

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

JESSIE L. MEDLIN, PRESIDENT, PRESIDING

July 19, 1999

A. CALL TO ORDER

The July 19, 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:

Supervisor Jessie Medlin-----District 1
Supervisor Eugene C. Thach-----District 2
Supervisor Jimmy James-----District 3
Supervisor John Caldwell-----District 4
Supervisor Tommy Lewis-----District 5
W. E. "Sluggo" Davis-----Chancery Clerk
David Armstrong-----County Administrator
James Albert Riley----- Sheriff of DeSoto County
Bobby Chamberlain-----Board Attorney

B. INVOCATION

The invocation was presented by Supervisor Tommy Lewis.

C. OLD BUSINESS

1. Approval of MOU - Working County Employees on State Highways

Sheriff James Albert Riley notified the Board of Supervisors this issue of working trustees four (4) days a week could present a problem with the county. Sheriff Riley said he did not approve of the memorandum of understanding in supplying workers for a minimum of four (4) days on state highways.

Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion to reject the memorandum of understanding in connection with working county employees on state highways. The **motion passed** by a unanimous vote. ****See Exhibit C.1****

2. Request to Abandon - Road - Poplar Corner

Supervisor John Caldwell notified the Board he has looked at this section of Poplar Corner and stated the section in question is a field. Supervisor Jimmy James stated by assumption only, this road is located on a section line and if the county does abandon this road, then if the county ever does decide to build on this section, the county will have to repurchase the right of way.

ITEM C.3, CONTINUED,

Supervisor John Caldwell made the motion, and Supervisor Jimmy James seconded the motion to hold this issue for recommendations from Supervisor Tommy Lewis. The **motion passed** by a unanimous vote. ****See Exhibit C.2****

3. Emergency Plan for County Buildings - T. H. Walker

Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to hold this issue. The **motion passed** by a unanimous vote. ****See Exhibit C.3.****

4. Personnel Manual - Presentation of Employee Handbook

County Administrator, David Armstrong said he has invited Mr. Hunter Twiford to present the Employee Handbook to the Board of Supervisors for approval. Mr. Armstrong reminded the Board the adopted change to the employee handbook to allow employees to transfer leave to other employees is being implemented by Mr. Twiford.

Supervisor John Caldwell asked Mr. Armstrong why the revision of the Employee Handbook cannot be used as the Personnel Manual. Mr. Armstrong said he was unsure as to why, but would pose this question to Mr. Twiford.

Supervisor Eugene Thach made the motion, and Supervisor John Caldwell seconded the motion to take this issued under advisement. The **motion passed** by a unanimous vote. ****See Exhibit C.4****

5. Planning Commission

a. Major Subdivision - Hallum Estates

Sam Russell of the Planning Commission notified the Board of Supervisors this issue was held over pending recommendations from the County Engineer, Daniel Murphy. Mr. Russell said he has checked with the Horn Lake Creek Drainage District and this drainage ditch is in their district and would be maintained by the District.

Mr. Russell said there are two hundred fifty (250) acres draining into this drainage ditch, and Mr. Hallum has agreed to completely line the ditch with rip rap, with the placing of a filter cloth to control vegetation with bringing the ditch in line with the elevation of the 25 year flood elevation.

Supervisor Jimmy James made the motion, and Supervisor Eugene Thach seconded the motion, to approve Hallum Estates Subdivision as based on the letter from the County Engineer, Daniel Murphy. The **motion passed** by a unanimous vote. ****See Exhibit C.5.a.****

b. Right of Way Dedication - County Roads

Supervisor Eugene Thach made the motion, and Supervisor Tommy Lewis seconded the motion to hold this item over until August 4th, 1999. The **motion passed** by a unanimous vote. ****See Exhibit C.5.b.****

c. Street Addresses in Village of Memphis

Supervisor Eugene Thach made the motion, and Supervisor Tommy Lewis seconded the motion to hold over this item until August 4th, 1999. The **motion passed** by a unanimous vote. ****See Exhibit C.5.c****

ITEM C.6.a, CONTINUED,

6. Budget Amendment

a. Youth Services - Furniture

Supervisor Tommy Lewis said the use of the Board Room chairs for Youth Services may not be feasible. Supervisor Lewis said the Board Room has been used as a courtroom previously. Supervisor John Caldwell asked how much money was in their budget originally for furniture versus money available now.

Chancery Clerk, W. E. "Sluggo" Davis reminded the Board until the Courthouse Renovation, the furniture in the Board room will be utilized. Supervisor Tommy Lewis suggested approving the budget amendment for the furniture in this fiscal year, and not funding this line item for the fiscal year 2000.

Supervisor John Caldwell made the motion, and Supervisor Tommy Lewis seconded the motion to hold this issue over. The **motion passed** by a unanimous vote.

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

7. Inventory Disposition - EMS Maxon Radio

EMS Director, Bobby Storey presented a letter from the Volunteer Fire Department in connection with the purchase of six (6) Maxon Radios as listed below:

Property#	Serial#	Description
EMS1	940505944	Maxon Radio
EMS2	911210274	Maxon Radio
EMS3	950802055A	Maxon Radio
EMS4	960411520B	Maxon Radio
EMS5	9603099543B	Maxon Radio
EMS6	940505747	Maxon Radio

At the recommendation of the EMS Director, Bobby Storey, Supervisor Jimmy James made the motion, and Supervisor Tommy Lewis seconded the motion, to accept the Inventory Disposition for EMS. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----Yes
 Supervisor Eugene Thach-----Absent
 Supervisor Jimmy James-----Yes
 Supervisor John Caldwell-----Yes
 Supervisor Tommy Lewis-----Yes

****See Exhibit C.7****

8. Appointment - Horn Lake Library Board - District 3

Supervisor Jimmy James made the motion, and Supervisor Eugene Thach seconded the motion to hold this issue over. The **motion passed** by a unanimous vote.

****See Exhibit C.8****

ITEM C.9, CONTINUED,

9. Driveway Culvert - Consideration on Jaybird Road

The County Engineer, Daniel Murphy notified the Board of Supervisors after calculations were made for water drainage off this 265 acres, the culvert which is in place is not as undersized as thought. Mr. Murphy said approximately 1/3 of the water flow is restricted by the size of the culvert.

Supervisor John Caldwell asked Mr. Murphy how this affects the road. Mr. Murphy replied, this drainage is not affecting the road, only the driveway. Mr. Murphy said this drainage ditch is across the road then veers back parallel to the road.

Supervisor Eugene Thach said he would like to help them, however, the county is unable to repair driveways. Supervisor Jessie Medlin asked if the debris is on the right of way. Mr. Murphy said the county does have an easement, and it appears the ditch is choked up with undergrowth. Mr. Murphy said currently the drainage problem is not affecting the road, only the driveway.

Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion denying the request to work the culvert on Jaybird Road based on the recommendations of the County Engineer, Daniel Murphy. The **motion passed** by a unanimous vote.

D. NEW BUSINESS

1. House of Grace Funding - Jim Flanagan & Lorraine Cady

Lorraine Cady presented an update in connection with the House of Grace to the Board of Supervisors. Ms. Cady said the House of Grace has an appointment for Thursday to look at a home to possibly purchase as a safe house. Ms. Cady said this home has the square footage needed but will need some renovations. Ms. Cady said DeSoto County has been placing clients with children in hotels, since the facilities in Memphis or Oxford are usually filled.

Ms. Cady said the House of Grace has received their tax exemption number which will allow the House of Grace to apply for grants. Ms. Cady said they have ask for donations from all of the cities and will be asking the United Way for assistance. Ms. Cady said the Board was generous to the House of Grace with funding in the last fiscal year, and again would like to request the same funding for the fiscal year 2000.

Supervisor Eugene Thach said he felt as though the House of Grace should be a priority in funding as it will serve the needs of DeSoto County. Supervisor Jessie Medlin asked Ms. Cady if an opening date has been set. Ms. Cady said no date has been set as a home has not yet been purchased. Jim Flanagan reminded the Board when a home is purchased, an address will not be available due to security reasons.

Supervisor Jimmy James made the motion, and Supervisor Tommy Lewis seconded the motion to guarantee funding in the amount of \$ 5,000.00 for the House of Grace. The **motion passed** by a unanimous vote.

ITEM D.2, CONTINUED,

2. Tax Exemptions

a. Quality Ultra Print

Jim Flanagan of the DeSoto Council Tax Advisory Committee recommended a ten (10) year tax exemption on real property and personal property in the amount of \$ 1,453,105.00 and a freeport warehouse exemption for Quality Ultra Print.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the ten (10) year tax exemption for Quality Ultra Print on real and personal property in the amount of \$ 1,453,105.00 and a freeport warehouse exemption as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit D.2.a.****

b. ASICS Tiger

Jim Flanagan of the DeSoto Council Tax Advisory Committee recommended a ten (10) year tax exemption on real property and personal property in the amount of \$ 3,034,733.00; one (1) year ad valorem exemption on finished goods in the amount of \$ 25,409,718.00; and a freeport warehouse exemption.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the ten (10) year tax exemption for ASICS Tiger Corporation on real and personal property in the amount of \$ 3,034,733.00; one (1) year ad valorem exemption on finished goods in the amount of \$ 25,409,718.00; or a freeport warehouse exemption as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit D.2.b.****

b. Dollar Tree

Jim Flanagan of the DeSoto Council Tax Advisory Committee recommended a ten (10) year tax exemption on real property and personal property in the amount of \$ 20,523,985.00; one (1) year ad valorem exemption on finished goods in the amount of \$ 1,165,500.00; and a freeport warehouse exemption.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the ten (10) year tax exemption for Dollar Tree on real and personal property in the amount of \$ 20,523,985.00; one (1) year ad valorem exemption on finished goods in the amount of \$ 1,165,500.00; or a freeport warehouse exemption for the fiscal year 2000 as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit D.2.c.****

c. Huffly Bike

Jim Flanagan of the DeSoto Council Tax Advisory Committee recommended a ten (10) year tax exemption on real property and personal property in the amount of \$ 16,452,547.00 and a freeport warehouse exemption.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the ten (10) year tax exemption for Huffly Bike on real and personal property in the amount of \$ 16,452,547.00 and a freeport warehouse exemption as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit D.2.d.****

ITEM D.2.e, CONTINUED,

d. Viking - Freeport

Jim Flanagan of the DeSoto Council Tax Advisory Committee recommended a one (1) year freeport warehouse exemption.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the one (1) year freeport warehouse exemption as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit D.2.e.****

3. Accept Final Approval - State Tax Commission - Tax Exemption - Stylecraft lamp

Supervisor Eugene Thach made the motion, and Supervisor Jimmy James seconded the motion to approve a Resolution to accept the State Tax Commission's approval of the Ad Valorem Exemption for Stylecraft Lamps, Inc. The **motion passed** by a unanimous vote. ****See Exhibit D.3****

4. Consideration of a 4 Way Stop - Itasca & Victoria Intersection - Bridgetown

The Board of Supervisors agreed to hold this issue over pending recommendations by the Road Manager, Kenny Gunn in connection with a 4 way stop sign being placed at the intersection of Itasca & Victoria located in Bridgetown. **No motions** were made nor votes taken. ****See Exhibit D.4****

5. Domestic Violence Project - Martha Crawford

Executive Director, Martha Crawford of the Domestic Violence Project presented an update in connection with domestic violence shelter located in Oxford to the Board of Supervisors.

Ms. Crawford said she has been with the Domestic Violence Project for the last ten (10) years and a director for the last two (2) years. Ms. Crawford said they appreciate the funding from DeSoto County for this project, and assured the Board the program is increasing with public education.

Supervisor Jessie Medlin asked Ms. Crawford approximately how many residents from DeSoto County did the Domestic Violence Project serve in the last year. Ms. Crawford replied from July 1st, 1998 through June 30th, 1999, the Project served twenty-one (21) adults and thirty-one (31) children. Supervisor Jessie Medlin asked Ms. Crawford what is the total budget for this project. Ms. Crawford said approximately \$ 310 thousand, however, under the guidelines of the Mississippi Health Department, they must raise 25% of the matching funds.

Ms. Crawford said this shelter was incorporated in 1982, and was the first to provide child care for children less than three (3) years of age. Ms. Crawford reminded the Board that child care is expensive, and as long as a parent can produce a pay stub, and show where money is being saved for independent living, the children will remain in the child care program.

Supervisor Eugene Thach asked Ms. Crawford if she was aware of the House of Grace being organized in DeSoto County. Ms. Crawford said yes, as two (2) of the ladies came to Oxford to observe their facility. Ms. Crawford reminded the Board when considering the number of DeSoto County residents served, this does not include the crisis care nor the outreach program.

Ms. Crawford thanked the Board for the funding to the program in the past, and invited the Board to Oxford to observe the facility.

No motions were made nor votes taken on this issue.

ITEM D.5, CONTINUED,

The County Administrator, David Armstrong reported last fiscal year DeSoto County funded \$ 1,000.00 to the program, however, Ms. Crawford has requested funding in the amount of \$ 5,000.00 for the fiscal year 2000.

The Board of Supervisors instructed County Administrator, David Armstrong to review the figures as presented by Martha Crawford , Executive Director of the Domestic Violence Project, Inc., and bringing recommendations back to the Board.

6. Dale Thompson - Budget Amendment

a. County Administrator

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. Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to approve the budget amendment for the County Administrator as follows:

	Lower	001-120-544	Service & Maintenance		
			Contract		\$ 400.00
Increase	001-120-501	Postage		\$	
				400.00	

The **motion passed** by a unanimous vote. ****See Exhibit D.6.a.****

b. IS Department

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. Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for the IS Department as follows:

Lower	001-152-554	Consultant Fees	\$ 26,500.00	
Lower	001-152-554	Consultant Fees	\$	
			9,500.00	
Increase	001-152-936	Computer Hardware	\$	
			26,500.00	
	Increase	001-152-946	Computer	
			Software	\$
			9,500.00	

The **motion passed** by a unanimous vote. ****See Exhibit D.6.b.****

c. Central Maintenance

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. Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for the Central Maintenance as follows:

Lower	001-156-804	Lease Purchase Principle	\$ 13,443.00
Increase	001-156-805	Lease Purchase Interest	\$
			13,443.00
	Lower	001-156-612	Engineering
			Supplies
			\$ 1,000.00

Lower	001-156-902	Road Improvements	\$	
			90,000.00	
Lower	001-156-656	Equip.Cleaning Supplies	\$	
			2,000.00	
Increase	001-156-603	Office Supplies	\$	
			900.00	
Increase	001-156-606	Computer Supplies	\$	
			100.00	
Increase	001-156-631	Road Gravel	\$	
			50,000.00	
Increase	001-156-634	Culverts	\$	
			40,000.00	
Increase	001-156-654	Cust.& Cleaning Supplies	\$	
			2,000.00	

ITEM D.6.c, CONTINUED,

Increase	001-156-540	Repair Bldg & Grounds	\$	
			5,000.00	
Increase	001-156-550	Legal Fees	\$	
			2,000.00	
	Increase	001-156-554	Appraisal Fee	\$ 2,000
Increase	001-156-570	Ins. & Fid. Bonds	\$	
			1,000.00	
Increase	001-156-581	Other Cont. Services		
			\$13,800.00	
Lower	001-156-902	Road Improvements		
			\$23,800.00	
Increase	001-156-434	Overtime		
			\$30,000.00	
Increase	001-156-467	Workman Compensation		
			\$10,000.00	
Lower	001-156-420	Salaries		
			\$40,000.00	

The County Administrator, David Armstrong recommended the above items be held over pending the use of a standardized form for budget amendments. At the recommendation of the County Administrator, David Armstrong, Supervisor Eugene Thach made the motion, and Supervisor Jimmy James seconded the motion to hold this issue over pending the use of a standardized form for budget amendments. The **motion passed** by a unanimous vote.

****See Exhibit D.6.c.****

The Comptroller, Dale Thompson appeared before the Board stating the form used by the Road Manager is the same form Central Maintenance has always used for budget amendments. Ms. Thompson explained to the Board that Mr. Gunn was only adjusting his budget.

At the recommendation of the Comptroller, Dale Thompson, Supervisor Eugene Thach rescinded his previous motion, to hold this issue over, with Supervisor Jimmy James also with drawing his second. Supervisor Eugene Thach made the motion, and Supervisor Tommy Lewis seconded the motion to approve the budget amendments as presented by the Comptroller, Dale Thompson for Central Maintenance. The **motion passed** by a unanimous vote. ****See Exhibit D.6.c.****

d. Sheriff's Department

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. Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to approve the budget amendment for the Sheriff's Department for repairs to the existing helicopter as follows:

Lower	001-201-542	Vehicle Repair	\$ 100.00	
Lower	001-201-571	Dues	\$ 60.00	
			Lower	001-201-584
				Register
Lower	001-201-613	Law Enforce	\$ 1,520.00	
Lower	001-201-677	Fuel	\$ 6,000.00	
Lower	001-201-681	Repair Parts	\$ 290.00	
Lower	001-201-682	Equip Repair	\$ 380.00	
Lower	001-201-691	Uniforms	\$ 500.00	
Increase	001-201-501	Postage	\$ 1,800.00	
	Increase	001-201-545	Other Repairs	\$ 6,990.00
Increase	001-201-935	Other Equip	\$ 80.00	

The **motion passed** by a unanimous vote. ****See Exhibit D.6.d.****

ITEM D.6.e, CONTINUED,

e. Justice Court

County Administrator, David Armstrong presented a request for a Budget Amendment for Justice Court as follows:

Lower	001-166-440	Part time salary	\$ 2,396.00
Increase	001-166-936	Computer Equipment	\$ 2,396.00

Supervisor Eugene Thach asked if IS Director Larry Wood reviews computer needs for each department. Supervisor John Caldwell said before any computer is ordered for a department, the IS Director Larry Wood needs to sign off on request. Mr. Wood notified the Board he is aware of the request for a new computer from Justice Court and is in agreement with the request.

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. At the recommendation of the IS Director, Larry Wood, Supervisor Tommy Lewis made the motion, and Supervisor Eugene Thach seconded the motion to approve the budget amendment for Justice Court. **The motion passed** by a unanimous vote. ****See Exhibit D.6.e.****

7. Late Bill - Annual Fee - Post Office - Walls EMS

At the recommendation of EMS Director, Bobby Storey, Supervisor John Caldwell made the motion, and Supervisor Tommy Lewis seconded the motion approving the late bill for Walls EMS in the amount of \$ 24.00 for an annual renewal fee for the Post Office and instructing the clerk to write the check. **The motion passed** by a vote as follows:

Supervisor Jessie Medlin-----Yes
 Supervisor Eugene Thach-----Yes
 Supervisor Jimmy James-----Abstain
 Supervisor John Caldwell-----Yes
 Supervisor Tommy Lewis-----Yes

****See Exhibit D.7****

8. Transfer of Metro Narcotics Seized to Metro Narcotics Forfeitures

At the recommendation of the County Administrator, David Armstrong, Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to authorize and instruct the Chancery Clerk of the Board of Supervisors, pursuant to Section 41-29-185 of the Mississippi Code of 1972, as amended, and pursuant to the attached Declaration of Forfeiture signed by Stacey Spriggs, Attorney to transfer the following forfeited funds that were seized by Metro Narcotics.

James G. Frost	seized 7/02/99	\$	
	3,463.50		
Ascencio V. Hernandez	seized 7/02/99	\$	135.00
Transfer From 123-900-950	Metro Narcotics Seized		\$ 3,598.50
Transfer To 105-000-388	Metro Narcotics		
	Forfeitures	\$	
	3,598.50		

The **motion passed** by a unanimous vote. ****See Exhibit D.8****

ITEM D.9, CONTINUED,

9. Petition to Adopt Road - Julious

The Board of Supervisors were presented with a petition for the adoption of Julious Road. Supervisor Jessie Medlin said this road is in the Ingrams Mill area of the County. Supervisor Eugene Thach asked if right of way would be donated. Supervisor Jessie Medlin replied, the right of way has already been donated.

Supervisor John Caldwell made the motion, and Supervisor Jessie Medlin seconded the motion to appoint a committee of Supervisor Tommy Lewis and Supervisor Eugene Thach to inspect Julious Road and to hold this issue over pending recommendations by the committee to adopt Julious Road. The **motion passed** by a unanimous vote. ****See Exhibit D.9****

10. BFI Contract

County Administrator, David Armstrong notified the Board of Supervisors he has met with the committee regarding the BFI Contract. Mr. Armstrong said on page 23, section 9.0 the initial contract stated collection for three (3) years, and this change states collection for one and a half (1 ½) years. Mr. Armstrong said the goal is for all contracts with BFI to expire simultaneously.

Mr. Armstrong requested Board approval to go out for bids for the BFI Contract. Supervisor Tommy Lewis said there no changes can be made until the contract expires. Jim Bearden said a penalty would be incurred if the contract was terminated.

Bill Bayne of the Commercial Appeal suggested this bid be listed as garbage collection, not the BFI Contract. Mr. Bayne asked the Board if this contract would be for the county only. Supervisor Tommy Lewis this collection contract will be open to all cities.

The Board of Supervisors agreed to hold this issue over until August 4th, 1999. **No motions** were made nor votes taken on this issue.

11. Civic Center - Dirt Hauling

Supervisor John Caldwell notified the Board of Supervisors the Civic Center still has dirt to be moved, and he has been notified by Fisher and Arnold the park area will need more dirt. Supervisor Jessie Medlin asked how much money has been spent on dirt hauling. Supervisor John Caldwell replied, \$ 35,000.00. Supervisor John Caldwell said dirt was hauled to the rubbish pit which has added an additional three (3) years of life to the pit. Supervisor Jessie Medlin said there is a mound of dirt at the Dollar Tree site.

The Board of Supervisors agreed to hold this issue over. **No motions** were made nor votes taken on this issue.

12. Lake Cormorant Drainage District - Obstructions

County Administrator, David Armstrong notified the Board of Supervisors he received a letter from the Lake Cormorant Drainage District requesting DeSoto County to remove debris on the upstream side of county road bridges.

Supervisor John Caldwell made the motion, and Supervisor Jimmy James seconded the motion instructing the Road Manager, Kenny Gunn to follow up on the request for removal of debris on the upstream side of county road bridges from the Lake Cormorant Drainage District. The **motion passed** by a unanimous vote. ****See Exhibit D.12****

ITEM D.13, CONTINUED,

13. Candidate Dan Gibson for Governor request the use of the Courthouse Steps to host a Campaign Rally, Monday, August 2nd, 1999, 7 P.M. til 10 P.M.

Chancery Clerk, W. E. "Sluggo" Davis reminded the Board of Supervisors of a Board Order dated October 8th, 1986 prohibiting the use of County owned buildings for campaign rallies.

Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion denying the use of the Courthouse Steps for a campaign rally for candidate Dan Gibson to be held Monday, August 2nd, 1999 from 7 P.M. til 10 P.M. per a Board Order dated October 8th, 1986. The **motion passed** by a unanimous vote. ****See Exhibit D.13****

14. Parks & Recreational Budget

Supervisor John Caldwell recommended to the Board the budget for Parks and Recreation be discussed with the County Administrator, David Armstrong, and the Comptroller, Dale Thompson at the beginning of the budget hearings. Supervisor John Caldwell said he would like to discuss the idea of hiring a Park Director.

Supervisor Eugene Thach said if a park director is hired, then all funds for parks should be placed in a centralized park fund, not five individual park funds. Supervisor John Caldwell said this is why he is suggesting this be discussed at the beginning of the hearings before all of the money is appropriated.

Supervisor John Caldwell recommended a two (2) man committee consisting of himself and Eugene Thach to meet with the County Administrator, David Armstrong to discuss in depth the possibility hiring a Park Director. **No motions** were made nor votes taken on this issue.

15. County Patrol Budget

Supervisor John Caldwell said the County should control the county roads in connection to weight limits, etc. County Administrator, David Armstrong said he had a problem with increasing the budget for this line item, as the Sheriff and Constables are responsible for enforcing these laws. Supervisor John Caldwell said evidently this is not a high priority item with the Sheriff nor the Constables.

Supervisor Eugene Thach reminded Supervisor John Caldwell the Sheriff and the Constables have certain limitations in connection with weight limits, etc., for the county roads. The Board of Supervisors instructed the County Administrator, David Armstrong to look into the limitations involving the Sheriff and the Constables with enforcing laws on county roads. **No motions** were made nor votes taken on this issue.

16. Gravel - Exception to Bid Laws

The County Administrator, David Armstrong stated Supervisor Tommy Lewis had received a complaint in connection with the bid procedure. Mr. Armstrong said the final decision is up to the Road Manager, Kenny Gunn as to whom presents the best bid.

Supervisor Tommy Lewis said exceptions can be made when the county is doing the digging of raw gravel and dirt as per the opinion from the Attorney General. Supervisor Tommy Lewis said his concern is the county saving money by doing the digging of raw gravel and dirt. Mr. Armstrong replied, according to Mr. Gunn, the county is receiving better gravel by doing the digging.

No motions were made nor votes taken on this issue.

ITEM D.17, CONTINUED,

17. Inventory - DeSoto County School - Telephone System

The County Administrator, David Armstrong presented a letter from Jerry Baird, Superintendent of Education for DeSoto County Schools requesting the Telephone System and the Telephone Call Terminal located at 425 E. Commerce Street be transferred to the inventory of DeSoto County.

Supervisor Tommy Lewis made the motion, and Supervisor Jimmy James seconded the motion to accept the Telephone System and the Telephone Terminal located at 425 E. Commerce Street into the inventory of DeSoto County. The **motion passed** by a unanimous vote. ****See Exhibit D.17****

E. EXECUTIVE SESSION

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

F. OTHER ISSUES

1. Tax Rolls

Supervisor Eugene Thach made the motion, and Supervisor John Caldwell seconded the motion to accept the deliverance of the Tax Rolls. The **motion passed** by a unanimous vote.

2. Petition to adjust - approval of Homestead Exemptions

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the petition to adjust homestead exemption supplemental roll as presented by the Chancery Clerk. The **motion passed** by a unanimous vote. ****See Exhibit F.2****

3. Byhalia & Getwell Road - Cemetery

Supervisor Tommy Lewis notified the Board of Supervisors that at Byhalia & Getwell Road a large old tree was blown down in the Cemetery due to severe weather. Supervisor Tommy Lewis made the motion, and Supervisor Jimmy James seconded motion authorizing Central Maintenance to remove the blown down tree located in the Cemetery at Byhalia & Getwell Road, contingent upon Board Attorney's approval that the removal of the tree is legal. The **motion passed** by a unanimous vote.

4. Voting Precinct Signs - Budget Amendment & Purchasing

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. Supervisor Eugene Thach made the motion, and Supervisor Tommy Lewis seconded the motion authorizing the purchase of voting precinct signs from Signs First; a budget amendment in the amount of \$ 750.00; and authorizing the clerk to write the check.

Increase	001-180-523	Contract printing	\$
		750.00	
Lower		General Fund	\$
			750
			.00

The **motion passed** by a unanimous vote. ****See Exhibit F.4****

ITEM F.5, CONTINUED,

5. MorningStar Church & Cemetery

In accordance with Mississippi Code Section 19-3-75 Maintenance of roads or driveways to public cemeteries which states the board of supervisors of any county is hereby authorized and empowered, in its discretion, to grade, gravel or shell and/or to repair and maintain roads or driveways to public cemeteries, and in accordance with Mississippi Code Section 19-3-42 Maintenance of private roads and driveways used for school bus turnarounds; public school grounds; driveways and parking lots of nonprofit organizations which states in addition to any other authority granted in this section, the board of supervisors of any county is hereby authorized, in its discretion, to repair and maintain driveways and parking lots of: any private, nonprofit cemeteries in the county. The board of supervisors of any county shall not be authorized under the provisions of this subsection to repair or maintain driveways or parking lots located more than one hundred fifty (150) feet from the center of any highway, road or street under the jurisdiction of the county.

Supervisor Tommy Lewis made the motion, and Supervisor Jimmy James seconded the motion authorizing the Road Manager, Kenny Gunn to place gravel on the road off old Highway 61 at MorningStar Church and Cemetery. The **motion passed** by a unanimous vote.

6. Budget Amendment - Sheriff Department

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. Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to approve the budget amendment for the Sheriff Department as follows:

Lower	001-200-570	Insurance	\$ 8,500.00
Lower	001-202-433	Patrol Salaries	\$10,000.00
Lower	001-202-671	Gasoline	\$ 4,000.00
	Increase	001-202-542	Vehicle Repair
			\$ 5,000.00
	Increase	001-202-603	Office Supplies
			\$
			750.00
	Increase	001-202-613	Professional Supplies
			\$
			2,000.00
	Increase	001-202-930	Automobile Purchase
			\$11,750.00
	Increase	001-220-568	Transporting Prisoners
			\$
			3,000.00

The **motion passed** by a unanimous vote. ****See Exhibit F.6.****

7. Tax Equity Study - Mayor Greg Davis

Mayor Greg Davis appeared before the Board of Supervisors to discuss the Tax Equity Study. Mayor Davis said this study was very thorough and brought attention particularly to the prisoner - medical issue.

Mayor Davis said this is a issue with the county the residents are being taxed on a city level, then a county level to house prisoners. Mayor Davis said this issue has arose in other

counties across the state as well, and can be easily resolved.

Mayor Davis said, at this time, on behalf of the Council of Governments, and representing the other three (3) Mayors, he is requesting the cities not be taxed in connection with the housing of prisoners and medical cost. Mayor Davis said the cities assess a \$ 10.00 a day jail fee which would be refunded to the county by the cities. Mayor Davis said at this time the cities are working with the legislature to receive a rate increase to \$ 17.00 per day in connection with the assessed jail fee.

ITEM F.7, CONTINUED,

Supervisor Eugene Thach made the motion, and Supervisor John Caldwell seconded the motion instructing the County Administrator, David Armstrong to remove the revenue amount of \$ 180,000.00 for fiscal year 2000, effective November 1st, 1999, contingent upon the cities being current with the county for any outstanding debts in connection with prisoner-medical costs, and with the assessed jail fee fund of \$ 10.00 per day or more when amended being returned to the county. The **motion passed** by a unanimous vote. ****See Exhibit F.7****

8. Emergency Communications District - Financial Statements

Chancery Clerk, W. E. "Sluggo" Davis presented to the Board of Supervisors the Financial Statements as prepared by Williams & Pitts for the Emergency Communications District.

No motions were made nor votes taken on this issue. ****See Exhibit F.8****

Supervisor Jimmy James made the motion and Supervisor John Caldwell seconded the motion to adjourn the meeting until August 2, 1999. The **motion passed** by a unanimous vote.

THIS the 19th day of July, 1999, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Jessie L. Medlin, President
DeSoto County Board of Supervisors