

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

JESSIE L. MEDLIN, PRESIDENT, PRESIDING

April 7, 1999

A. CALL TO ORDER

The April 7, 1999, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Jessie Medlin, Board President.

Sheriff James Albert Riley the DeSoto County Sheriff 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
David Armstrong-----County Administrator
James Albert Riley----- Sheriff of DeSoto County
William H. Austin, Jr.-----Board Attorney

B. INVOCATION

The invocation was presented by Supervisor Eugene Thach.

C. PLANNING COMMISSION

The Planning Commission brought several items before the Board of Supervisors as evidenced by the portion of the minutes submitted by the Planning Commission. **SEE EXHIBIT C.**

D. OLD BUSINESS

1. Old Cub Lake Road

This issue was held over until April 19th, 1999. ****See Exhibit D.1****

2. Appointment - Horn Lake Library Board - District 3

This issue was held over until April 19th, 1999. ****See Exhibit D.2****

ITEM D.3, CONTINUED,

3. Bids Under Advisement - Heavy Duty Dump Trucks

Board Attorney, William Austin notified the Board of Supervisors he has spoken with the State Auditor in connection with the Heavy Duty Dump Trucks. Mr. Austin said according to the State Auditor, the bids specifications for the Heavy Duty Dump Trucks were too restrictive. Mr. Austin said the auditor has approved the low bid for the Heavy Duty Dump Trucks.

Kenny Gunn said he writes the specifications to assure we get the equipment that suits our needs.

Supervisor Jessie Medlin asked Mr. Austin if the law governing purchasing the last six (6) months of the term of office applied in this case. Mr. Austin said the Board of Supervisors cannot hold back money and then spend in the last six months of office, but if the bid is accepted now, this would not be affected.

At the recommendation of the Road Manager, Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion, to approve the lease-purchase of two (2) Heavy Duty Dump Trucks from General Truck in connection with Bid File #99-156-011, the opinion of the State Auditor from General Truck in the amount of \$ 67,962.00, in connection with the purchase of Heavy Duty Dump Trucks, that the low bid is acceptable even though they did not meet the specifications. The **motion passed** by a unanimous vote. ****See Exhibit D.3****

4. Request for Authorization to Compile EPA Application - Joe Waggoner

County Administrator, David Armstrong said that Joe Waggoner will not be at this meeting, as they have determined his presence is not necessary. However, the County Administrator, recommended this item be handled in executive session as it ties into the discussion already scheduled for executive session.

E. NEW BUSINESS

1. Request for Gravel at Walls Fire Protection District - Jimmy James

Vanessa Lynchard notified the Board of Supervisors, Central Maintenance has received a request for gravel from Walls Fire Protection District. Vanessa said Walls Fire Protection District leases the land from Twinkle Town Airport and Central Maintenance has requested approval from the Board of Supervisors for the gravel to be put at the leased location.

Board Attorney, William Austin said the County can maintain the grounds within the lease agreement. At the recommendation of the Board Attorney, Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion for the County to supply gravel for improvements to the Walls Fire Protection District as to insure mobility in and out of the Fire District for fire protection of county residents. The **motion passed** by a unanimous vote. ****See Exhibit E.1****

2. Approval to pay bills -

a. Reach Electronics for Tone Alert Receivers

Supervisor John Caldwell made the motion, and Supervisor Tommy Lewis seconded the motion to approve the invoice in the amount of \$ 18,200.00 for payment to Reach Electronics for Tone Alert Receivers and to authorize the clerk to write the check. The **motion passed** by a unanimous vote. ****See Exhibit E.2.a****

ITEM E.2.b, CONTINUED,

b. Waggoner Engineering

Supervisor John Caldwell made the motion, and Supervisor Tommy Lewis seconded the motion, authorizing the Board President to sign the contract between Sharp Electronics/ Northwest Office Machines and Justice Court for one (1) SF-2025 Sharp Copier at a monthly rate of \$ 176.00 for thirty-six (36) months with an expiration date of June 10th, 2002. The **motion passed** by a unanimous vote. ****See Exhibit E.6.****

7. Approval to accept Johnson Cove

Supervisor Jessie Medlin presented a petition for the County to accept Johnson Cove into the County road system.

Supervisor John Caldwell made the motion, and Supervisor Jessie Medlin seconded the motion to appoint Supervisor Eugene Thach and Supervisor Tommy Lewis to the committee to inspect Johnson Cove. The **motion passed** by a unanimous vote. This issue was held over until Monday, April 19th, 1999. ****See Exhibit E.7****

C. EXECUTIVE SESSION

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

C. OTHER ISSUES

1. Parks - Kentwood

Road Manager, Kenny Gunn notified the Board of Supervisors not all parks have been completed according to the plans at the subdivision filing. Mr. Gunn said the park in Kentwood subdivision is in direr need of repair. Mr. Gunn said the walking trail at the creek is completely washed out, as you cannot get a tractor and bushhog into the area to mow.

Merritt Powell of the Planning Commission said originally ball fields were to be built but the residents requested the ball fields not be constructed. Mr. Powell said the developer, Lanier Hurdle has agreed to repair the park.

Kenny Gunn requested direction from the Board of Supervisors as people will be calling. The Board of Supervisors agreed the developer should fix the parks

No motions were made nor votes taken on this issue.

2. Central Maintenance - Temporary Personnel

At the recommendation of the Road Manager, Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion to approve the hiring of Robert Fleming, at an hourly rate of \$ 7.00, effective April 8th, 1999, with no benefits as temporary personnel for the mowing season. The **motion passed** by a unanimous vote.

ITEM G.3, CONTINUED,

3. Walls Satellite

Road Manager, Kenny Gunn, requested approval from the Board of Supervisors to acquire security cameras at the Walls Satellite Building due to the recent burglaries.

County Administrator, David Armstrong said the security cameras will not stop the burglary, but it will help catch them. Supervisor Jake Pearson stated something needs to be done about the burglaries. The Board discussed options to handle the problem.

No motions were made nor votes taken on this issue.

4. Horn Lake Road - Striping

Supervisor John Caldwell said the County Engineer, Daniel Murphy has striped down one (1) lane of Horn Lake Road, as based on the crown in the road.

Supervisor John Caldwell said this has created a dangerous situation to motorists on this roadway and requested Kenny Gunn to finish striping the other three (3) lanes. Supervisor Caldwell said this would likely prevent accidents for travelers turning into the school.

5. MDOT Clean Up Day

Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion to participate in the MDOT sponsored clean up program, April 24th, 1999, and May 1st, 1999, with MDOT providing clean up bags. The **motion passed** by a unanimous vote.

6. Sewer Study - Contracts Negotiations

County Administrator, David Armstrong notified the Board of Supervisors he and Board Attorney, William Austin had met with Joe Waggoner in connection with the EPA Application. Mr. Armstrong said he has received the amended proposal and is prepared to recommend acceptance of this amended proposal.

County Administrator, David Armstrong, notified the Board of Supervisors, that he has spoken with Joe Waggoner of Waggoner Engineering and he and Mr. Waggoner have agreed to take out one (1) sentence concerning the reimbursement of expenses on prior bills. In addition, Mr. Armstrong recommends that all travel expense be approved in advance in the future. Mr. Armstrong asked the Board Attorney, William Austin if the County can pay expenses for per diem at a greater than authorized rate. Mr. Austin responded that the County can do so by the contract but he would recommend adding the word "reasonable".

At the recommendation of the County Administrator, David Armstrong, Supervisor Eugene Thach made the motion, and Supervisor Jake Pearson seconded the motion to approve the amended draft proposal to be sent to Joe Waggoner for approval and to authorize Waggoner Engineering to Compile the EPA Application. The **motion passed** by a vote as follows:

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

****See I**

ITEM G.7, CONTINUED,

7. Personnel Manual

County Administrator, David Armstrong requested approval from the Board of Supervisors to terminate contract between Jane Heidleberg and DeSoto County in connection with the Personnel Manual. Mr. Armstrong said he has spoken with Hunter Twiford of Twiford, Webster, and Gresham, as they have an interest in finishing the manual. Mr. Armstrong will have more information at the April 19th, 1999 meeting.

Supervisor John Caldwell made the motion, and Supervisor Jake Pearson seconded the motion, instructing the County Administrator, David Armstrong to complete the personnel manual process. The **motion passed** by a unanimous vote.

8. Cemetery

Supervisor Tommy Lewis said he has a request for assistance with the washing of the bank along a cemetery next to a county road. Board Attorney, William Austin said if the area is on the right of way, then the county can assist.

Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to recess until Monday, April 19th, 1999 at 9:00 a.m. The **motion passed** by a unanimous vote.

This the 7th of April 1999, these minutes have been read and approved by the DeSoto County Board of Supervisors.

JESSIE L. MEDLIN, President
DeSoto County Board of Supervisors