

**DESOTO COUNTY BOARD OF SUPERVISORS**

**BOARD MEETING MINUTES**

**JESSIE L. MEDLIN, PRESIDENT, PRESIDING**

**November 29, 1999**

**A. CALL TO ORDER**

The November 29, 1999, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Jessie L. Medlin of DeSoto County.

Sheriff James Albert Riley, 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-----DeSoto County Sheriff  
William Austin-----Board Attorney

**B. INVOCATION**

The invocation was presented by Supervisor John Caldwell.

**C. JIM ANDERSON - REQUEST TO APPLY FOR A LIBRARY EXPANSION GRANT**

Jim Anderson, Director of the First Regional Library addressed the Board of Supervisors about applying for a library expansion grant. Mr. Anderson said that this is a follow up request to the preliminary application made in December 1998. Mr. Anderson said that he was requesting authorization to start on the library expansion grant and wanted to employ an architect to get an estimate of what the project will cost. Mr. Anderson said that the grant is due February 15, 2000.

Mr. Anderson said that the expansion of the First Regional Library will be based on the projected population of the Hernando and Nesbit zip codes for the next 20 years. He said that the Hernando library is 14<sup>th</sup> out of 25 in the State in overall usage and that additional space is necessary to better serve the public's needs. Mr. Anderson said that in addition to the expansion, the rest of the First Regional Library will need to be renovated.

Mr. Anderson explained that the Public Library Capital Improvement Program will be a 60/40 State grant with matching funds up to \$500,000.00. Mr. Anderson said that the grant allows up to \$300,000.00 for new construction and \$200,000.00 for renovation. Mr. Anderson said that the entire project will cost approximately \$3 million.

Supervisor John Caldwell asked if other branches will have to be expanded. Mr. Anderson said

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the growth is about the same for all branches but that the Olive Branch, Southaven, and Horn Lake branches have been expanded. Supervisor Caldwell asked which branch is most used. Mr. Anderson said that Southaven is the most used overall but according to square footage, Hernando is most used. Supervisor Jessie Medlin asked if building an entire new building somewhere else is an option. Mr. Anderson said that the location of the current library is a positive aspect and that there is a possibility that the adjacent land can be purchased for the expansion. Supervisor Caldwell said that the library expansion should be based on projected need and population and that he would like to see a comparison based on need, growth, and square footage used.

Supervisor Tommy Lewis made a motion and Supervisor Jimmy James seconded the motion to authorize Jim Anderson and County Administrator David Armstrong to negotiate with Architect Marvin Johnson to get a complete estimate on the expansion and renovation of the First Regional Library in Hernando including furniture and library materials, and to provide a breakdown of the usage of all DeSoto County libraries according to square footage and report back to the Board. The **motion passed** by a unanimous vote. **\*\*See Exhibit C\*\***

**D. OLD BUSINESS**

1. **Roads**
  - a. **Speed Limits**
  - b. **Weight Limits**

Road Manager Kenny Gunn reported to the Board of Supervisors with recommendations of speed limits and weight limits on County roads. Mr. Gunn provided an amended list to show what the speed limits and weight limits currently are and his recommendation of what they should be. The Board of Supervisors reviewed his recommendations and made the following changes:

1. Amend speed limit from 45 mph to 35 mph on Pleasant Hill Road from Malone to Laughter.
2. Amend speed limit from 30 mph to 45 mph on Pleasant Hill Road to Lester.
3. Post 45 mph speed limit signs on Fogg Road from Highway 304 to Church, Byhalia Road from Lee to Marshall County Line, Stateline Road from Southaven to Highway 61.
4. Rescind weight limit on Pleasant Hill to Tennessee line as is in the City of Olive Branch.

Supervisor John Caldwell asked what the difference is between the speed limits with black on yellow and black on white signs. Mr. Gunn said that the yellow on black signs are cautionary signs to change speed during curves, hills, etc. Supervisor Eugene Thach asked that a cautionary sign be placed in the curve on Pleasant Hill Road at Sandidge Road, north of College Road.

Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to approve the speed limits and weight limits on County streets and roads as recommended by Road Manager Kenny Gunn as follows:

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<b>Date Order Approved By Board</b>	<b>Description of Roadway</b>	<b>Current Weight Limit</b>	<b>Currently City Road</b>	<b>Currently County Road</b>	<b>Additional Recommendation</b>
2/13/95	Hwy 301 from Hwy 304 South to Pratt Road	15,000 lbs		X	No trucks
2/24/94	Old Hwy 61 from Starlanding Rd to Tunica County line	15,000 lbs		X	No trucks
9/28/93	Horn Lake Creek Bridge on Horn Lake Rd	15,000 lbs		X	No trucks
7/7/92	Starlanding Rd from Hwy 61 West to the Mississippi River Levee	15,000 lbs		X	No trucks
6/3/92	Sandidge Rd from Pleasant Hill Rd North to 300 ft south of Latham Rd	15,000 lbs		X	No trucks
12/17/84	1)Stateline Rd from Southaven city limits west to US 61	15,000 lbs		X	No trucks
	2)Starlanding Rd between Hwy 301 and Wilson Mill Rd	15,000 lbs		X	No trucks
	3)Nail Rd from Tulane Rd west to US 61	15,000 lbs		X	No trucks
2/4/81	Hacks Cross Rd between Hwy 78 and TN state line	Maximum allowed by State	X		Rescind order and acknowledge that this road has been annexed by city of Olive Branch
<b>Date Order Approved By Board</b>	<b>Description of Roadway</b>	<b>Current Weight Limit</b>	<b>Currently City Road</b>	<b>Currently County Road</b>	<b>Possible Action by Board at 11/15/99 Meeting</b>

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7/5/78	Stateline Rd between Tulane and Hwy 51	Various from 2,000 lbs for 2 inch or less tires, to 40,000 for 10 inch tires	X		Rescind order and acknowledge that this road has been annexed by City of Southaven
7/5/78	Stateline Rd between Horn Lake Rd and Tulane Rd	Same as above	X		Rescind order and acknowledge that this roadway has been annexed by City of Southaven
8/4/76	Starlanding Rd between Robertson Rd and Hwy 301	15,000 lbs		X	No trucks Rescind order and adopt new route
8/4/76	Nesbit Rd between IC&G RR and Fogg Rd	15,000 lbs		X	No trucks
8/2/76	Stateline Rd between Horn Lake Rd to 300 ft west of Tulane Rd	15,000 lbs	X		Rescind order and acknowledge that this road has been annexed by City of Southaven
	Starlanding Road from Robertson to Hwy 51	Maximum		X	Truck Route From Page 3, Rescind
	Robertson Road from Memphis Stone to Starlanding Road	Maximum			Truck Route
8/2/76	Stateline Rd between US 61 and Southaven City Limits	15,000 lbs	X		No trucks
6/9/76	Stateline Rd between US 61 and Horn Lake Rd	Same as #1 on this page			This order was superceded by August 2, 1976 order No action needed
<b>Date Order Approved By Board</b>	<b>Description of Roadway</b>	<b>Current Weight Limit</b>	<b>Currently City Road</b>	<b>Currently County Road</b>	<b>Additional Action</b>
4/3/74	1)Goodman Rd from Craft to Hwy 301 (State Roadway)	73,280 lbs			Rescind this portion of the order and acknowledge that this is now a State highway

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	2)Airways Rd from Stateline to Goodman Rd	73,280 lbs	X		Rescind this portion of the order and acknowledge that road has been annexed by the City of Southaven
	3)Stateline Rd from Hwy 55 West to Tulane Rd	73,280 lbs	X		Rescind this portion of the order and acknowledge that road has been annexed by the City of Southaven
	4)Starlanding Rd from 1/4 mile west of RR to Hwy 51	73,280 lbs		X	Rescind this order
	5)Pleasant Hill Rd from TN line south 4 miles to Memphis Stone and Gravel access Rd	30,000 lbs	X		Rescind this portion of the order and acknowledge that road has been annexed by the City of Olive Branch
	6)Bethel Rd from Hwy 78 north to TN line	73,280 lbs	X		Rescind this portion of the order and acknowledge that this road has been annexed by City of Olive Branch
	7)Craft Rd from Goodman to Hwy 78	10,000 lbs	X		Rescind this order and acknowledge that this road has been annexed by City of Olive Branch
6/5/72	Chesterfield St Mill Branch St	5,000 lbs	X		Rescind order and acknowledge that this road has been annexed by City of Southaven
2/6/61	All roads and bridges in DeSoto County	40,000 lbs	X		This order was superceded by order dated 10/8/97. Rescind this order or do not take action.

<b>Date of Order Est. Speed Limit</b>	<b>Name of Roadway</b>	<b>Speed Limit</b>	<b>Action</b>
12/2/92	1) Starlanding I-55 to Old Hwy 61	45 mph	Rescind previous order and raise speed limit.
	2) Fogg Hwy 304 to Church	45 mph	Rescind previous order and raise speed limit.
4/16/90	Green T from Hwy 51 to Byhalia Rd	30 mph	Rescind previous order and lower speed limit.

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5/15/89	Getwell Rd Southaven to Holly Springs	45 mph	Rescind previous order and raise speed limit.
8/1/88	Byhalia Rd, Lee to Marshall County line	45 mph	Rescind previous order and raise speed limit.
11/1/78	1)All County roads except as otherwise provided and except subdivision roads	45 mph	No action
	2)Subdivision Roads	25 mph	No action
4/5/76	Stateline Rd from Southaven to Hwy 61	45 mph	Posted
11/4/74	Pleasant Hill Rd from Malone to Laughter	35 mph	Rescind previous order and raise speed limit.
11/7/73	Goodman Rd	40-50 mph	Rescind as this is a State Road
<b>Date of Order Est. Speed Limit</b>	<b>Name of Roadway</b>	<b>Speed Limit</b>	<b>Action</b>
	Pleasant Hill to Lester	45 mph	Raised
6/9/71	1)Commerce Rd	30 mph	No action
	2)Robinson Gin Rd Hernando to Wheeler	45 mph	Rescind previous order and raise speed limit.
5/5/71	All roads adjoining 1)Southaven High School	15 mph	No action
	2)Stateline Rd	30 mph	No action

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	3)All other platted roads in Southaven except Hwy 51 and Hwy55	25 mph	No action
5/18/70	Wheeler Rd from Hwy 51 to Hernando Point	45 mph	Rescind previous order and raise speed limit.
6/4/69	1)Goodman Rd from Hwy 301 to Hwy 61	50 mph	No action
	2)Starlanding Rd from Hwy 301 to Lake Cormorant	45 mph	Rescind previous order and lower speed limit.
	3)Nail Rd from Horn Lake to Hwy 61	45 mph	Rescind order of 6/4/69 for the Road and lower speed limit on this portion of the road.
2/3/65			This order was superceded by the order dated 5/5/71 No action needed

The **motion passed** by a unanimous vote. **\*\*See Exhibit D.1.\*\***

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**ITEM E.2, CONTINUED,**

**2. Administrative Building**

**a. Approval of Contract with Barefield & Company, Inc.**

Vanessa Lynchard reminded the Board of Supervisors that this contract was held because of the Board table. Vanessa said that the additional space on the Board table will cost \$400.00 and that the \$400.00 will be added to \$36,972.00 in the original contract. Vanessa said that Allen and Hoshall will reimburse the County for the additional \$400.00. Supervisor Eugene Thach made a motion and Supervisor Jimmy James seconded the motion to approve the furniture contract with Barefield and Company, Inc. in the amount of \$37,372.00 with the County being reimbursed for \$400.00 for the additional space on the Board table. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.2.a\*\***

**b. Approval to Order Board Room Chair at \$442.00**

Vanessa Lynchard informed the Board of Supervisors that approval was needed to order the additional Board Room chair at a cost of \$442.00 and that Allen and Hoshall will also reimburse the County for the chair. Supervisor Eugene Thach made a motion and Supervisor Jimmy James seconded the motion to authorize the Purchasing Director to order the additional Board Room Chair at a cost of \$442.00. The **motion passed** by a unanimous vote.

**3. Merritt Powell - Robbie Lee Road**

Planning Director Merritt Powell discussed a matter on Robbie Lee Road with the Board of Supervisors. Mr. Powell asked if he could deny issuing building permits to Mr. Woodruff until he provides legal access to the lot on Robbie Lee Road. The Board informed Mr. Powell that an order is not needed to deny the issuance of building permits and that it is at the discretion of the Planning Commission.

**E. NEW BUSINESS**

**1. Y2K Compliance for County Departments**

Vanessa Lynchard notified that Board of Supervisors that a memo was sent to all departments to advise them review items within their departments to see if they are Y2K compliant. Vanessa said a memo was also sent to vendors of the County contracts to see if their equipment is Y2K compliant. Supervisor Tommy Lewis made a motion and Supervisor Jimmy James seconded the motion to issue a notice to all departments asking them to review the items in their departments and give a report regarding Y2K compliance of the items. The motion passed by a unanimous vote. **\*\*See Exhibit E.1\*\***

**2. Mileage for Supervisors**

Vanessa Lynchard notified the Board that Supervisor John Caldwell would like to be reimbursed for mileage instead of having a county vehicle. Supervisor Eugene Thach said that there are always clarification issues as to where the mileage will begin to accrue and will end. Board Attorney Bill Austin said that all Supervisors do not have to have a county vehicle and that it is okay for the Board to approve mileage for a single Supervisor. Mr. Austin said that another statute contradicts this because it says that mileage for supervisors has to be preapproved. Supervisor Caldwell asked if mileage can be approved at the beginning of the month for the Supervisors like travel is approved each month for County employees. Board Attorney Bill Austin said he does not think so, but he would check to see what can be done. Supervisor Jimmy James made the motion and Supervisor John Caldwell seconded the motion to carry this item over until December 6, 1999. The **motion passed** by a unanimous vote.

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### 3. Swearing in of Elected Officials

Board Attorney Bill Austin notified the Board of Supervisors that he had talked to the Secretary of State's Office and was informed that the elected officials can be sworn in any time after the elections have been certified but that they recommended that this be done during the last two weeks of December 1999. Chancery Clerk Sluggo Davis suggested that the officials be sworn in at the same time and said that the elected officials must have their bonds prior to being sworn in. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to set the date for the swearing in of County elected officials on December 23, 1999 at 9:00 a.m., and to have the Board meeting that same date at 10:00 a.m., and to issue memos to each elected official to regarding their bonds. The **motion passed** by a unanimous vote.

Bill Bayne of the *Commercial Appeal* asked the Board if there are any problems with the elected officials getting their bonds. Supervisor Jessie Medlin said no. Mr. Bayne asked if they are responsible for getting their own bonds. Supervisor Medlin said they are responsible for getting their own bonds but the County will pay for the bonds.

### 4. Interlocal Agreement between Olive Branch and DeSoto County

Board Attorney Bill Austin said that he had reviewed the Interlocal Agreement between Olive Branch and DeSoto County and that the Board needed to authorize the Board President to sign the Agreement. Supervisor Eugene Thach made the motion and Supervisor Jimmy James seconded the motion to approve the Interlocal Agreement between DeSoto County and the City of Olive Branch for the Paving in the Olive Branch City Park and at City's Public Works Building and for Future Projects and authorized the Board President to sign the agreement. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.4\*\***

The Board of Supervisors instructed the Board Attorney to initiate interlocals on the same basis with other cities when this one is finally approved.

### 5. Allowable Options for County Vehicles

Vanessa Lynchard presented a list of allowable options for county vehicles for the Board of Supervisors to review. Vanessa said that Road Manager Kenny Gunn requested options for his new vehicle and needed approval from the Board to order the vehicle. Supervisor John Caldwell said he did not want to approve certain allowable options that will have to later be taken off of the list.

Road Manager Kenny Gunn said that the vehicle can be ordered without the options but that the vehicle he wants is exactly like the one he has now with the addition of the power seats. Supervisor Tommy Lewis said he did not see the need to purchase an extended warranty if the car is going to be traded every year. Mr. Gunn said that his current vehicle is four years old and has approximately 100,000 miles on it. Supervisor Lewis asked why he needed speed control. Mr. Gunn said he liked to use it when he drives to Jackson. Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to approve the additional options on the Road Manager's new vehicle. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----NO  
Supervisor Eugene Thach-----YES  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----NO

**\*\*See Exhibit E.5\*\***

### **ITEM E.5, CONTINUED,**

Supervisor Medlin said he is not happy with the extended warranty and cassette player.

Supervisor Lewis said he is not happy with the speed control.

The Board of Supervisors instructed the Road Manager to auction his old car.

#### **6. Employee Poll for Credit Union**

County Administrator David Armstrong notified the Board that Amy Webb with the FAA Federal Credit Union met with Ginger Allison and him to see if DeSoto County is interested in being a part of credit union. Mr. Armstrong said that he would like approval to take a poll to see if the employees are interested in having a credit union. Mr. Armstrong said that it would only cost \$5.00 to open a savings account or a checking account and that it would be an optional benefit. Supervisor Jimmy James asked if it would cost the County anything to have a credit union. Mr. Armstrong said that it would not cost the County anything and that it will also be for elected officials. Supervisor Jimmy James made a motion and Supervisor Eugene Thach to authorize the County Administrator to distribute a questionnaire to County employees regarding credit union membership. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.6\*\***

#### **7. Making Fully Executed Contract and Performance Bond with BFI Part of Minutes**

County Administrator David Armstrong informed the Board that the BFI Contract and Performance Bond had been signed and needed to be made a part of the minutes. Mr. Armstrong said that the Performance Bond is now a part of the agreement in the amount of \$775,000.00 for the first year of the contract. Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to make the fully executed contract and performance bond with BFI a part of the minutes. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.7\*\***

#### **8. Approval to Order Supplies for Elected Officials**

Vanessa Lynchard informed the Board that the new officials were beginning to order supplies and that the Purchasing Director requested the Board's approval to order the supplies for the coming term. Vanessa said that the Audit Department said the supplies could be ordered as soon as the election results are certified and the Purchasing Director requested Board approval. Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to authorize the Purchasing Director to order supplies for the newly elected officials. The **motion passed** by a unanimous vote.

#### **9. Acceptance of Grant - Youth Court**

##### **a. Authorization to Advertise for Position**

Vanessa Lynchard notified the Board of Supervisors that the County received the Youth Court Grant for the Victims Witness Coordinator and that the match is \$8,858.00. Vanessa said that the grant can be reapplied for each year. Vanessa said that the grant needed to be accepted and that authorization is needed to advertise for the part-time position of Youth Court Victims Witness Coordinator. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to accept the Youth Court Grant and authorized the position of Youth Court Victims Witness Coordinator to be advertised. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.9\*\***

#### **ITEM E.9.b, CONTINUED,**

##### **b. Budget Amendment for Grant Match**

Vanessa Lynchard notified the Board of Supervisors that a budget amendment needed to be approved for the grant match. 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, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the budget amendment for the Youth Court Grant under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	General Fund	\$ 8,858.00
Increase	Youth Court Grant Match	\$ 8,858.00

The **motion passed** by a unanimous vote.

**10. Budget Amendment**

**a. Rescue 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, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to approve the budget amendment for the Rescue Department under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-225-542	Repairs to Vehicles	\$ 250.00
Decrease	001-225-617	Rescue Supplies	\$ 250.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.10.a\*\***

**b. Tobacco Enforcement Grant**

Vanessa Lynchard notified the Board of Supervisors that the Sheriff’s Department received funds for the Tobacco Enforcement Grant and a budget amendment is needed to add the funds to the Sheriff’s Department budget. 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, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve the budget amendment for the Tobacco Enforcement Grant for the Sheriff’s Department under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-000-398	Beginning Cash Balance	\$ 882.00
Increase	116-228-565	Buy Money	\$ 148.00
Increase	116-228-603	Material	\$ 156.00
Increase	116-228-615	Supplies	\$ 133.00
Increase	116-228-935	Equipment	\$ 445.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.10.b\*\***

**ITEM E.10.c, CONTINUED,**

**c. Operations and 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, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve the budget amendment for

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Operations and Maintenance under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-150-404	Clerical Salary	\$ 135.00
Increase	001-150-476	Meals and Lodging	\$ 135.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.10.c\*\***

#### **d. Sheriff Department Insurance Proceeds**

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, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve the budget amendment for the Sheriff's Department under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-202-542	Repairs to Vehicles	\$ 5,151.00
Increase	001-000-383	Revenue from Insurance	\$ 5,151.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.10.d\*\***

#### **11. Jim Flanagan - Blue Ribbon Trip**

Jim Flanagan, Director of the DeSoto Council informed the Board of Supervisors that the Blue Ribbon Trip in Washington, D.C. is scheduled for February 9 through February 13, 2000. Mr. Flanagan said that air fare will be approximately \$225.00 for each person and that he will try to get a group fare. Mr. Flanagan said that a deposit needed to be sent by the end of this week to reserve a block of tickets and asked that everyone let him or Vanessa Lynchard know by Wednesday afternoon if they will or will not be going so that reservations can be made.

#### **12. EMS - License Renewal - Lewisburg - Eudora - Walls Facilities**

Vanessa Lynchard presented a request to the Board of Supervisors from EMS to renew the licensing of the three (3) paramedic trucks at the Lewisburg, Eudora, and Walls facilities. Vanessa said that the licensing is \$550.00 for all facilities. Supervisor John Caldwell made a motion and Supervisor Jimmy James seconded the motion to renew the licensing of three (3) paramedic trucks at the Lewisburg, Eudora, and Walls facilities and authorized the clerk to write the check in the amount of \$550.00 to the Mississippi Department of Health, Division of Emergency Medical Services. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.12\*\***

#### **13. I-69 Resolution**

Supervisor Eugene Thach informed the Board that he received a letter regarding the I-69 Mid-Continent Highway Coalition asking for the Board to send a resolution requesting funds for the I-69 project. Supervisor Thach said that Jim Flanagan of the DeSoto Council will address the cities about also sending resolutions. Supervisor Eugene Thach made a motion and Supervisor

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Jimmy James seconded the motion to send a resolution to Rodney Slater, Secretary of Transportation, requesting that a significant amount of funds be allocated from the National Corridor Planning and Development Program to the I-69 Steering Committee for planning and development during the Year 2000. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.13\*\***

#### **14. Award of CDBG Administrative Proposal**

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County Administrator David Armstrong informed the Board of Supervisors that the County had advertised for CDBG grant proposals and that the proposals had been received. Mr. Armstrong said that Supervisor Jessie Medlin, Supervisor Eugene Thach, and he reviewed the proposals and that they recommended that the Board accept the proposal from Jimmy Gouras and Associates. Supervisor Eugene Thach said that the County only has to accept the grants they want. Supervisor Eugene Thach made a motion and Supervisor Jessie Medlin seconded the motion to award the CDBG Administrative Proposal to Jimmy Gourris and Associates. The **motion passed** by a unanimous vote.

**15. Renaming James D. “Jake” Pearson Public Library and Community Center**

Jim Anderson, Director of the First Regional Library notified the Board of Supervisors that he sent a letter to County Administrator David Armstrong in July with a request from the DeSoto County Board of Library Trustees to reconsider the naming of the James D. “Jake” Pearson Public Library and Community Center in Walls. Mr. Anderson said that he asked Mr. Armstrong to use his discretion as to when he presented the request to the Board. Mr. Anderson said that the Library Board did not specify a certain person’s name for the building but recommended that it be renamed the Walls Public Library and Community Center.

Supervisor Jimmy James said that several people had approached him about renaming the building after Ms. Howard but that he had no suggestions about a name. Supervisor Eugene Thach said that the citizens of Walls should get a petition together to decide what they want the name to be and present it to the DeSoto County Board of Library Trustees. Supervisor Jimmy James made a motion and Supervisor Jessie Medlin seconded the motion to rename the James D. “Jake” Pearson Public Library and Community Center to the Walls Public Library and Community Center. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----YES  
Supervisor Jimmy James-----YES  
Supervisor John Caldwell-----ABSTAIN  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.15\*\***

**16. DeSoto County Employee Evaluation Form**

County Administrator David Armstrong informed the Board that per Section 21.103.03 of the Personnel Manual, the County Administrator is to develop a job performance evaluation form and that the written job evaluations are to be completed on all employees by each Department head at least once a year. Mr. Armstrong presented a proposed copy to the Board for their review and approval. Supervisor John Caldwell said that he felt the form should be shortened. Supervisor Eugene Thach said he agreed and asked where Mr. Armstrong got his guidelines. Mr. Armstrong said that he used two or three sources to design the form. Supervisor Jimmy James made a motion and Supervisor Eugene Thach seconded the motion to take this issue under advisement. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.16\*\***

**ITEM E.17, CONTINUED,**

**17. Approval to Bid the Depository**

Vanessa Lynchard informed the Board of Supervisors that the County usually bids on the depository during January but that it might be helpful to the new Comptroller to do it earlier this year. Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to authorize bids for the depository to be advertised. The **motion passed** by a unanimous vote.

**18. Approval to Pay Poll Workers**

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Supervisor John Caldwell made a motion and Supervisor Jimmy James seconded the motion to authorize the clerk to write checks to pay the poll workers for work on November 2, 1999. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.18\*\***

### **19. Allocation to Domestic Violence Project**

Vanessa Lynchard informed the Board of Supervisors that Domestic Violence Project, Inc. sent a letter requesting their monetary allocation for Fiscal Year 2000. Vanessa said that \$1,300.00 is in the budget for the Domestic Violence Project. Supervisor Eugene Thach made a motion and Supervisor Jimmy James seconded the motion to approve an allocation of \$1,300.00 to Domestic Violence Project, Inc. for Fiscal Year 2000. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.19\*\***

### **20. Tax Exemptions**

#### **a. Mid America Engine, Inc.**

Jim Flanagan of the DeSoto Council Tax Advisory Committee addressed the Board of Supervisors regarding a freeport warehouse exemption for Mid America Engine, Inc. Linda Craig of Mid America Engine, Inc. informed the Board that Mid America Engine sells generator sets, both used and refurbished. Ms. Craig said that they have ten employees and the average salary is \$15.00 per hour. Mr. Flanagan said that Mid America is fully taxed on both real and personal property and that will not change. Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to approve a freeport warehouse exemption for Mid America Engine, Inc. as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.20.a.\*\***

#### **b. Williams-Sonoma, Inc.**

Jim Flanagan recommended a freeport warehouse exemption for Williams-Sonoma. Jerry Owens of Williams-Sonoma informed the Board that Williams-Sonoma has approximately 348 retail stores to which it ships merchandise. Mr. Owens said the yearly average salary for employees is \$11.00 an hour. Mr. Owens said that the new building scheduled to be open by August of 2000 will employ an additional 200 to 250 people. Supervisor Jessie Medlin made the motion and Supervisor Jimmy James seconded the motion to approve a freeport warehouse exemption for Williams-Sonoma as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.20.b\*\***

### **21. Spreading Gravel at Grays Creek Cemetery**

Supervisor Tommy Lewis said that he received a request for gravel to be spread at Grays Creek Cemetery and that there is already gravel at the cemetery. In accordance with Mississippi Code Section 19-3-75, 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

#### **ITEM E.21, CONTINUED,**

driveways to public cemeteries, and in accordance with Mississippi Code Section 19-3-4, 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, and 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 Eugene Thach seconded the motion to authorize the Road Manager to spread gravel at Grays Creek Cemetery. The **motion passed** by a unanimous vote.

### **22. Authorization to Advertise in MAS**

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Vanessa Lynchard informed the Board of Supervisors that it is time to place an ad in the Mississippi Supervisor Magazine if the Board chooses to do so again. Vanessa said that in the past the ad has been inside the front cover and that the cost of the ad is \$775.00. Vanessa also said that at the request of Supervisor Jessie Medlin, she will get with Jim Flanagan of the DeSoto Council and get an updated amount of the gross family income for the ad. Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve an advertisement for DeSoto County in the inside front cover of the Mississippi Supervisor Magazine at a cost of \$ 775.00, and to authorize 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-----YES  
Supervisor John Caldwell-----NO  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.22\*\***

### **23. Making Approval of State Tax Commission for Midland Container Corp a Part of Minutes**

Vanessa Lynchard presented the approval for the tax exemption for Midland Container Corp by the State Tax Commission to the Board of Supervisors for final approval. Supervisor John Caldwell made the motion and Supervisor Jimmy James seconded the motion to make the approval of the State Tax Commission for a ten (10) year ad valorem taxation exemption for Midland Container Corp in the amount of \$ 2,654,790.00 a part of the minutes. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.23\*\***

### **24. Chancery Clerk Allowances**

Allowances for the Chancery Court Clerk were presented to the Board of Supervisors for the November 1999, term in the amount of \$ 1,796.66. Supervisor Tommy Lewis made the motion and Supervisor Jimmy James seconded the motion to approve the Chancery Clerk Allowances pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.24.\*\***

## **F. EXECUTIVE SESSION**

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

## **ITEM G, CONTINUED,**

### **G. OTHER ISSUES**

#### **1. Approval of Travel - Operations and Maintenance**

Jim Bearden, Director of Operations and Maintenance, informed the Board of Supervisors that DEQ requested that he attend a meeting on December 2, 1999 in Jackson, MS regarding solid waste enforcement. Mr. Bearden said that he will use his county truck to travel to the meeting and that the hotel room will cost \$65.00 a night. Mr. Bearden said that he did not have funds in his budget to attend this meeting. Supervisor Tommy Lewis made the motion and Supervisor Jimmy James made a motion to approve travel for Jim Bearden to Jackson, MS to attend the Solid Waste Enforcement Officer Seminar on December 2, 1999 and to approve in accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, for the Fiscal year beginning October 1, 1999, and ending September 30, 2000, a budget amendment for

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Operations and Maintenance under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-901-999	General Fund	\$160.00
Increase	001-150-476	Meals & Lodging	\$160.00

The **motion passed** by a unanimous vote.

## **2. Central Maintenance Equipment**

Road Manager Kenny Gunn informed the Board of Supervisors that he had purchased the blower but that the City of Southaven now wants to be co-owner of the blower if they donate the diesel engine. Mr. Gunn said that he does not recommend being a co-owner of the blower. Supervisor Eugene Thach asked how much a diesel engine for the blower costs. Mr. Gunn said approximately \$2,500.00. Supervisor Jessie Medlin said that there would be an issue of whose inventory the blower would be on if DeSoto County and the City of Southaven are co-owners. Supervisor Medlin asked if the City of Southaven is no longer interested in selling the engine to the County. Mr. Gunn said that he would check. Supervisor Eugene Thach said that DeSoto County needs to keep the blower on its inventory and let Southaven borrow it when needed or let the Road Manager have a crew do the work for Southaven. This item was held over until December 6, 1999.

## **3. Sandidge Road Bridge**

Road Manager Kenny Gunn notified the Board of Supervisors that the Sandidge Road Bridge is the only bridge requiring maintenance on the bridge program at this time. Mr. Gunn said something needs to be done with this bridge so that the bridge funds can be used on other bridges. Board Attorney Bill Austin suggested that Mr. Gunn get with County Engineer Daniel Murphey and find out if the Sandidge Road Bridge is still in the County or in Olive Branch. The Road Manager said the issue needs to be addressed so the County can build a bridge on Baldwin Road as soon as possible.

## **4. School Bus Stops**

Supervisor Eugene Thach reminded Road Manager Kenny Gunn that school bus stop signs need to be placed on Pleasant Hill Road.

## **5. Railroad Crossing Meeting**

Supervisor Jimmy James reported on the railroad crossing meeting held at Goodman Road and ICRR Crossing on November 16, 1999. Officials from MDOT, ICRR, County Engineer Daniel

### **ITEM G.5, CONTINUED,**

Murphey, and Board Attorney Bill Austin were present.

Supervisor James reminded the Board of Supervisors that on August 8, 1997, the Board of Supervisors entered into an agreement with IC Railroad to abolish railroad crossings in the Walls community at Goodman Road and Third Street. Third Street has been closed. However, Supervisor Jimmy James discussed the IC Railroad Meeting that Board Attorney Bill Austin, County Engineer Daniel Murphey, and he attended on November 16, 1999. Supervisor James said that the meeting was about closing the Goodman Road Railroad Crossing near Walls. Supervisor James recommended that County Engineer Daniel Murphey to look into the feasibility of connecting an unbuilt portion of Goodman Road for one-quarter to one-half a mile and move the crossing to that location so that the railroad crossing is not rerouted through the town or by the schools. Then, close the crossing at Old 61 Highway. Supervisor James said that the end result will still be the closing of two crossings. Supervisor James said IC Railroad will move the crossing at half price. Supervisor Jimmy James made the motion and Supervisor

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Tommy Lewis seconded the motion to have the County Engineer inspect the Goodman Road Railroad Crossing and design an alternate road for the railroad crossing and determine the total cost with moving the crossing and report back to the Board of Supervisors. The **motion passed** by a unanimous vote.

#### **6. Fiber Optics**

Supervisor Eugene Thach discussed fiber optics on county roads. Supervisor Thach said that he is not in favor of donating right of ways to a private company. The Board agreed that it would not be in the County's best interest to donate the right of ways for the fiber optic lines to H. K. Ward and Associates or any other private company, but acknowledged the County Engineer is reviewing the request.

#### **7. MAS Meeting**

Supervisor Eugene Thach made a motion and Supervisor Tommy Lewis seconded the motion to approve travel for the Board of Supervisors to attend the MAS meeting on December 16, 1999. The **motion passed** by a unanimous vote.

Supervisor Eugene Thach made the motion and Supervisor Jimmy James seconded the motion to adjourn until December 6, 1999 at 9:00 a.m. The **motion passed** by a unanimous vote.

THIS the 29<sup>th</sup> day of November, 1999, these minutes have been read and approved by the DeSoto County Board of Supervisors.

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Jessie L. Medlin, President  
DeSoto County Board of Supervisors