

**DESOTO COUNTY BOARD OF SUPERVISORS**

**BOARD MEETING MINUTES**

**EUGENE C. THACH, PRESIDENT, PRESIDING**

**APRIL 3, 2000**

**A. CALL TO ORDER**

The April 3, 2000, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Eugene C. Thach 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 Gerald Clifton-----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 Mr. Roma Thorne.

**C. APPROVAL OF MARCH MINUTES**

The official minutes of the Board of Supervisors were read for the month of March 2000, pursuant to Section 19-3-27 of the Mississippi Code of 1972, annotated. Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to accept the minutes of the Board of Supervisors for March 2000 with the changes requested by Supervisor Eugene Thach. The **motion passed** by a unanimous vote.

**A. OLD BUSINESS**

**1. Abandoning Goodman Road from ICRR to Highway 161**

Supervisor John Caldwell made a motion and Supervisor Eugene Thach seconded the motion to abandon Goodman Road from ICRR to Highway 161. The **motion passed** by a unanimous vote.

**2. Funding of DeSoto County Civic Center**

Stuart Taylor, Director of the Civic Center, and Rex Haynes and Dr. E. O. Franklin of the **ITEM D.2, CONTINUED,**

DeSoto County Convention & Visitors Bureau addressed the Board of Supervisors about the

funding of the DeSoto County Civic Center. Mr. Taylor informed the Board that Frank Cable was hired as the Assistant General Manager and introduced Mr. Cable to the Board.

Rex Haynes provided an update to the Board of Supervisors on the construction budget and informed the Board that additional funding in the amount of \$11,819,703.00 is needed to complete the Civic Center. Mr. Haynes said that there will be a shortage of \$4,819,703.00 after the Series B bonds are sold and that they are requesting that the Board provide a means to obtain the \$4,819,703.00.

Supervisor Eugene Thach asked what the naming rights will fund. Mr. Haynes said that funds from the naming rights will eventually be used to pay off the \$4,819,703.00 funding.

Mr. Haynes said that authorization is needed from the Board to sell the Series B bonds to raise the \$7,000,000.00 and also the approval is necessary for the Board to authorize building and completing the theater. Mr. Haynes said that the low bidders are on hold waiting to hear if the Board will proceed with the funding. Supervisor John Caldwell asked what the completion date will be on the theater if the funding is approved. Mr. Haynes said the site is ready and it is expected to be ready in September when the Civic Center is completed. Dr. Franklin said that the request for funds is the same as it was two years ago but that the theater adds another \$1.6 million to the total.

Supervisor John Caldwell asked if it is legal to accept bids prior to deciding the means of financing the theater. Board Attorney Bill Austin said authorization can be given to accept the bids and then proceed with the financial issue at a later time.

Supervisor Eugene Thach asked if the bonds can still be sold. Board Attorney Bill Austin said he anticipates an answer within the next ten days on whether the second issue is possible.

Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to authorize the Series B bonds to be sold. The **motion passed** by a unanimous vote.

Dr. Franklin gave an update of bookings for the Civic Center to date. Dr. Franklin said that the 75 bookings are for concerts, trade shows, graduations, the Riverkings, and various other shows. Dr. Franklin said that it is projected that with 125 booking dates, the Civic Center will break even for the first year. Supervisor Tommy Lewis asked how the 2% tourist tax will affect the funding. Stuart Taylor said that the Civic Center should be completely independent withing two to three years.

Supervisor John Caldwell made a motion to take the funding of the Civic Center under advisement until April 5, 2000. The motion died due to a lack of being seconded.

Supervisor John Caldwell said he would like to see the Convention and Visitors Bureau budget before the Board proceeds. Mr. Haynes said that he will have it ready for review by the Board soon as they have just hired Williams & Pitts to provide the service.

Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to make a commitment to the Civic Center Board to provide funding in the amount of \$4,819,703.00 and to authorize the County Administrator to see what the best means of obtaining the funds is and to report back to the Board with a recommendation. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.2\*\***

## **ITEM E.1, CONTINUED,**

### **B. NEW BUSINESS**

#### **1. Christie Acker - Ezgov.com**

Christie Acker with ezgov.com addressed the Board of Supervisors about DeSoto County using the Internet as a means for constituents to complete government transactions such as paying for license plates and traffic tickets. Ms. Acker said that DeSoto County was targeted due to the rapid growth rate of the County. Ms. Acker said that ezgov.com is less than a year old and that the primary goal is to get government on the Internet.

Ms. Acker said that use of ezgov.com will not be any expense to DeSoto County. She said that constituents will pay a convenience fee for the services and that an electronic check will be used instead of credit cards.

Board Attorney Bill Austin asked what security will be used to protect the County. Ms. Acker said that Payment Tech is the company that will receive and process the electronic checking system and that Payment Tech is fully bonded. Mr. Austin asked how insufficient checks will be handled. Ms. Acker said the same concept will be used as if the constituent used a personal check and it bounced. Ms. Acker said the County will pay the fee for the bad check and then the constituent will pay.

Supervisor Eugene Thach asked if the Board needs to look at other companies that offer the same service. Board Attorney Bill Austin said that because it is a service, the Board does not have to advertise for bids.

Supervisor John Caldwell asked how long it takes to have the service working in DeSoto County. Ms. Acker said it takes two to four weeks. Ms. Acker said that a community page is included with the service and it remains intact even if the County chooses not to use ezgov.com for governmental transactions. Ms. Acker said that the County will not be bound by a contract if it joins ezgov.com.

Supervisor Tommy Lewis asked how the convenience fee compares to other companies. Ms. Acker said that their fee is a flat fee ranging from \$2.00 to \$5.00 depending on the transaction. She said that she can't speak for other companies but knows that some of the companies have varying fees.

Board Attorney Bill Austin asked if constituents will get a receipt for the transaction. Ms. Acker said that there will be immediate confirmation that the payment is processed and that a confirmation number will be given to track the payment.

Mr. Austin asked if the service will be advertised to constituents. Ms. Acker said that they use grassroots style of marketing and that the advertising expense will be at the cost of ezgov.com.

Supervisor John Caldwell 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.1\*\***

## **2. Joyce Riales, Comptroller**

### **a. Budget Amendment**

#### **ITEM E.2.a.(1), CONTINUED,**

##### **(1) 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 Gerald Clifton seconded the motion to approve the budget amendment for Operations and Maintenance under the provisions of Mississippi Code of 1972, Annotated,

Section 19-11-19 as follows:

Increase	001-521-935	Other Machinery & Equipment	\$1,550.00
Decrease	001-521-913	Other Construction	\$1,550.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.2.a.(1)\*\***

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

Decrease	001-150-904	Parking Lot	\$5,000.00
Increase	001-150-581	Contract Moving Service	\$3,000.00
Increase	001-150-655	Other Maintenance Supplies/Material	\$2,000.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.2.a.(1)\*\***

### **(2) Data Processing**

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 Gerald Clifton seconded the motion to approve the budget amendment for Data Processing under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-152-544	Service & Maintenance	\$ 300.00
Increase	001-152-934	Furniture & Fixtures	\$ 300.00
Decrease	001-152-946	Computer Software	\$6,420.00
Increase	001-152-502	Phone	\$ 420.00
Increase	001-152-581	Contractual Services	\$6,000.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.2.a.(2)\*\***

### **(3) Planning and Building**

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 Gerald Clifton seconded the motion to approve the budget amendment for Planning and Building under the provisions of Mississippi Code of 1972, Annotated, Section

### **ITEM E.2.a.(3), CONTINUED,**

19-11-19 as follows:

Increase	001-107-680	Tires & Tubes	\$ 300.00
Decrease	001-107-441	Building Inspection	\$ 300.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.2.a.(3)\*\***

### **(4) EMA**

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 Gerald Clifton made the motion and Supervisor Tommy Lewis seconded the motion to approve the budget amendment for EMA under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-260-695	Other Consumable Supplies	\$ 130.00
Increase	001-260-933	Office Equipment	\$ 130.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.2.a.(4)\*\***

**(5) PBX**

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 Gerald Clifton seconded the motion to approve the budget amendment for PBX under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-157-436	Other Service Employees	\$ 130.00
Increase	001-157-934	Furniture & Fixtures	\$ 130.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.2.a.(5)\*\***

**(6) 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, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton 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	001-200-941	Settlement of Claim	\$3,000.00
Decrease	001-901-999	General County Fund	\$3,000.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.2.a.(6)\*\***

**b. Claims Docket**

Comptroller Joyce Riales and Stephanie Hanks of the Accounting Department presented the list of claims to be paid to the Board of Supervisors for approval.

**ITEM E.2.b.(1), CONTINUED,**

**(1) Civic Center**

Bills in connection with the Civic Center were presented by copy to each Supervisor. **\*\*See Exhibit E.2.b.(1)\*\***

**(2) E-911 - Motorola**

Bills in connection with E-911 were presented by copy to each Supervisor. **\*\*See Exhibit E.2.b.(2)\*\***

**(3) Seiler Building Corporation - Courthouse Renovation**

Bills in connection with Seiler Building Corporation for the Courthouse Renovation were presented by copy to each Supervisor. **\*\*See Exhibit E.2.b.(3)\*\***

In accordance with Section 19-13-31 of the Mississippi Code, Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to approve the claims docket for claim #3823 - #4401 and authorized the clerk to write the checks. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.2.b.(1).(2).(3)\*\***

### **3. Kenny Gunn - Road Report and Work Schedule**

Kenny Gunn presented the Road Report and Work Schedule to the Board of Supervisors for approval.

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to accept the Road Report for March 2000 and the Work Schedule for April 2000, pursuant to Section 65-17-7 of the Mississippi Code of 1972, annotated. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----ABSENT  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.3\*\***

### **4. Bailiff Pay**

Pursuant to Section 25-7-27, Section 1, paragraph (e) which allows for Constables working as Bailiffs to be paid as provided under Section 25-3-69, of Mississippi Code of 1973, Annotated, Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to pay Lee Hodge the amount of \$ 200.00 for the month of March, 2000, and to pay Floyd Medlin the amount of \$ 280.00 for the month of March, 2000, and to pay Joe Holmes the amount of \$ 120.00 for the month of March, 2000. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.4\*\***

### **5. Justice Court Report**

Linda Aldridge presented the Justice Court Report for the month of March to the Board of Supervisors. Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the Justice Court Report for the month of March 2000. The

**ITEM E.5, CONTINUED,**

**motion passed** by a unanimous vote. **\*\*See Exhibit E.5\*\***

### **6. Publication of Board Proceedings**

Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to approve the publication of Board Proceedings in connection with Section 19-3-33 of the Mississippi Code which states that the Board of Supervisors may have its proceedings published in some newspaper in the county, and cause the same to be paid for out of the county treasury. The **motion passed** by a unanimous vote.

Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to recess for lunch from 12:00 p.m. to 1:00 p.m. The **motion passed** by a unanimous vote.

**7. Approval of Travel**

In accordance with Section 25-3-41 Mississippi Code of 1972, as amended, any official or employee of DeSoto County, Mississippi, is hereby authorized to travel during the period of April 3, 2000 through May 1, 2000, as necessary and incur travel expenses in the performance of their official duties for DeSoto County. That all such travel is hereby authorized contingent on funds being available in the departmental budget of the individual traveling. Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to authorize travel for all officials and employees of DeSoto County for the period of April 3, 2000 through May 1, 2000. The **motion passed** by a vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene Thach-----YES
- Supervisor Gerald Clifton-----ABSENT
- Supervisor John Caldwell-----ABSENT
- Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.7\*\***

**8. Sheriff’s Employee Report**

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to accept the Sheriff’s Department Employee Report for the period of February 14, 2000 through March 30, 2000 into the minutes. The **motion passed** by a vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene Thach-----YES
- Supervisor Gerald Clifton-----ABSENT
- Supervisor John Caldwell-----ABSENT
- Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.8\*\***

**9. Chancery Clerk Allowances**

Allowances for the Chancery Court Clerk were presented to the Board of Supervisors for the March 2000, term in the amount of \$ 1,766.66. Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to approve the Chancery Clerk Allowances

**ITEM E.9, CONTINUED,**

pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The **motion passed** by a vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene Thach-----YES
- Supervisor Gerald Clifton-----ABSENT
- Supervisor John Caldwell-----ABSENT
- Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.9\*\***

**10. Circuit Clerk Allowances**

The allowances for the Circuit Court Clerk for the February Term, 2000 in the amount of \$2,689.00 for Youth Court, \$2,591.00 for County Court Clerk, \$6,477.00 for the January Term,

2000 for the Circuit Court Clerk, \$4,068.50 for the February Term, 2000 for the Circuit Court Clerk, and \$1,547.00 for the Special February Term, 2000 of the Circuit Court Clerk were presented to the Board of Supervisors for approval. Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to approve the Circuit Court Clerk Allowances pursuant to Sections 43-21-205 and 25-7-13 of the Mississippi Code of 1972, Annotated. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----ABSENT  
Supervisor John Caldwell-----ABSENT  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.10\*\***

## **11. Quarterly Appropriations**

- a. Sheriff's Department**
- b. Tax Collector**
- c. Tax Assessor**

In accordance with Section 27-1-32 of the Mississippi Code of 1972, the Board of Supervisors shall, at its first meeting of each quarter beginning on October 1, January 1, April 1, and July 1, appropriate a lump sum for the Sheriff's Department, Tax Collector, and Tax Assessor for the expenses of his office during the current quarter, Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the quarterly allocations for the Sheriff's Department in the amount of \$1,413,638.00, for the Tax Collector in the amount of \$175,141.00, and for the Tax Assessor in the amount of \$205,753.00 as recommended by the Comptroller. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----ABSENT  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.11.a.b.c\*\***

## **ITEM E.12, CONTINUED,**

### **12. Fee Officers' Earning Report**

Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to hold this item. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----ABSENT  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

### **13. Appointment of Receiving Clerks**

- a. Chancery Clerk**
- b. Circuit Clerk**
- c. Extension Service**

Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to appoint Misty T. Heffner and Peggy M. Starkey as receiving clerks for the Chancery Clerk, to appoint Rikki Ogle and Lana Burns as receiving clerks for the Circuit Clerk, and to appoint Debbie Rouse as a receiving clerk for the Extension Service. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----ABSENT  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit E.13.a.b.c\*\***

**14. Approval of Contract with BellSouth Mobility for Larry Wood**

Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to approve the contract with BellSouth Mobility for a cellular phone and a service plan of \$35.00 per month for 250 minutes for Larry Wood, Director of Information Services. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.14\*\***

**15. Proposed Local and Private Legislation**

Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to approve a resolution in support of local and private legislation authorizing the County and/or the City of Olive Branch to provide construction, maintenance and repair to the portion of State Line Road which lies within the State of Tennessee, or to reimburse Shelby County, Tennessee or the State of Tennessee for the acquisition of right-of-way and for the cost of performing such work. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.15\*\***

**16. Authorization for County Administrator to Open Bids**

- a. Annual Supplies on April 14 at 10:00 a.m.**
- b. One Ton Truck on April 24**
- c. District Attorney's Office Roof on April 24**

**ITEM E.16, CONTINUED,**

Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to authorize the County Administrator or his representative to open bids for annual supplies on April 14, 2000 at 10:00 a.m., for a one ton truck on April 24, 2000 at 10:00 a.m., and for the District Attorney's Office roof on May 5, 2000 at 10:00 a.m. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.16.a.b.c\*\***

**17. Bob Box - Mississippi Administrative Services - Group Employee Benefit Plan**

Bob Box with Mississippi Administrative Services met with the Board of Supervisors to discuss the DeSoto County Group Employee Benefit Plan. Mr. Box informed the Board that he reviewed six to eight benefit plans, including both self and fully funded plans for other counties and reported that the plans reviewed had the same type of exclusions as DeSoto County.

Supervisor Jessie Medlin asked why accidents from three wheelers are not included. Mr. Box said that the exclusion is there to protect the County's fund and that it is now against federal law to manufacture three wheelers.

Supervisor Tommy Lewis asked about exclusion #10 regarding alcohol. Supervisor Lewis

asked if employees are responsible for dependents drinking who have accidents. Mr. Box said that the employee should explain the liability of alcohol use and said that alcohol use is passively encouraged if you use legal state alcohol levels in the exclusion.

Supervisor John Caldwell asked why dependent pregnancy is excluded. Mr. Box said it is a moral issue and usually not covered but that the County can amend the list to include what it wants. Supervisor Caldwell said the Board needs to know the cost to the County to amend the exclusion list.

The Board instructed County Administrator David Armstrong to meet with Personnel Director Ginger Allison, Sam Lauderdale, and Bob Box regarding exclusions to the Group Employee Benefit Plan and to report back to the Board. **\*\*See Exhibit E.17\*\***

**18. Approval of Allocation to Hernando Saddle Club**

In accordance with Section 17-3-1, of the Mississippi Code of 1972, which states the board of supervisors of any county in Mississippi may in their discretion, set aside, appropriate and expend moneys, not to exceed one mill of their respective valuation and assessment for the purpose of advertising and bringing into favorable notice the opportunities, possibilities and resources of such municipality or county, Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to advertise DeSoto County Resources by contributing \$5,000.00 to the Hernando Saddle Club, and to authorize the Clerk to write the check, and to approve a budget amendment for the District 5 Park fund under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-525-913	District 5 Park	\$5,000.00
Increase	001-675-522	Advertise County Resources	\$5,000.00

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

**19. 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 be required to meet the

**ITEM E.19, CONTINUED,**

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, Joyce Riales, Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve the investment of surplus funds to First American Bank, who was the high bidder that placed a bid as follows:

<u>DATE OF INVESTMENT</u>	<u>BANK</u>	<u>AMOUNT</u>	<u>RATE</u>	<u>DAYS</u>
03-28-00	First American	\$ 6,750,000.00	6.0	72

The **motion passed** by a unanimous vote. **\*\*See Exhibit E.19\*\***

**20. Tax Exemption - Williams Sonoma**

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the ten (10) year tax exemption for Williams Sonoma on real property in the amount of \$ 25,555,788.00 and on personal property in the amount of \$16,790,899.00 in accordance with the prior letter of intent. The **motion passed** by a unanimous vote. **\*\*See**

**Exhibit E.20\*\***

**21. Approval of Mobile Telephone Approved List**

Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to approve the updated mobile phone pricing list for DeSoto County in connection with the proposals for cellular service from FY99. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.21\*\***

**22. Approval of Conference Room Furniture for Tax Collector**

County Administrator David Armstrong informed the Board of Supervisors that Tax Collector Joey Treadway requested approval to order furniture for the Tax Collector’s conference room. Mr. Armstrong said that Mr. Treadway does not have money in his budget for the furniture. Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to approve the conference room furniture for the Tax Collector and to approve a budget amendment for the Tax Collector under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-104-934	Furniture & Fixtures	\$3,545.00
Decrease	001-901-999	General Fund	\$3,545.00

The **motion passed** by a vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene Thach-----NO
- Supervisor Gerald Clifton-----YES
- Supervisor John Caldwell-----YES
- Supervisor Tommy Lewis-----YES

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

**23. Building Permit Fees**

County Administrator David Armstrong presented a list of revised building permit fees to the Board of Supervisors for approval. Mr. Armstrong said the reason for the list of new fees is to **ITEM E.23, CONTINUED,**

standardize the fees. Mr. Armstrong said that the Council of Governments has already approved the building permit fees and the applications.

Don Duncan of the Planning Commission said that he had consulted with the Cities about adopting the fees. Mr. Duncan said that the City of Olive Branch adopted the fees to be initiated May 1, 2000 and that the City of Hernando and the City of Horn Lake are still reviewing the list of fees. Mr. Duncan said that the reinspection fee is the only area of concern for the other jurisdictions. Mr. Duncan said that there will not be a reinspection fee unless the items on the initial inspection have not been corrected before the first reinspection.

Supervisor John Caldwell made a motion to approve the new building permit fees and applications as recommended by the Planning Commission. The motion was withdrawn by Supervisor Caldwell.

Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to hold this item until April 5, 2000. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.23\*\***

**24. Church Road**

Supervisor Eugene Thach proposed that the Board of Supervisors proceed with the work on Church Road with the funds that are in the current Road Department budget. Mr. Thach said to amend the bond issue to \$8 million so that taxes will not have to be increased and due to the tremendous expense of having a referendum.

Supervisor Eugene Thach made a motion and Supervisor John Caldwell seconded the motion to proceed with road work on Church Road with the funds in the Road Department budget and to delete the \$16 million bond issue and to call for a \$8 million bond issue for other road projects without increasing taxes. The **motion failed** by a vote as follows:

Supervisor Jessie Medlin-----NO  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----NO  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----NO

**25. I-69 Commitment**

Supervisor Eugene Thach made a motion and Supervisor Jessie Medlin seconded the motion to approve annual support to the I-69 Mid-Continent Highway Coalition, Inc. in the amount of \$5,400.00 with each of the Cities reimbursing the County in the amount of \$500.00 each. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.25\*\***

**26. Board Attorney’s Office**

The Board of Supervisors discussed the Board Attorney’s office. Tommy Lewis said that the small office in the Board of Supervisor’s office was built for the Board Attorney and thinks that it should be used by the Board Attorney. Supervisor Lewis said that the conference room is sufficient for the Board of Supervisors to use when they are at the Administration Building.

Supervisor Eugene Thach said that the Board should have a private office and he wants a Board of Supervisors sign to be placed outside of the office. Supervisor Thach said that according to code, each Supervisor can have a private office if they want.

**ITEM E.26, CONTINUED,**

Supervisor Gerald Clifton agreed that the conference room can be used for the Board’s office with the small office being used for the Board Attorney.

Supervisor John Caldwell and Supervisor Jessie Medlin both said that an office needs to be available for both the Supervisors and the Board Attorney to use, but acknowledged that none of them will be in the office full time.

No motion or votes were taken on this issue.

**27. Approval of Contract for Teletouch for EMS**

Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to approve the contract with Teletouch for EMS for the period of April 3, 2000 through March 31, 2001. The **motion passed** by a unanimous vote. **\*\*See Exhibit E.27\*\***

**F. EXECUTIVE SESSION**

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

**G. OTHER ISSUES**

**1. Justice Court Courtrooms**

Justice Court Clerk Linda Aldridge informed the Board of Supervisors that they want to decorate the courtrooms with the pictures of Justice Court Judges from 1984 to present. Ms. Aldridge asked if funds can be used out of the Justice Court budget to pay for the pictures. Board Attorney Bill Austin said to use funds from the line item for furniture and fixtures and if funds are not in the budget for that to come back to the Board to get a budget amendment approved. Ms. Aldridge asked if they can pay for all judges since 1984 or just sitting judges. Mr. Austin said that Justice Court funds can be used for both.

**2. Composite Pictures**

The Board of Supervisors discussed the composite pictures. Vanessa Lynchard said that Purchasing Director Jeannine Ruby got a quote from Stroud Photography and that she will follow up on it and report back to the Board.

**3. Homestead Exemptions**

Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve the petition to adjust the homestead exemption supplemental roll as presented by the Chancery Clerk. The **motion passed** by a vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene Thach-----YES
- Supervisor Gerald Clifton-----YES
- Supervisor John Caldwell-----YES
- Supervisor Tommy Lewis-----ABSENT

**\*\*See Exhibit G.3\*\***

**4. Accepting Disallowances on Homesteads by Mississippi State Tax Commission**

At the recommendation of Chancery Clerk Sluggo Davis, Supervisor John Caldwell made a **ITEM G.4, CONTINUED,**

motion and Supervisor Gerald Clifton seconded the motion to accept the Disallowances on Homesteads by the Mississippi State Tax Commission with the exception of the following:

- |                  |                             |
|------------------|-----------------------------|
| 308614000000709  | Britt, Bettie M.            |
| 2073060600002100 | Cooper, Gary E.             |
| 1067261000006200 | Davis, Sheryn S.            |
| 2083060100004800 | Falcinelli, Charles G. Etux |
| 1074190400055000 | Hopper, Pamela H.           |
| 1074191200003100 | Icenberger, Christopher     |
| 1089290200002500 | Isaacs, Tommy L.            |
| 1086231000069700 | Mills, Cathy B.             |
| 1086240600071300 | Nelson, James H.            |
| 1085220700170900 | Perryman, Shirley Matlock   |

The **motion passed** by a vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene Thach-----YES
- Supervisor Gerald Clifton-----YES
- Supervisor John Caldwell-----YES
- Supervisor Tommy Lewis-----ABSENT

**\*\*See Exhibit G.4\*\***

## **5. State Aid Project DECD-0017-28(B)**

Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to approve the first phase of State Aid Project DECD-0017-28(B). The **motion passed** by a unanimous vote. **\*\*See Exhibit G.5\*\***

## **6. Poplar Corner Road North of Starlanding Road**

Road Manager Kenny Gunn informed the Board of Supervisors that a constituent asked him if Poplar Corner Road north of Starlanding Road is still a County Road. Mr. Gunn said that to his knowledge, it has been over twenty years since the County worked on the road. The Board of Supervisors instructed Road Manager Kenny Gunn and Supervisor Gerald Clifton to inspect the road and report back with a recommendation regarding the County maintaining the road.

## **7. Right of Ways on Getwell Road**

Road Manager Kenny Gunn informed the Board of Supervisors that there are problems with three to four right of ways on Getwell Road and that these three or four will need to be surveyed and engineered work will be required beyond the original scope of work, which will result in extra charges. The Board of Supervisors approved.

## **8. Central Maintenance - Pothole Patcher**

Road Manager Kenny Gunn notified the Board of Supervisors that the pothole patcher holds approximately 300 gallons of tar and when it is empty, they have to go to President's Island to get it refilled. Mr. Gunn said that if a tank with heaters is purchased, they would not have to drive to President's Island and estimated the tank at 22,000.00 plus.

Supervisor John Caldwell said he is against buying a truck. Supervisor Tommy Lewis said he is

## **ITEM G.8, CONTINUED,**

also against buying a tank and asked the Road Manager to report back to the Board with the status of the pothole patcher when he starts using it during the summer.

## **9. Central Maintenance - Distributor Truck**

Road Manager Kenny Gunn notified the Board of Supervisors that he wanted to go out for bids for a used truck for the distributor. Mr. Gunn said the distributor is fine but the truck is too old. Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to authorize the County to advertise for a new and used 26,000 GUV truck. The **motion passed** by a unanimous vote.

## **10. Road Plan - Gwynn Road South of Central Maintenance**

Road Manager Kenny Gunn informed the Board of Supervisors that the County will need to have Gwynn Road surveyed and acquire the right of ways if the County straightens out the "S" curve on Gwynn Road. Supervisor John Caldwell made a motion to begin the acquisition of right of way procedures on Gwynn Road south of Central Maintenance. Supervisor John Caldwell withdrew his motion.

The Board of Supervisors agreed to check with the City of Hernando before proceeding with work on Gwynn Road.

## **11. Trip to Washington - Sewer Program**

Vanessa Lynchard informed the Board of Supervisors that Waggoner Engineering called

regarding the trip to Washington for the Sewer Program. Vanessa said that the meeting time changed from Monday morning to Monday afternoon. She said it would cost \$552.00 each to change the plane tickets from Sunday to Monday. Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to leave the airline tickets as they are with the arrival date being Sunday, April 9, 2000 and authorized the Clerk to write the check for the tickets. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----ABSENT

Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to recess until April 5, 2000 at 9:00 a.m. The **motion passed** by a unanimous vote.

THIS the 3<sup>rd</sup> day of April, 2000, these minutes have been read and approved by the DeSoto County Board of Supervisors.

---

Eugene C. Thach, President  
DeSoto County Board of Supervisors