting salary of \$40,000 annually with an automatic increase to \$45,000 after the introductory period if approved by the Circuit Court Judge. The motion passed by a unanimous vote.

See Exhibit F.1

2. County Engineer – Oakwood Trails Amenities

County Engineer Andy Swims addressed the Board of Supervisors regarding Oakwood Trails Subdivision located on Stateline Road Highway 301. Developers/Representatives Greg Bartlett and Bob Phelps addressed the Board of Supervisors regarding the amenities in Oakwood Trails Subdivision. Mr. Swims said there has been a lot of flooding in this area that is located close to Horn Lake Creek. He explained that there is a large tributary in the area.

Mr. Swims said they met with some of the landowners to discuss some of the issues with the subdivision. Mr. Swims said that those meetings have lead to the development of a large open area next to the property.

Supervisor Eugene Thach asked how this issue bypassed the Planning Commission. Planning Commission Director Jim McDougal said this has been in front of the Planning Commission as a PUD. He said after their approval some issues for flooding came up. He said since then those have been addressed. Mr. McDougal explained that this open area is what the developer is using to address the flooding. He said the homeowner's association will own this open property.

Mr. Swims said the only suggestion is to add an access road to the open area. He said the access road is proposed to go between lots 133 and 134 and a box culvert will be added. He

said in order to get a road in there the lot size will have to be dropped on lots 133, 134, 135 and 136.

Supervisor Bill Russell said the County Engineer Andy Swims has done a lot of work on these plans. He said the drainage plan has been sent to Horn Lake Creek for their approval. Supervisor Russell said this could be a nice park area. He said that it will have a 2% slope. Supervisor Russell explained that, when first approved, Mr. Phelps agreed to provide \$15,000 to the homeowner's association. Supervisor Russell when he first saw the property he asked if the developer could prepare this open property as a park. To get that done there were some improvements that had to be made. Supervisor Russell said he suggested that Mr. Bartlett and Mr. Phelps ask the Board of Supervisors to consider alleviating the obligation for the \$15,000 donation to the homeowner's association in exchange for the addition of the park. Supervisor Russell reminded the Board that when the subdivision was approved the developers did not know what the flood plain was going to look like because it had not been determined by the federal government.

Supervisor Jessie Medlin asked if this area was part of the original flood plain. Supervisor Russell said no.

Supervisor Thach asked why this didn't come back to the Planning Commission. Mr. McDougal said it will come back before the Planning Commission for final approval.

Supervisor Russell clarified that they are only asking for approval to cut 4 lots down from 104 feet to 95 feet to allow space for the road.

Supervisor Medlin said the lots will still be over 20,000 square feet. He asked if the road will be big enough. Supervisor Russell said the road will be big enough to have one way in and one way out.

Mr. Bartlett said that the open area represents 15-20 acres of property.

Supervisor Allen Latimer if they will include in the motion that the road will be maintained by the Homeowner's Association and Supervisor Russell said yes.

Supervisor Bill Russell made the motion to allow the developers of Oakwood Trails Subdivision to cut down 4 lots from 104 feet to 95 feet and drop the requirement for the developer to donate \$15,000 to the homeowner's association in exchange for the developer putting in a box culvert and putting in a road to the open area with the road to maintained by the homeowner's association. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----NO
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----YES

Supervisor Russell said he appreciates Mr. Phelps working with the Board and local residents on this subdivision.

See Exhibit F.2

3. Approval to Contract with Harvest Group to Negotiate County Telephone Service

Vanessa Lynchard explained to the Board of Supervisors that the portion of the Bell South contract that allows the incoming call to hunt for an available line will expire very soon. In order to achieve a greater savings potential the Harvest Group was asked to give a proposal to renegotiate this portion of the contract. Mrs. Lynchard said that the Harvest Group has recommended renegotiating the entire contract rather than keeping it in segments as it is today. Jeff Horton of the Harvest Group said the County has a discount program for telephone service. He said it gives a 15% discount and free hunting option. Mr. Horton reminded the Board of Supervisors that the County has had two successful programs last year

where the county saved and/or recouped \$50,000. Mr. Horton said that they now recommend looking at the entire contract for Bell South. He said they propose to renegotiate the County's Bell South contract. Mr. Horton said they may find other services that can be bundled together.

Mr. Horton explained that the County now spends \$10,000 per month for phone service. He said his company looks at the total spending for three years and base their quote on 3% of that spending. He said the County's three year telecom expense results in a proposed fee of \$10,800. He said if the Harvest Group does not get that type of savings over three years, they will reimburse the County out of their pockets. He said that any savings less than 3% will be paid by the Harvest Group. He said their goal would be to achieve a 5% to 6% savings for the County. Mr. Horton said he speculates saving as much as 10% to 20% for the County.

Supervisor Bill Russell asked if the Harvest Group will simply negotiate with Bell South or put it out for bid. Mr. Horton said that Bell South is the only provider in the area that can provide all of the services the County uses. He said other providers, however, can quote on County services.

Supervisor Russell asked about changing to voice-over IP. Mr. Horton said that voice-over IP can be very expensive. He said unless the County is willing to change over to voice-over IP renegotiating the contract would be the best way to go. He said there also may be technology other than voice-over IP that the County could explore. However, to explore other options would be outside of the scope of services of Harvest Group's proposal. He said they can allow for an overall comparison in their contract. He said voice-over IP will require some large capital costs. He said he can provide that analysis as part of the package. Mr. Horton said they will do some preliminary costs estimates to implement voice-over IP. He said a true quote for changing the system to voice-over IP is much more involved on his firm's part. He said the Board may want to look at the overall investment required before moving forward with that option. Mr. Horton said that he estimates that it may take 5 years for the County to recover the County's investment to implement voice-over IP.

Supervisor Allen Latimer clarified that the Harvest group will negotiate for a new contract with Bell South and if they cannot save anymore money the County will not be billed. Mr. Horton agreed.

Vanessa Lynchard mentioned a component of the contract which requires half of the payment to Harvest Group up front and asked if the County can do that. The Board Attorney said he will look into to see but presently the Attorney General has advised him that is a legal process.

Supervisor Allen Latimer made the motion and Supervisor Tommy Lewis seconded the motion to approve the contract with the Harvest Group to renegotiate the Telecom contract for DeSoto County at a cost \$10,800. The motion passed by a vote as follows:

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

Later in the meeting the Board Attorney reported that although the Attorney General does not have a problem with paying half of the contract to Harvest Group up front the Audit Department says that is not an appropriate procedure, therefore, Supervisor Tommy Lewis made the motion and Supervisor Allen Latimer seconded to amend the agreement with the Harvest Group to clarify that the County cannot pay part of the Harvest's Group fee up front. The motion passed by a unanimous vote.

See Exhibit F.3

4. Election Commission – Request to Move Polling Places

- a. **Pleasant Hill North**
- b. **Lake Cormorant**

Election Commissioner Danny Kline and Election Commissioner Barry Chatham appeared before the Board of Supervisors regarding a request to move two polling places.

Mr. Kline said they request to move the Pleasant Hill North precinct from the fire station to the Baptist Church. He said this will allow better parking and a safer environment for the voters in that precinct.

In addition, they recommend moving the Lake Cormorant voting precinct to the middle school.

Mr. Kline said they would like all of these changes to not become effective until December, 2006.

At the recommendation of the Election Commission Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to approve moving the voting precinct for Pleasant Hill North from the fire station to the New Beginnings Baptist Church, located at 6125 Pleasant Hill Road, Olive Branch, MS, and also to approve moving the Lake Cormorant voting precinct to the middle school and to seek Justice Department approval on both of these changes. The motion passed by a unanimous vote.

Supervisor Allen Latimer asked how the election went in Eudora where they moved the Oak Grove precinct. Mr. Kline and Mr. Chatham said there were no problems at this precinct during the last election.

5. Fire Department – Fire Truck Acquisition for Nesbit Vol. Fire Dept.

Director of EMS Paul LeBlanc appeared before the Board of Supervisors and reminded the Board that in May, 2006, the Board approved applying for a grant for \$50,000 for supplemental funds for a fire truck for Nesbit Fire Department. He said that since that time a new round of money as been appropriated and the State recommends the County withdraw the previous application and apply through Round 8 for \$70,000 for the Nesbit Volunteer Department fire truck.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve withdrawing the previous application for the fire truck for the Nesbit Volunteer Fire Department and to authorize applying for Round 8 funding for the Nesbit Volunteer Fire Department in the amount of \$70,000 to fund a portion of a fire truck for the Nesbit Volunteer Fire Department. The motion passed by a unanimous vote.

See Exhibit F.5

6. Accounting – Supplemental Claims Docket

Comptroller Tom Arnold and Stephanie Hanks of the Accounting Department presented the supplemental claims docket showing claims that need to be paid for various departments as of July, 2006. In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller including a decrease of money to the Administrative of Courts from page 16, page 17 and page 27 as follows:

Previous Bill	\$20,292.64	Revised Bill	\$12,914.64	Total Change	\$7,378.
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The motion passed by a unanimous vote.

7. Approval to Advertise County Resources

a. MAS Magazine and Selection of Ad Copy

The Board of Supervisors considered advertising in the MAS Magazine. Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to approve advertising the DeSoto County resources by placing a full page in color, in the MAS Magazine Issue, at a cost of \$650.00, with focus on Fire and EMS, and directed to change the picture and wording of the proposed ad as directed, 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 and authorized the clerk to write the check. The motion passed by a unanimous vote. **See Exhibit F.7.a**

b. Arkabutla Physically Challenged Hunting Association

After having determined that the request to advertise county resources met the guidelines of the policy adopted by the Board of Supervisors, Supervisor Allen Latimer made the motion, and Supervisor Bill Russell seconded the motion to advertise DeSoto County Resources by contributing \$1,000.00 to the Arkabutla Physically Challenged Hunting Association. 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 unanimous vote. **See Exhibit F.7.b**

8. Board Attorney

a. Approval of Lease Agreement for Storage of Election Equipment

At the recommendation of the Board Attorney Tony Nowak, Supervisor Bill Russell made the motion and Supervisor Allen Latimer seconded the motion to authorize the Board President to sign the lease agreement for storage of election equipment between DeSoto County and Daniel L. Murphy in the amount of \$675 per month for a term set to expire June 30, 2007. The motion passed by a unanimous vote. **See Exhibit F.8.a**

b. Approval of Interlocal Agreement with Olive Branch for Firing Range Use

At the recommendation of the Board Attorney Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to authorize the Board President to sign the interlocal agreement between DeSoto County Board of Supervisors and the City of Olive Branch for the Sheriff's Department to use the firing range of the City of Olive Branch as further detailed in **Exhibit F.8.b** and for a term extending through and until January 7, 2008. The motion passed by a unanimous vote. **See Exhibit F.8.b**

c. Approval of Invoice for Taylor Realty on Tulane Road

At the recommendation of the Board Attorney Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to authorize the clerk to write the check to pay for two appraisals at \$800 each for a total of \$1,600 to Taylor Realty for appraisals on Tulane Road. The motion passed by a unanimous vote.

9. Department of Road Management

a. Drainage – Bridgetown Subdivision

Supervisor Tommy Lewis acknowledged the Board of Supervisors making a finding of fact that the drainage problem described on Big Horn Drive South and specifically located 4781 Big Horn

Drive and 4791 Victoria in the Bridgetown subdivision impose a threat to the health, safety and well-being of the citizens in that area. Therefore, Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion passed to approve the Department of Road Management to correct the drainage problem on the property on Big Horn Drive and Victoria and wherever necessary to correct the drainage problem. The motion passed by a unanimous vote. **See Exhibit F.9.a**

b. Board of Education

(1) Request to Spread Pea Gravel on Playgrounds

(2) Request to Spread Paving Materials on Kirk Road from Polk Lane to Forest Hill Irene

Assistant Superintendent of Education Ken Reid appeared before the Board of Supervisors to discuss the Board of Education's request for the County to spread pea gravel on playgrounds and to request spreading materials on Kirk Road from Polk Road to Forest Hill Irene. Road Manager Russell Dorris said it will take 7 1/3 days to haul the material to the playground and the work on the playground and Kirk Road will take 28.33 days of labor for the Road Department. The Board of Supervisors and Mr. Reid determined the priority project to be the work on the road although the Board expressed their willingness to help the Board of Education in any way. They noted, because DeSoto County road projects must be stopped to do this work priorities must be set.

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to authorize the Road Manager to in his discretion to haul the gravel to the playgrounds and the School Board to spread the gravel on the playgrounds. The motion passed by a unanimous vote. **See Exhibit F.9.1**

The Board discussed the importance of Kirk Road, Polk Road to Forest Hill Irene, to families using this road to transport children to school. Supervisor Bill Russell asked what the difference is in this road and other roads to school property. Road Manager Russell Dorris said the other roads were on their own property and this road is not. He said that IDI has donated right of way for this project. Supervisor Russell asked if this will be a County road when it is developed. Supervisor Medlin said the right of way was dedicated to the City of Olive Branch.

Supervisor Jessie Medlin asked, why the developer would build the road later if it belongs to the City of Olive Branch. Supervisor Tommy Lewis said they may require him to add a turn lane to it.

Ken Reid the Assistant Superintendent of Education said, according to Wendell Davis, the City of Olive Branch agreed to provide the materials for the road. Mr. Reid said that right now this is a pretty decent gravel road. He said the plan is to improve the road to make it passable for parents. He said this would give parents a second entrance. It would also allow another emergency entrance and exit to the school. He said the only other entrance would be DeSoto Road, north and south to Kirk. He said the city will furnish the materials and they are asking the county to furnish the equipment and labor.

Supervisor Jessie Medlin said that Mayor Rikard told him he wasn't sure whether the city would haul the limestone or not. Supervisor Medlin suggested the city, school, and the county partner in the project. Supervisor Medlin said that this should also be understood that this will be a temporary road.

Mr. Reid said that IDI Corporation owns the property to the north. He said they will be required to put in the road and utilities just north of the city limits.

Supervisor Jessie Medlin said he understood that Plantation Lakes subdivision is in this school district. Mr. Reid agreed and said all property east of Germantown and north of 302 bypass is in the school district.

Supervisor Allen Latimer said that school will open on August 17 and the Board does not meet again until August 7th.

Road Manager Russell Dorris suggested the Board approving the County providing the labor and equipment for the existing road. Mr. Dorris said the labor and equipment would be the biggest cost to the project.

Supervisor Jessie Medlin clarified that the County is only building the road for cars and it will be a temporary road.

Supervisor Bill Russell asked Road Manager Russell Dorris how that would affect his work time estimate. Mr. Dorris said it will take 7-10 days if the city can get the material to the job site. He said if the City of Olive Branch donates the material and either the city or the school board has the material hauled in, the County could provide the labor and equipment to accomplish the project. Mr. Dorris and the Board discussed the possibility of the County ordering the material but the Board Attorney said that may not be possible without an interlocal agreement.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to assist the Board of Education to improve Kirk Road from Polk Lane to Forest Hill Irene, with the County providing equipment and labor and the School Board and the City of Olive Branch furnishing the material and transporting it to the job site. The motion passed by a unanimous vote. **See Exhibit F.9.b**

10. Safety Officers' Reports

County Administrator Michael Garriga presented the Safety Officers Reports. Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve and accept the Safety Officer's Report for the month of June, 2006, and approved to make the reports part of the minutes. The motion passed by a unanimous vote. **See Exhibit F.10**

G. EXECUTIVE SESSION

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

H. OTHER ISSUES

1. Approval of Objections and Accepting Disallowances to Homestead

At the recommendation of the Chancery Clerk Sluggo Davis, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve an order objecting disallowances by the Mississippi State Tax Commission for homesteads as follows:

ORDER OBJECTING DISALLOWANCES BY MISSISSIPPI STATE TAX COMMISSION

That this day the Chancery Clerk, W. E. Davis, did present to the Board of Supervisors a list of Homesteads disallowed by the Mississippi State Tax Commission and charged back to DeSoto County. The Board of Supervisors objected to the following:

1068345230004700	Allen, Gerald L.
1079290500000100	Ausley, Wanda J.
2081010900035800	Ayers, Horace M.
1088330500201200	Berry, Troy C.
2075210200001700	Beaver, Jason J.
2081011000023300	Brewer, Herschel C.
2097351100000100	Brumfield, Kelly S.

3073071200006400	Bryan, Donald M.
1086232000001100	Chism, Norman L.
1078281200015300	Cook, Daniel E.
2081020400016400	Compton, Richard M.
2058280300002100	Crouch, Phillip W., II
2081011000026500	Desmarais, Dale B.
2074200000000712	Downing, Andrella
2064180100006500	Edgar, Ginger
1087260700003700	Ekwueme, Osita K.
1088280300001500	Fenster, Bennie G.
1065221500033400	Floyd, John D.
1088281700022200	Fox, George A.
2053070500013800	Green, Myron E.
3095150000001000	Gwinn, Hal
1067351000018000	Hall, Kyle Conrad
3093050100019200	Hamblin, Stephen W.
1065211000006900	Hemphill, Lynda L.
1088330500239400	Henson, Anthony B.
2082040600000100	Herring, Max C.
1068348740000200	Hill, William David
2059310400000100	James, Matthew W.
1097250700005500	Jeter, Paul A., III
1088340200086000	Jones, Michael Allen
1088330500222300	Lannom, Daniel Edward
2061021000002000	Lesure, Charles
1088281200016600	Lofton, Tyrone E., Sr.
2081011000027400	McBride, Jason M.
2081010800027000	McDowell, Kevin W.
1088330500225400	Miller, Charles Andy
3086240410002100	Nichols, Larry
2083060500054700	O'Neal, David E.
2062030400002500	Panis, Edward Glasgow
1077351900007300	Reed, Nicole L.
2087260100001702	Rosenbaum, Rickie Lynn, Sr.
2076230400055100	Shannon, Tommy R.
1088330200167600	Sikes, Donna L.
3081120200000500	Taylor, Adryan A.
1088330100068600	Thornton, Christopher R.
1087260300001000	Truit, Charles L., Jr.
2081021600005400	Triplett, Ronald R.
1086230400008300	Terrett, George B., III
2083070000000400	Umbaugh, Ronald G.
1065160500002700	Quinn, Michael L.
1084200200009100	Wade, Trimigan
1088330500227800	Williams, Timothy C.
2079320000000401	Young, Larry Scott

And also to approve an order accepting disallowances on homesteads by the State Tax Commission as follows:

ORDER ACCEPTING DISALLOWANCES ON HOMESTEADS BY MISSISSIPPI STATE TAX COMMISSION

That this day the Chancery Clerk, W. E. Davis, did present to the Board of Supervisors a list of homesteads disallowed by the Mississippi State Tax Commission and charged back to Desoto County. The Board of Supervisors accepted to the following disallowances:

1059320800034500	Abney, Michael Joe
1088271500023900	Adams, James L.
1065222300012900	Adkins, Bobby Joe
1088281200011500	Adkison, Dale R.

2083060300018900	Akridge, Stephanie
3081127700013100	Allegrezza, Sara W.
2082030100010300	Allen, Brian P.
1088270900001400	Andress, Carl J.
3067350000000101	Anglin, Jerry Wayne
3063080000002105	Armstead, Eddie Lee
1079300200157400	Astedt, Steven
3074185130002100	Baddley, Frank A.
2062031100018100	Baker, Barron
1088330100067000	Balderas, Lazaro
1059300500005000	Bannister, William H.
1065221700037900	Barnes, Sandra L.
3092040000001305	Barnett, Allen W.
3067260000002100	Barton, Janice O.
1084200200000300	Battle, Gilbert
3094200100005700	Baube, James F.
1085220600168800	Bayless, Trevor J.
2053060000005000	Beasley, Robert W.
1086140300012900	Beason, Alfred N.
1068340020008800	Beene, Scott
2086240000000904	Bell, Diana J.
1097250100038100	Bell, Mark A.
1068270130001900	Bell, Stewart D.
1067351400004500	Bergeron, Michael
1088330200141000	Bernard, Johnny R.
1088330400179300	Bishop, Douglas E.
1068270100000200	Blackburn, Barry C.
2072030300010800	Blankenship, Jeffrey H.
1065222600007400	Blurton, Kelly M.
2076230100012500	Boland, Hubert S., III
1079311000021500	Bolinger, Robert L.
2083060100006700	Booth, Robert E., Jr.
3073071700016000	Boren, Michael S.
1089310100005200	Brady, Charles
1065150200001400	Brandon, Paul T.
3094190500029600	Briggman, Lawrence
3094190500029500	
2062030700009800	Britt, Theresa W.
3064180000000800	Bowen, William Clay
2081010800028000	Brown, A. Nicole Harris
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The motion passed by a unanimous vote. **See Exhibit H.1**

2. Litter

Supervisor Allen Latimer said he has received complaints about litter throughout the County. He asked what can be done to people who are found littering in the County. Board Attorney Tony Nowak said there is a city ordinance, county ordinance and state law. People can report the offense to the jurisdiction where the offense takes place. Supervisor Latimer asked for a report from the Sheriff's Department and others at the August 7th meeting on the DeSoto County litter issue.

3. License Commission

Board Attorney Tony Nowak said the License Commission had a meeting recently and wanted to know what their options are with enforcing the County licensing procedures. Mr. Nowak said at the Board's request he would look into that.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to authorize the Smith Phillips Mitchell Scott Nowak Law Firm to review the current authority for the License Commission and to make recommendations and clarifications to the Board of Supervisors and the License Commission. The motion passed by unanimous vote.

4. Equitable Sharing Agreement – Sheriff's Department

At the request of the Sheriff's Department Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to authorize the Smith Phillips Mitchell Scott and Nowak Law Firm to work with the Sheriff's Department to help them in applying for the Equitable Share Grant. The motion passed by a unanimous vote.

5. Metro Narcotics Approval to Sign Purchase Requisitions and Appointing Confidential Funds Custodian

At the recommendation of the Sheriff's Department, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to authorize Charles Lamphere to sign purchase requisitions and to act as the custodian of confidential funds in Metro Narcotics. The motion passed by a unanimous vote.

6. Emergency Conditional Use – J. D. & Sydney Rutherford

Director of Planning Jim McDougal presented a request on behalf of J. D. and Sydney Rutherford who reside at 1300 Horn Lake Road between Nesbit and Dean Road. Mr. McDougal said that the Rutherford's are requesting a conditional use to allow them to clear the debris and rebuild their home which was burned recently. He explained that they live on a 15 acre parcel of property.

Supervisor Allen Latimer made the motion and Supervisor Eugene Thach seconded the motion to approve a temporary conditional use for 6 months to allow J. D. and Sydney Rutherford to file for a conditional use for the time necessary to rebuild their home. The motion passed by a unanimous vote.

7. Planning Commission Personnel

Planning Director Jim McDougal introduced Dan Callahan as the Transportation Officer and Matt Hanks as the Administrative and Flood Plain Officer in the Planning Commission. The Board of Supervisors welcomed Mr. Callahan and Mr. Hanks to DeSoto County.

8. Metro Narcotics Seized Funds

Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion, to authorize and instruct the Chancery Clerk, pursuant to Section 41-29-185 of the Mississippi Code of 1972, as amended, to transfer the following forfeited funds that were seized by Metro Narcotics:

<u>Case Number</u>	<u>Defendant</u>	<u>Date Seized</u>	<u>County Receipt</u>	<u>Amount</u>	<u>Date of Forfeiture</u>
DC-06-0039	Kenneth Carnell	3/20/06	18215	\$ 477.00	7/12/06
DC-06-0067	Dontrail Moore	6/05/06	18426	\$2,222.00	7/12/06
DC-06-0049	Terry Speck	4/14/06	18279	\$ 80.00	7/12/06
DC-06-0060	William Wilson	5/10/06	18359	\$ 277.00	7/12/06
DC-06-0036	Alfonzo Manning	3/29/06	18203	\$ 929.00	7/12/06

Transfer From Metro Narcotics Seized	123-900-951	\$3,985.00
Transfer To Metro Narcotics Forfeitures	120-000-387	\$3,985.00

The motion passed by a unanimous vote.

See Exhibit H.1

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to recess the meeting until August 7, 2006 at 9:00 a.m. The motion passed by a unanimous vote.

THIS the 17th day of July 2006, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Jessie Medlin, President
DeSoto County Board of Supervisors