

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

TOMMY LEWIS, PRESIDENT, PRESIDING

November 16, 1998

A. CALL TO ORDER

The November 16, 1998, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Tommy Lewis of DeSoto County.

Sheriff James Albert Riley of DeSoto County 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:

- Jessie Medlin-----District 1
- Eugene C. Thach-----District 2
- James D. Pearson-----District 3
- John Caldwell-----District 4
- Tommy Lewis-----District 5
- W. E. "Sluggo" Davis-----Chancery Clerk/County Administrator
- James Albert Riley-----Sheriff of DeSoto County
- Bill Austin-----Board Attorney

B. INVOCATION

The invocation was presented by Supervisor Eugene Thach.

C. OLD BUSINESS

1. City Wide Tax Equity Study

Mayor Sam Rikard of the City of Olive Branch, Mayor Mike Thomas of the City of Horn Lake, Mayor Greg Davis of the City of Southaven, and Mayor Ed Gale of the City of Hernando appeared before the Board of Supervisors to discuss the City Wide Tax Equity Study.

Mayor Davis said he hoped to clear up a few issues with the Tax Equity Study in figuring out the equity of the County tax structure. Mayor Davis said Holcomb & Dunbar was hired as a CPA Firm with a law degree. Mayor Davis notified the Board the City Alderman voted unanimously for a rate increase.

Mayor Davis said he wanted to clear up some comments that were made that the Mayor's owed it to the Board of Supervisors to discuss the Tax Equity situation with them prior to retaining the services of Holcomb & Dunbar Mayor Davis said that he keeps a calendar of meetings he attends and noted that on September 29th, 1997 an ambulance meeting was held and at least thirteen (13) times the committee met about these issues with the Board of Supervisors and former County Administrator. Mayor Davis said he would also like to address comments that the cities go out and annex the "cream of the crop". Mayor Davis said he considers everyone to be at the top of the barrel. Mayor Davis notified the Board of Supervisors that the cities took in roads in the recent annexation that you could not even get a fire truck down.

ITEM C.1, CONTINUED,

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Mayor Davis remarked he had previously met with the Board of Supervisors and former County Administrator in regards to this Tax Equity Study. Mayor Davis said the city has received roads which fire trucks are unable to travel, however, Supervisor Lewis and Supervisor Thach have been very cooperative with the repair of these roads.

Mayor Davis said that he would like to get past the mentality of talking about people who live in the City versus people who live in the County. Mayor Davis said that we are all County residents.

Mayor Davis said this is not City versus County, as he himself is a County resident. Mayor Davis said the City does receive sales tax and the County does not. Mayor Davis stated that 20% to 30% of the sales tax revenue is received from outside the state. Mayor Davis said this money is used for fire department, lights, park staffing, and ambulance service. Mayor Davis said that the County does not fund the Cities Fire Department, the City has to pay for street lights, and the County does not. Mayor Davis said the City has a Park's department to fund and an Ambulance service to fund.

Mayor Davis said one of the issues is the Ambulance Service. Mayor Davis said a County Wide Ambulance Service can be established under Mississippi Code 41-59-51, allowing the County to set up a true County wide ambulance service. The County would collect the money and distribute the money evenly. Mayor Davis said this would be the first step in defining which services could be best provided by the City and which could be best provided by the County. Mayor Davis said at the present time, the City is receiving 4 mills and the County is receiving 2 mills for the ambulance service. However, Mayor Davis suggested all residents pay 4 mills with the County collecting the money and then disbursing equally among the Cities. Mayor Davis said this would provide a metro type service for all residents. Mayor Ed Gale said the number of County ambulance calls for the City of Hernando ambulance service is astounding.

Supervisor Eugene Thach said that several weeks ago he called to find out if the County could join in the Tax Equity Study and Mayor Davis said they could. Mayor Davis replied, the study is only four (4) weeks from completion, and recommended Holcomb & Dunbar complete the study, then the Cities would present their findings to the County Board of Supervisors for review. Mayor Davis said he did not feel the County needed to be a client of Holcomb & Dunbar at this time, as the Cities have requested a fair report of the Tax Equity. Mayor Davis said that Holcomb & Dunbar had advised the Mayors that if the County retained their services for this study they would be unable to represent the County if a lawsuit would be pursued by the Cities against the County.

Supervisor Thach said that he still feels it would be a good idea for the County to join the study. This looks like County versus City and that is not good for the County or the City. Supervisor Thach said that the item has been addressed through the Council of Governments as well. Supervisor Thach said in reference to Mayor Davis's comments about Holcomb & Dunbar taking the issues a step further, he would hope it would not come to that as we are all County residents.

Mayor Sam Rikard urged the County to provide all necessary information to Holcomb & Dunbar in order to produce a fair and accurate report. Mayor Rikard said that the Cities want the report to be valid and accurate. Mayor Rikard said that they want the information to be factual and he would suggest the County provide all information requested by the Cities through Holcomb & Dunbar.

ITEM C.1, CONTINUED,

Supervisor Eugene Thach replied he thought he would be a good idea for the County and

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the Cities to serve on a committee for Ambulance Service. Supervisor Thach said he would still like for the County to join the Tax Equity Study for pertinent input. Mayor Davis replied, Holcomb & Dunbar have recommended the County not join the study so they may base their decision on what is best for all residents. Mayor Davis replied Holcomb & Dunbar have recommended the County not join the study.

Supervisor John Caldwell said the ambulance service has evolved very fast in the last three (3) years. Supervisor Caldwell stated the cities could not live with a volunteer ambulance service, and Supervisor Caldwell agreed there are some inequities in the ambulance service. Supervisor Caldwell said the question is now, how do we fix this issue.

Supervisor John Caldwell said that one area that has not been discussed is the City's investment in the infrastructure or is the County's investment in the infrastructure in the City.

Mayor Davis responded the city did not annex areas without roads. Mayor Davis said there may be some imbalance in the tax equity, however, issues could be resolved.

Mayor Thomas said Holcomb & Dunbar have been given specific instructions, not to come back with a slanted report.

Supervisor Tommy Lewis said this is a important issue. Supervisor Lewis said the public needs to realize, this situation did not happen overnight and the Board is interested in reviewing the results of the study.

Mayor Gale said he was not here to fight or criticize, however he feels there is a problem with the jail reimbursement. Mayor Davis replied the reimbursement could be viewed as a double tax although he acknowledged that Sheriff Riley has saved the City of Southaven \$ 20,000.00 plus annually through the use of Trustee labor.

Supervisor Eugene Thach stated there is no communication on the issues. Mayor Davis said he does not have a problem with parks being built, however, the citizens feel DeSoto County has enough parks as the present time.

Supervisor John Caldwell asked what is included in the Tax Equity Study. Mayor Thomas replied, any type of tax. Supervisor Thach said the County has provided all pertinent information to Holcomb & Dunbar requested for this study.

Supervisor Eugene Thach suggested the Mayors discuss issues amongst themselves, and let the County join in the study.

Supervisor Jake Pearson recommended the County reviewing the completed study to see if any issues stem from this report.

Mayor Davis issued an invitation to the Board of Supervisors for a luncheon to be held at the Jaycee Building, November 19th, 1998, at 11:45 a.m.

The Board of Supervisors thanked the Mayors for attending the Board meeting.

**ITEM C.2, CONTINUED,
2. Joe Waggoner - Wastewater Plan Update**

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Joe Waggoner of Waggoner Engineering, appeared before the Board of Supervisors to address County wide Wastewater plan.

Mr. Waggoner reminded the Board of Supervisors that the original study by the Corp of Engineers did not include the Coldwater River basin nor the area adjacent to Highway 61. Mr. Waggoner presented a map depicting the County as a whole, with water basins defined. Mr. Waggoner said the major obstacles in the study are Arkabutla Lake along the Mississippi River Levy System, and Horn Lake Creek interceptor area. Mr. Waggoner said there are approximately 56 to 57 permitted waste water systems across the County.

Mr. Carl Ray Furr of Waggoner Engineering appeared before the Board of Supervisors with statistics regarding the Wastewater Plan. Mr. Furr said the wastewater systems should be utilized for DeSoto County. Mr. Furr said a estimated 100,000 gallons to 150,000 gallons at governmental points of discharge.

Mr. Furr said Waggoner Engineer had reviewed three (3) alternatives for design with the EPA and with the Department of Environmental Quality and considered the cost of each alternative.

Mr. Furr said the (1st) alternative was for the East Division which consisted of a proposed pump station to service Pinecrest Subdivision, Byhalia Road, Camp Creek, and areas outside Horn Lake. Mr. Furr said this would eliminate the lagoon south of Hernando and include service to Twin Lakes, and the Village of Memphis with pumping into the Mississippi River.

Mr. Furr said the (2nd) alternative is for the Upper East side of Coldwater, servicing Olive Branch, Hernando, Hurricane Creek, Village of Memphis, Walls, and the Northwest part of the County around the Arkabutla area.

Mr. Furr said the (3rd) alternative is South of Hernando to accommodate the problems with the Hernando lagoon. Mr. Furr said will would also service the north and north central part of the county such as Village of Memphis, Walls, and Lake Cormorant.

Mr. Furr stated after reviewing all of the above alternatives, he felt Alternative #1 would be more cost effective, as the EPA has set very strict limits to wastewater discharge. Mr. Furr said DEQ is now issuing limits for streams.

Supervisor Eugene Thach asked Mr. Furr if the maps show new annexed areas of the County. Mr. Waggoner said they had looked at 30 to 40 different scenarios and based on the level of detail, a single waste water through Camp Creek would be cost effective. Mr. Waggoner said the Southaven and Olive Branch area would flow south by Bridgetown through a interceptor pipe line with flowing into the Coldwater River.

Mr. Waggoner said the local government of Rankin County implemented a waste water authority. Mr. Waggoner said with legislative help, DeSoto County should attempt to obtain local and private legislation to begin the process. Mr. Waggoner said this can be a separate entity with specifics on time frames.

Mr. Demery Grubbs of Holly, Grubbs, Mitcham, & Phillips recommended setting the waste water plan up as a enterprise. Mr. Grubbs said this enterprise would operate on it's own revenue. Mr. Grubbs said there were several ways of securing financing such as Legislative funding, Mississippi Department of Economic Development, State Department of Environment, Low Interest Loans, and funds appropriated by Congress.

ITEM C.2, CONTINUED,

Mr. Grubbs reminded the Board of Supervisors DeSoto County has already secured \$ 2.675 million from the Congress in connection with this project. Supervisor Eugene

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Thach asked if these were matching funds from the Congress, and if so, what type of match. Mr. Grubbs replied, yes this is a matching fund situation, however, the percentage of the match will need to be worked out.

Mr. Grubbs notified the Board of Supervisors this project would basically be an interim funding project at the beginning. Mr. Grubbs said if money is not available, the County would need to invest money on a short term or interim bases. Mr. Grubbs also stated if the project began today, money would not need to be budgeted for until year 2000.

Supervisor John Caldwell asked Joe Waggoner about this project in Rankin County. Mr. Waggoner replied municipalities can levy a 2 mill tax if the system gets into trouble. Mr. Grubbs said there will be interim start up fees.

Supervisor John Caldwell asked why you would establish an authority, and leave some people in the County out of the system. Supervisor Caldwell also asked if the waste water system could be expanded in that area. Mr. Waggoner replied, the governing board would have the choice of whether to expand or not, as if the resident is not a user of this system, the resident would not be billed.

Supervisor Jessie Medlin asked approximately the cost involved in the daily operation of this project. Mr. Waggoner said approximately \$ 0.40 per thousand gallons. Mr. Waggoner said if the County is operates the estimated 8 million gallons at a particular station, the cost would be \$ 32,000.00 per day.

Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to adopt the Alternative #1 of the Waste Water Plan as presented by Waggoner Engineer. **The motion passed by a unanimous vote. **See Exhibit C.2****

Joe Waggoner said that the County has made the project warrants Federal participation, therefore he recommends that the Board continue what they have already accomplished to date and in doing so in the early part of December present the County's needs to Congress.

Supervisor Jessie Medlin made the motion, and Supervisor John Caldwell seconded the motion to approve travel to Washington in early December in connection with the Waste Water Project. ****See Exhibit C.2****

3. Joe Waggoner - GIS Needs Assessment Update

Mr. Joe Waggoner appeared before the Board of Supervisors to present the GIS Needs Assessment Update.

Mr. Waggoner presented three (3) flight costs options to fly the County for the purpose of meeting State Tax Commission requirements in connection with tax evaluations and in connection with the implementation of the GIS System. Mr. Waggoner said the (1st) flight option is \$ 25,000.00; (2nd) option is \$ 29,000.00; and the (3rd) option is \$ 38,000.00.

Mr. Waggoner said all of the above flights included photography for mapping. Mr. Waggoner said the County could do the bare bones flight for \$ 25,000.00 and choose the type of mapping at a later date.

ITEM C.3, CONTINUED,

Supervisor Jake Pearson asked Mr. Waggoner the bottom line cost involved with flying the County with preparation of photographs. Mr. Waggoner replied, the bottom line is

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\$ 100,000.00. Mr. Waggoner asked the Board of Supervisors to review the flight costs as quality of photographs instead of low bidder. Mr. Waggoner said he would also review for qualifications for the flight and preparation of photographs.

Supervisor Eugene Thach made the motion, and Supervisor Jake Pearson seconded the motion to approve the (3rd) flight option in the amount of \$ 38,000.00, and to approve Mr. Waggoner to review applicants for qualifications for the flight and preparation of photographs. The **motion passed** by a unanimous vote. ****See Exhibit C.3****

4. Appointment - 2000 Census Contact - (Judy Marrs)

Ms. Judy Marrs appeared before the Board of Supervisors in connection with the 2000 Census Contact. Ms. Marrs said she has interviewed with Mr. Jim Flanagan of the DeSoto Council.

Vanessa Lynchard notified the Board of Supervisors she received a call from Clara Putt, a DeSoto County resident who is also interested in the appointment as the 2000 Census Contact. Vanessa said Judy Marrs's resume has been forwarded to Jim Flanagan for review.

The Board of Supervisors instructed Jim Flanagan to review resumes, interview applicants and return to the Board his recommendations for an appointee to the 2000 Census Contact.

This item was held over. ****See Exhibit C.4****

Supervisor Tommy Lewis made the motion, and Supervisor John Caldwell seconded the motion to recess the meeting until 1:30 p.m. The **motion passed** by a unanimous vote.

Supervisor Tommy Lewis suggested Mr. Jim Flanagan of DeSoto Council interview applicants, and make recommendation to the Board of Supervisors for hiring of the 2000 Census Contact. Supervisor Lewis said this position would be under the guidance of Jim Flanagan with the County funding the position.

Supervisor Eugene Thach made the motion, and Supervisor Jessie Medlin seconded the motion for Jim Flanagan of DeSoto Council to interview applicants; make recommendation to the Board of Supervisors for hiring of the 2000 Census Contact; as this position would be under the guidance of Jim Flanagan with the County funding the position. The **motion passed** by a unanimous vote.

ITEM C.5, CONTINUED,

5. DEQ Regulations

Supervisor Tommy Lewis notified the Board he had spoken with Dr. Pennington of

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YMD, in connection with the DEQ Regulations for the Waste Water Management Program. Supervisor Lewis said this program deals with the ground water and surface water in DeSoto County, and he was requesting DeSoto County to be included.

Supervisor Lewis stated Dr. Pennington recommended the Board Attorney of DeSoto County to review YMD for expansion.

This item was held over pending review of YMD by the Board Attorney, William Austin, and upon a reply from Dr. Pennington stating whether DeSoto County can be included in the Waste Water Management Program.

6. Resolution - Establishing Coldwater River Watershed

Supervisor Jake Pearson made the motion, and Supervisor John Caldwell seconded the motion, to nominate Mr. Robert Sayles and Mr. Tommy Koehler as representatives and Mr. Tommy Swindell as first (1st) alternate, to serve on the YMD Joint Water Management District Council. The **motion passed** by a unanimous vote.

****See Exhibit C.6****

7. Central Maintenance - Kenny Gunn

a. Hernando Civic Center - Clearing of Land

Supervisor Tommy Lewis made the motion, and Supervisor Jake Pearson seconded the motion, for Road Manager Kenny Gunn to proceed with clearing land at the Hernando Civic Center as time in his schedule of road maintenance allows.

b. Central Maintenance Equipment Purchases

No motions were made nor votes taken on this issue. This item was held over.

8. Information Systems - Approval to Bid - Y2K Utility - Larry Wood

IS Director, Larry Wood appeared before the Board of Supervisors to update them on his review of the computer system. Mr. Wood said that the problems associated with Y2K may or may not be serious and requested authorization to bid a Utility to identify some of the Y2K problems. Mr. Wood said that upon further review it may be determined that the utility may not accede \$ 10,000.00 which would eliminate the bidding process from the procurement of the utility, however, if the utility is needed, Board approval would allow him obtain the utility faster.

Supervisor John Caldwell made the motion, and Supervisor Jake Pearson seconded the motion to authorize Larry Wood to bid for the YK2 Utility if necessary. The **motion passed** by a unanimous vote.

9. Bobby Storey - EMS Billing

This item was held over until December 7th, 1998.

ITEM D, CONTINUED,

D. NEW BUSINESS

1. Joe Thompson - Bankston Road

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This item was held over for Executive Session.

2. Request to Advertise County Resources - Lindsey Eubank

Ms. Lindsey Eubank's mother presented a request to the Board of Supervisors for Lindsey Eubank to attend the National Young Leaders Conference in Washington, D.C. the week of March 3rd - 9th, 1999. Ms. Eubank requested any donations or contributions to help with expenses of this trip. Supervisor John Caldwell made the motion, and Supervisor Jake Pearson seconded the motion to advertise DeSoto County Resources by contributing \$ 250.00 to Lindsey Eubank. 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, advertising the resources of DeSoto County. The **motion passed** by a unanimous vote. ****See Exhibit D.2****

3. Request to Advertise County Resources - Chamber of Commerce Banquet

Supervisor John Caldwell asked if there was any interest in the Board of Supervisors sponsoring a table at the Chamber of Commerce Banquet. Supervisor Caldwell said the donation would be \$ 500.00, for ten (10) guests.

No motions were made nor votes taken on this issue.

4. Animal Control - Cellular Phone Service

Vanessa Lynchard forwarded a request for Cellular Phone Service to the Board of Supervisors. Vanessa said that Bell South Mobility Service can be obtained with the cost of a phone at \$ 29.95 and monthly service for 200 minutes at \$ 33.00 per month, however, at the present time, Bell South is running a special to get the first three (3) months service at half price. Supervisor Tommy Lewis said that the Animal Control Officer had also requested to him a Camera for use in their job.

Supervisor Jake Pearson made the motion, and Supervisor Tommy Lewis seconded the motion to approve the acquisition of Cellular Phone Service and a Camera for Animal Control. The **motion passed** by a unanimous vote. ****See Exhibit D.4****

5. Central Maintenance - Approval for James Cox to Sign Purchase Requisitions

Supervisor Tommy Lewis presented a request from Road Manager, Kenny Gunn authorizing James Cox, Jr, shop foreman to sign requisitions. Supervisor Jake Pearson made the motion, and Supervisor Tommy Lewis seconded the motion, at the recommendation of Road Manager Kenny Gunn, to approve authorization for James Cox, Jr., Shop Foreman of Central Maintenance to sign purchase requisitions. The **motion passed** by a unanimous vote. ****See Exhibit D.5****

ITEM D.6, CONTINUED,

6. Dale Thompson

a. Budget Amendments

(1) Victim Witness

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At the recommendation of the Comptroller, Dale Thompson and in accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1998, and ending September 30, 1999 for Victim witness as follows:

Increase	001-171-475	\$ 500.00
Increase	001-171-501	\$ 252.00
Increase	001-171-934	\$ 1500.00
Increase	001-000-308	\$ 2252.00

According to the recommendation of the Comptroller, Supervisor Jake Pearson made the motion, and Supervisor John Caldwell seconded the motion, to approve the budget amendment for **Victim Witness**. ****SEE EXHIBIT D.6.a.(1)****

(2) Chancery Court Administrator

At the recommendation of the Comptroller, Dale Thompson and in accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1998, and ending September 30, 1999 for Chancery Court Administrator as follows:

Increase	001-172-401	\$ 446.00
Increase	001-172-475	\$ 10.00
Increase	001-172-502	\$ 275.00
Increase	001-172-702	\$ 520.00
Lower	001-172-587	\$ 200.00
Lower	001-172-603	\$ 75.00
Lower	001-901-999	\$ 976.00

According to the recommendation of the Comptroller, Supervisor Jake Pearson made the motion, and Supervisor John Caldwell seconded the motion, to approve the budget amendment for **Chancery Court Administrator**. ****SEE EXHIBIT D.6.a.(2)****

ITEM D.6.b, CONTINUED,

b. Investment of Surplus Funds

In accordance with Section 19-2-29 of the Mississippi Code, which states that whenever any county shall have on hand any bond and interest funds, any funds derived from the sale of bonds, special funds, or any other funds in excess of the sums which will

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be required to meet the current needs and demands of no more than seven (7) business days, the Board of Supervisors of such county shall invest such excess funds.

At the recommendation of the Comptroller, Dale Thompson, Supervisor Jake Pearson made the motion and Supervisor John Caldwell seconded the motion to approve the investment of surplus funds to First American Bank, who was the high bidder that placed their bid as follows:

<u>DATE OF INVESTMENT</u>	<u>BANK</u>	<u>AMOUNT</u>	<u>RATE</u>	<u># of Days</u>
11/5/98	FIRST AMERICAN	\$ 2,300,000.00	4.900	35
11/5/98	FIRST AMERICAN	\$ 3,022,350.00	4.900	63
11/5/98	FIRST AMERICAN	\$ 1,340,000.00	4.900	91

The **motion passed** by unanimous vote. ****SEE EXHIBIT D.6.b****

c. Approval to Pay Bill - Baptist Memorial Hospital - DeSoto

Vanessa Lynchard presented a request on behalf of the Comptroller to the Board of Supervisors to partially pay a invoice in connection with Tommy Huddleston who was hospitalized in Baptist Memorial Hospital DeSoto in the amount of \$ 2,057.56. Vanessa said the invoice is in the amount of \$ 13,212.98, however Dr. Rob Meacham is disputing the balance of \$ 11,155.42.

Supervisor Eugene Thach made the motion, and Supervisor Jake Pearson seconded the motion to approve payment of the Baptist Memorial Hospital invoice in the amount of \$ 2,057.56 as recommended by Dr. Rob Meacham. The **motion passed** by a unanimous vote. ****See Exhibit D.6.c****

7. Veterans Park

Supervisor John Caldwell presented a request to the Board of Supervisors to continue with the firm of Fisher & Arnold on the Veterans Park proposal and to approve the fee in the amount of \$ 3,500.00 for development of a rough grading plan for Veterans Park.

Supervisor John Caldwell made the motion, and Supervisor Jake Pearson seconded the motion to continue with the firm of Fisher & Arnold on the Veterans Park proposal and to approve the fee in the amount of \$ 3,500.00 for development of a rough grading plan for Veterans Park as outlined in the proposal of Fisher & Arnold. The **motion passed** by a vote as follows:

Jessie Medlin-----No
 Eugene C. Thach-----Yes
 James D. Pearson-----Yes
 John Caldwell-----Yes
 Tommy Lewis-----No

****SEE EXHIBIT D.7****

ITEM D.8, CONTINUED,

8. Oak Grove Central Elementary/Olive Branch Intermediate School - Request for Assistance

Supervisor Tommy Lewis presented a letter from Jerry Baird, Superintendent of DeSoto County Schools, requesting assistance from the County to haul approximately 50 tons of pea gravel to the Oak Grove Central Elementary School and Olive Branch Intermediate

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School for the playground. Mr. Baird stated the pea gravel was donated to the schools by Memphis Stone and Gravel in Love, Mississippi.

Supervisor Jessie Medlin made the motion, and Supervisor John Caldwell seconded the motion for the County to haul approximately 50 tons of pea gravel to Oak Grove Central Elementary School and Olive Branch Intermediate School for the playground, which was donated by Memphis Stone and Gravel in Love, Mississippi. The **motion passed** by a vote as follows:

Jessie Medlin-----Yes
Eugene C. Thach-----Yes
James D. Pearson-----Absent
John Caldwell-----Yes
Tommy Lewis-----Yes

****SEE EXHIBIT D.8****

9. Petition - Residents East Craft Road to accept as County Road

This item was held over until November 30th, 1998. ****See Exhibit D.9****

10. Approval Right of Way - Polk Lane

This item was discussed in Executive Session.

**11. Making FY97 Financial Statements/Special Reports by William & Pitts
Part of the Minutes**

Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion to approve making FY97 Financial Statements/Special Reports by William & Pitts part of the minutes. The **motion passed** by a vote as follows:

Jessie Medlin-----Yes
Eugene C. Thach-----Yes
James D. Pearson-----Absent
John Caldwell-----Yes
Tommy Lewis-----Yes

****SEE EXHIBIT D.11****

ITEM D.12, CONTINUED,

12. Approval of Travel - Inventory

Supervisor Eugene Thach made the motion, and Supervisor John Caldwell seconded the motion to approve travel for Ms. Bonnie Gatlin, to attend the MAGPA meeting in Jackson, Mississippi on Monday, November 16th 1998. The **motion passed** by a vote as follows:

Jessie Medlin-----Yes

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Eugene C. Thach-----Yes
James D. Pearson-----Absent
John Caldwell-----Yes
Tommy Lewis-----Yes

****SEE EXHIBIT D.12****

13. Metro Narcotics - Approval to declare a surplus

Vanessa Lynchard presented a detailed listing of items from DeSoto County Metro Narcotics requesting items to be declared surplus property for purposes of being auctioned.

Supervisor Eugene Thach made the motion, and Supervisor John Caldwell seconded the motion, to declare surplus property of DeSoto County Metro Narcotics to be auctioned. The **motion passed** by a vote as follows:

Jessie Medlin-----Yes
Eugene C. Thach-----Yes
James D. Pearson-----Absent
John Caldwell-----Yes
Tommy Lewis-----Yes

****SEE EXHIBIT D.13****

14. Recreational Trail Grant

Vanessa Lynchard notified the Board of Supervisors of a Recreational Trail Grant. Vanessa said the grant application must be completed and filed by December 31st, 1998. Supervisor John Caldwell made the motion, and Supervisor Tommy Lewis seconded the motion to make grant application by December 31st, 1998. The **motion passed** by a vote as follows:

Jessie Medlin-----Yes
Eugene C. Thach-----Yes
James D. Pearson-----Absent
John Caldwell-----Yes
Tommy Lewis-----Yes

****See Exhibit D.14****

E. EXECUTIVE SESSION

The "Executive Session" portion of this meeting is presented under the portion of minutes called "Executive Session."

ITEM F, CONTINUED,

F. OTHER ISSUES

1. IS Director - Approval for Larry Woods to Sign Purchase Requisitions

Vanessa Lynchard requested approval authorizing IS Director, Larry Woods to sign purchase requisitions. Supervisor Jake Pearson made the motion, and Supervisor Tommy Lewis seconded the motion, to approve authorization for IS Director, Larry Woods, to

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sign purchase requisitions. The **motion passed** by a unanimous vote. ****See Exhibit F.1****

2. Fox Creek - Merritt Powell - Planning Commission

Merritt Powell of the Planning Commission notified the Board of Supervisors he had met with Ben Smith and William Austin in connection with Fox Creek. Mr. Powell said they addressed the park issue and there is approximately fifty-eight (58) acres in this Planned Unit Development.

Mr. Powell said Ben Smith has increased the lot sizes along Braybourne Main to 9,000 square feet; 10,000 square feet along the North side; and 15,000 square feet along the East side. Supervisor Eugene Thach asked if this issue was held over. Mr. Powell replied, yes, issue was held over from Wednesday, November 4th, 1998 meeting.

Merritt Powell recommended all classifications be listed on the platt for lot size. Supervisor Jessie Medlin asked Ben Smith if the entrances were approved by the State Highway for Fox Creek. Ben Smith replied, yes, they have been approved by the State.

Ben Smith said Fox Creek subdivision has been brought up to date and Fox Creek East will be developed with conditions. Mr. Powell said original platt showed a lagoon out front. With the changes, the lagoon is now located on the back of the property maintained with a fence.

The Board of Supervisors said that each lot size should be listed on the table with zoning classifications noted. Supervisor John Caldwell said he does not think that the park is adequate for the number of lots. Supervisor Jessie Medlin said that he supports the plans for the subdivision because there are other PUD's approved that are not as big as this one. Supervisor John Caldwell responded that PUD's were originally put in the plans to be an exception.

Supervisor Jessie Medlin made the motion, and Supervisor Tommy Lewis seconded the motion, to approve the PUD for Fox Creek and Fox Creek East. The **motion passed** by a vote as follows:

Jessie Medlin-----Yes
Eugene C. Thach-----Yes
James D. Pearson-----Yes
John Caldwell-----No
Tommy Lewis-----Yes

3. Thanksgiving Holiday

Supervisor John Caldwell made the motion, and Supervisor Tommy Lewis seconded the motion to accept the closing of County offices Thursday, November 26th, 1998 and Friday, November 27th, 1998 in observance of the Thanksgiving Season as proclaimed by the Governor of Mississippi. The **motion passed** by a unanimous vote.

****SEE EXHIBIT F.3** ITEM F.4, CONTINUED,**

4. Christmas Holiday & New Years Holiday

Supervisor John Caldwell made the motion, and Supervisor Tommy Lewis seconded the motion to accept the closing of County offices Thursday, December 24th, 1998; Friday, December 25th, 1998 in observance of the Christmas Season and Friday, January 1, 1999 in observance of New Year's Day as proclaimed by the Governor of Mississippi. The motion passed by a vote as follows:

Jessie Medlin-----Yes

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Eugene C. Thach-----No
James D. Pearson-----Absent
John Caldwell-----Yes
Tommy Lewis-----Yes

Supervisor Thach said that his vote of no was only in opposition to closing Christmas Eve, December 24th, 1998. ****See Exhibit F.4****

5. Jim Terrell - Polk Lane

Supervisor Jessie Medlin made the motion, and Supervisor John Caldwell seconded the motion to approve the invoice from Jim Terrell, Sr., in the amount of \$ 100.00 for services in acquiring Right of Way from Charles & Sara Allen, located 500' on Polk Lane adjacent to the Williams Sonoma Project. The **motion passed** by a unanimous vote. ****See Exhibit F.5****

6. ECAM 99 Annual Seminar & Convention

Supervisor Eugene Thach made the motion, and Supervisor Jessie Medlin seconded the motion to approve travel registration in the amount of \$ 220.00, for DeSoto County Election Commissioner to attend the ECAM 99 annual seminar and convention at the Ramada Inn in Jackson, Mississippi. In addition the Board approved travel for one to five Election Commissioners attending this seminar. The **motion passed** by a unanimous vote. ****See Exhibit F.6****

7. Data Systems Management

Vanessa Lynchard presented a invoice from Data Systems in the amount of \$ 1,955.33 which included travel, meals, progress billing, and computer software.

Supervisor Tommy Lewis said reimbursement for meals included meals for Josh Williams and Marsha Baughn of the Data Processing department. Supervisor Tommy Lewis asked Board Attorney, William Austin if this was legal to reimburse Data Systems for these two (2) meals. Mr. Austin replied, meal reimbursement is legal, however, not for the two (2) County employees of Data Processing.

Supervisor Tommy Lewis made the motion, and Supervisor John Caldwell seconded the motion to approve payment of the invoice to Data Systems Management in the amount of \$ 1,955.33 after review by the Board Attorney to ensure all reimbursement items can be legally reimbursed. The **motion passed** by a unanimous vote. ****See Exhibit F.7****

ITEM F.8,CONTINUED,

8. Daniel Murphy - Interim Bridge Inspection Project

County Engineer Daniel Murphy appeared before the Board of Supervisors requesting approval for Interim Bridge Inspection Projects # BRIS1742 and # BRIS1743.

Supervisor Jake Pearson made the motion, and Supervisor John Caldwell seconded the motion to approve programming for the Interim Bridge Inspection Project #BRIS1742 and #BRIS1743. The **motion passed** by a unanimous vote.

9. North Central Electric

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Supervisor Jake Pearson made the motion, and Supervisor Tommy Lewis seconded the motion to accept the utility agreement with North Central Electric to relocate power and telephone poles on Polk Lane. The **motion passed** by a unanimous vote.

10. E-911 - Resolution of Intent

Mr. Demry Grubbs appeared before the Board of Supervisors with the E-911 Resolution of Intent in connection with the new towers.

Mr. Grubbs said the Bond issue is in the amount of \$ 2.75 million, and requested to advertise for bids by December 9th, 1998. Mr. Grubbs reminded the Board of Supervisors, E-911 would repay the bond money.

Supervisor Eugene Thach made the motion, and Supervisor Jessie Medlin seconded the motion to approve to advertise for bids in connection with the E-911 towers. The **motion passed** by a vote as follows:

Jessie Medlin-----Yes
Eugene C. Thach-----Yes
James D. Pearson-----Yes
John Caldwell-----No
Tommy Lewis-----Yes

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to recess until Monday, November 30, 1998 at 9:00 a.m.

THIS the 16th day of November, 1998, these minutes have been read and approved by the DeSoto County Board of Supervisors.

TOMMY LEWIS, President
DeSoto County Board of Supervisors

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