

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

TOMMY LEWIS, PRESIDENT 2001, PRESIDING

January 22, 2001

A. CALL TO ORDER

The January 22, 2001, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Tommy Lewis, Board President.

Chief Deputy Charlie Brown of the DeSoto County Sheriff's Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Jessie Medlin-----District 1
Eugene C. Thach-----District 2
Gerald Clifton-----District 3
John Caldwell-----District 4
Tommy Lewis-----District 5
W. E. ASluggo@ Davis-----Chancery Clerk
James Albert Riley-----Sheriff
David Armstrong-----County Administrator
William H. Austin, Jr.-----Board Attorney

B. INVOCATION

County Administrator David Armstrong presented the invocation.

C. OLD BUSINESS

There was no old business to come before the Board of Supervisors.

D. NEW BUSINESS

1. Bids Under Advisement – Church Road

Bannie Ramage appeared before the Board of Supervisors to present the outcome of the recent bids received for the Church Road West improvements, State Aid Project #96-300-203. Mr. Ramage stated that County Engineer Consultant, Daniel Murphy recommended that the contract go to Camco for \$2,338,665.63 which is the low bid. The following is a list of contractors who submitted bids on January 11, 2001 for the contract:

<u>Contractors</u>	<u>Bids</u>
Camco, Oxford, MS	\$2,338,665.63
Hill Brothers, Faulkner, MS	\$2,402,911.05
L&T Construction, Hernando, MS	\$2,511,882.32
Ferrell Paving, Memphis, TN	\$2,626,728.57
White Contracting, Cordova, TN	\$2,680,149.84
W&W Contractors, Oxford, MS	\$2,729,184.04

ITEM D.1, CONTINUED,

Talbot Brothers	\$2,981,407.96
Asbern Construction, Okolona, MS	\$3,125,841.54
Union Construction, Etta, MS	\$3,260,274.83
Endevco, Oxford, MS	\$3,285,360.52
Argo Construction, Cordova, TN	\$3,388,062.32

Supervisor Eugene Thach asked what the engineering estimate for the Church Road West construction was and if the County has used this contractor before. Mr. Ramage stated that the estimated cost for Church Road West was \$2,538,000.00 and that Camco was a subcontractor on the DeSoto County Civic Center project.

Supervisor John Caldwell asked if the County set a time frame for completion of construction to Church Road West. Mr. Ramage stated that the contract called for 240 days which was one and a quarter year (1 ¼ Yr.)

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve, upon the recommendation of Daniel Murphy, County Engineer Consultant, the Church Road West contract to Camco, Oxford, MS. The motion passed by a unanimous vote. ****See Exhibit D.1****

Supervisor Jessie Medlin asked when the bids would be let for the Church Road East construction. Mr. Ramage stated that Daniel Murphy was still working on the right of ways, and the bridge portion of road, but hope to be able to be ready by spring of this year.

2. Central Maintenance – Authorization to Repair Baldwin Road Bridge

Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to carry this item over until the Board of Supervisors meeting February 5, 2001.

3. Operations & Maintenance – Approval to Renew Contracts

County Administrator David Armstrong stated that the Operations and Maintenance Director, Jim Bearden and Building and Grounds Director, Kenny Evans have submitted recommendations to the Board of Supervisors for approval of the following renewal of contracts:

a. Oxner Landscaping

The contract for lawn service with Oxner's Professional Landscaping that will expire on March 31, 2001 be renewed at \$31,350 which is a 10% increase to contract. Mr. Armstrong said the increase would cover the cost of the Administrative Services Building formerly covered by amendment. Oxner's has had the contract for two years without an increase and they provide good services to the following County property:

Hernando Locations

DeSoto County Courthouse - 2535 Hwy. 51 South
District Attorney and Civil Defense – 2584 Hwy. 51 South
Sheriff's Department & Jail and EMS – 311 West South Street
Law Library – 2615 Panola Street
Welfare/Health Building – 2725 Hwy. 51 South
Various Offices – 425 E. Commerce Street
Agriculture Building – 3260 Hwy. 51 South
Helicopter Pad – 3260 Hwy. 51 South
First Regional Library – 370 West Commerce
DeSoto County Administration Bldg. – 365 Loshier Street

ITEM D.3.a, CONTINUED,

Olive Branch Locations

Maxwell Community Bldg. – Senior Citizens Bldg. – Tax Office & Health Dept.
6569 Cockrum Road

Southaven Locations

Tax Collector & Justice Court Building – 8525 Hwy. 51 South
Southaven Senior Citizens Bldg. – 1280 Brookhaven Drive

Cockrum Location

Cockrum Senior Citizens Bldg. – 10653 Holly Springs Road

Walls Location

James D. Pearson Public Library & Community Center – 7181 Delta Bluff Parkway

Supervisor Eugene Thach asked if the County could renew contracts without going out for bids. Board Attorney Bill Austin said they can because this is a service. Vanessa Lynchard advised the Board of Supervisors that the County writes this contract and the Operations and Maintenance Directors negotiated the contract. Supervisor John Caldwell stated that the County 's process for contracts should not have the County offering an increase. The company should initiate asking for a change to contract prices. Vanessa Lynchard stated that Oxner did request an increase last year, but that Jim Bearden negotiated to keep at same price as the first year \$28,500.

Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to renew the lawn service contract with Oxner's Professional Landscaping at \$31,350 for the period of April 1, 2001 to March 31, 2002. The motion passed by a vote as follows:

Jessie Medlin	Yes
Eugene Thach	No
Gerald Clifton	Yes
John Caldwell	Yes
Tommy Lewis	Yes

Supervisor Eugene Thach stated that he felt like this should go out for bids.

b. A-1 Fire Protection

County Administrator David Armstrong stated that the contract for A-1 Fire Protection Service would expire April 30, 2001.

Supervisor Gerald Clifton asked if the County was satisfied with the A-1 Fire Protection services. County Administrator David Armstrong stated that the Operations and Maintenance Departments do recommend the renewal of contract.

Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to renew the contract with A-1 Fire Protection Service for the following contract agreement to begin April 30, 2001 to May 1, 2002:

1. Annual service for fire extinguishers at 22 locations - \$550.00 per year.
2. Semi-annual service (May & Nov) of Automatic Fire Suppression System at Jail - \$120.00 per year.
3. Fire Extinguisher recharge and repair prices when required:

2 ½ lb. Dry Chemical Recharge	\$ 6.00 Each
5 lb. Dry Chemical Recharge	\$10.00 Each
10 lb. Dry Chemical Recharge	\$14.00 Each
20 lb. Dry Chemical Recharge	\$21.00 Each

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150 lb. Dry Chemical (Helicopter Hanger) Recharge	\$270.00 Each
15 lb. Co2 Recharge	\$14.00 Each
10 lb. Co2 Recharge	\$12.00 Each
Halon 1211 Recharge	\$18.50 per lb.
Hydrostatic Testing	\$12.00 Each
6 year Maintenance	\$ 3.00 Each
Valve Repair Kit and Labor	\$ 7.50 Each
Unrepairable or lost extinguishers replacement	
5 lb. ABC Dry Chemical New	\$39.00 Each
10 lb. ABC Dry Chemical New	\$56.00 Each

The motion passed by a unanimous vote. ****See Exhibit D.3.b****

c. Grassland Irrigation

County Administrator David Armstrong notified the Board of Supervisors that Jim Bearden, Director of Operations and Maintenance, recommends that the contract with Grassland Irrigation be renewed for service at the Courthouse. The contract time frame would be April 1, 2001 to October 31, 2001 at a cost of \$85.00 per month.

Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to renew the contract with Grassland Irrigation through October 31, 2001 for \$85.00 per month and under the conditions set forth in the contract. The motion passed by a unanimous vote. ****See Exhibit D.3.c****

d. Stroupe Pest Control

County Administrator David Armstrong forwarded the recommendation for renewal of the Stroupe Pest Control contract to start April 1, 2001 and expire March 31, 2002 at a monthly fee of \$304.00 for the County property.

Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve the renewal of Stroupe Pest Control Contract to begin April 1, 2001 thru March 31, 2002 for a monthly fee of \$304.00 for the following County locations:

Hernando Locations

DeSoto County Courthouse – 2535 Hwy 51 South - \$20
District Attorney & Civil Defense – 2584 Hwy 51 South - \$16
EMS Building – 2644 Caffey Street - \$10
Sheriff's Department & Jail – 311 West South Street - \$20
Law Library – 2615 Panola Street - \$16
Welfare Building – 2725 Hwy 51 South - \$16
DeSoto County Office Building – 425 E. Commerce Street - \$16
Metro Hut, Fair Building & Agriculture Building – 3260 Hwy 51 South - \$16
District Barn #4 – 2467 Baldwin Road - \$14
DeSoto County Admin. Building – 365 Loshier Street - \$20
Eudora EMS Station #6 – 9341 Hwy 304 W. - \$14

Olive Branch Locations

Maxwell Community Bldg. , Tax Office, & Health Dept. – 6569 Cockrum Road - \$14
District Barn #1 – 10947 Old Hwy 78 - \$14
Lewisburg Station #2 – 8771 Byhalia Road - \$14

Southaven Locations

Tax Collector & Justice Court Bldg. – 8255 Hwy 51 South - \$14
Southaven Senior Citizens Bldg. – 1280 Brookhaven Drive - \$14

ITEM D.3.d, CONTINUED,

Nesbit Location

DeSoto County Central Maintenance – 2239 Gwynne Road - \$14

Walls Locations

Delta View District 3 – 5700 Delta View - \$14

Walls Library / Health Dept. – 7181 Delta Bluff Parkway - \$14

Walls EMS Station #9 – 5876 Hwy 301 - \$14

The motion passed by a unanimous vote. ****See Exhibit E.3.d****

e. Tire Disposal

County Administrator David Armstrong notified the Board of Supervisors that the contract for tire disposal with Tire Disposal Systems has changed their name to Resourceful Environmental Services, Inc. and recommended that the contract be renewed. Mr. Armstrong stated that the contract has stayed the same with a one-year contract term. Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to renew the contract for tire disposal with Resourceful Environmental Services, Inc., Ripley, MS for the period of January 1, 2001 through December 31, 2001 under the terms and conditions set forth in the contract and disposal fees as follows:

- | | |
|------------------------|--------------|
| 1. Passenger Car Tires | \$.75 each |
| 2. Truck Tires | \$3.50 each |
| 3. Off Road Tires | \$25.00 each |

The motion passed by a unanimous vote. ****See Exhibit D.3.e****

f. Lease Agreement with Stan Elam for EMS Towel Placement

County Administrator David Armstrong informed the Board of Supervisors that EMS Director Bobby Storey recommends that the lease agreement with Stan Elam for the EMS repeater tower be continued. Supervisor Eugene Thach asked why the County could not use their own tower. Supervisor Tommy Lewis stated that the towers that the County now has would not cover the area required for EMS services. Vanessa Lynchard said the E911 tower under construction in Hernando will take six months or longer to complete and to be in a position for the County to move the EMS repeater to the new tower.

Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion, at the recommendation of EMS Director Bobby Storey to renew a lease with Mr. Stan Elam for the EMS repeater tower for the period of January 1, 2001 through December 31, 2001 and authorized the Clerk to write the check for \$1,200.00 for the yearly lease amount. The motion passed by a unanimous vote. ****See Exhibit D.3.f****

g. Dr. Rob Meacham – Prisoner Medical Service

County Administrator David Armstrong informed the Board of Supervisors that Dr. Robert Meacham is requesting a 5% increase to the \$82,687.50 and a three year extension to his new contract for prisoner medical services. Mr. Armstrong stated that he negotiated for a 3% increase to the \$82,687.50 and a two-year contract. This would be \$85,168.13 for the first year of contract. Supervisor Tommy Lewis stated that contracts was normally for one year only. Supervisor Lewis asked how much under budget the fund was this year. Supervisor John Caldwell said that with the cost going up on medical expenses all the time that there was no way of being under budget but that this services was a necessary for the County. Supervisor Jessie Medlin stated that Dr. Meacham's cost does not cover any drugs. Supervisor Medlin asked the Sheriff how many times Dr. Meacham makes night calls. Sheriff Riley said that Dr. Meacham makes his regular calls to the jail around 6:30 or 7:00 PM and that he may make a call in the night about once a

week. Supervisor Jessie Medlin asked Sheriff James A. Riley if Dr. Meacham had been
ITEM D.3.g, CONTINUED,

doing a good job. Sheriff Riley said that he is very satisfied with Dr. Meacham's work. Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve Dr. Rob Meacham's contract for Prisoner Medical Services for a 3% increase to the \$82,687.50, which would be \$85,168.13 beginning January 2001 and increase to \$87,723.17 beginning January 2002 for a two year contract. The motion passed by a unanimous vote. ****See Exhibit D.3.g****

4. Nesbit Fire Truck – Authorization to Write Check for Fire Truck

County Administrator David Armstrong advised the Board of Supervisors that the County had received a invoice from Ferrara Fire Apparatus, Inc. for a new fire truck for the Nesbit Fire Department in the amount of \$129,447.00. Mr. Armstrong stated that the County budget had \$50,000 from State Funds marked for the fire truck and that the Nesbit Fire Department was pay the balance of \$79,447.00. Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion for the clerk to write the check for \$129,447.00 for the Nesbit fire truck but instructed the comptroller not to release the check until receipt of the Nesbit reimbursement of \$79,447.00 was received. The motion passed by a unanimous vote. ****See Exhibit D.4****

5. Supplemental Claims Docket

Comptroller Joyce Riales and clerk Stephanie Hanks presented the supplementary claims docket showing claims for \$328,882.70 that need to be paid for various departments as of January 22, 2001. Supervisor Tommy Lewis asked the Board Attorney Bill Austin to follow up with the insurance claim on the County Ambulance where the wrecker service damaged the ambulance to make sure the County gets reimbursed the \$1000 deductible. Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to hire the Austin Law Firm to follow up on the insurance claim for the ambulance. The motion passed by a unanimous vote.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller. The motion passed by a unanimous vote.

Supervisor Tommy Lewis asked if departments have limits as to the amount of purchase they can make on the procurement card. Vanessa Lynchard stated that the Amsouth Cards have item blocks on cards and have purchase limits set for each card. Supervisor John Caldwell stated that the largest amounts should be for Central Maintenance and Buildings and Maintenance. Supervisor Jessie Medlin asked who approves the bill in the department before sending to accounting for payment. Vanessa Lynchard said the department head does. Supervisor Tommy Lewis asked for a list of who is authorized to sign or use cards. Supervisor Eugene Thach stated that signatures of who purchased items must be on receipts before going to accounting. Supervisor Jessie Medlin asked who would be the receiving clerk for goods received at offsite locations. Vanessa Lynchard stated that Ann Richmond was the main receiving clerk for the offsite locations.

6. Budget Amendment

a. Paupers & Victims of Crimes

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, 2000, and ending September 30, 2001. County Administrator David Armstrong stated the due to the increase to the County for victims of crimes and paupers, the County needed to transfer additional funds into this account from the general fund. At the recommendation of the Comptroller, Joyce Riales,

Supervisor Gerald Clifton made the motion and Supervisor Eugene Thach seconded the motion to

ITEM D.6.a, CONTINUED,

approve the budget amendment for the following account:

<u>Description</u>	<u>Acct#</u>	<u>Budget \$</u>	<u>Increase</u>	<u>Decrease</u>	<u>Total</u>
Assistance to Individual	001-451-700	\$1,200	\$3,000		\$4,200
General Fund	001-901-999	<u>\$8,393,057</u>		\$3,000	<u>\$8,390,057</u>
		\$8,394,257			\$8,394,257

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

b. Public Defender

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, 2000, and ending September 30, 2001. County Administrator David Armstrong stated the Public Defenders office had incurred additional expenses due to a juror witness and additional public defense required for cases. The County needed to transfer additional funds to cover these expenses. At the recommendation of the Comptroller, Joyce Riales, Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to approve the budget amendment for the following account:

<u>Description</u>	<u>Acct#</u>	<u>Budget \$</u>	<u>Increase</u>	<u>Decrease</u>	<u>Total</u>
Juror Witness Fee	001-170-575	0	1,562		1,562
Court Appt.Public Def.	001-170-560	9,750	8,000		17,750
General Fund	001-901-999	<u>8,390,057</u>		<u>9,562</u>	<u>8,380,495</u>
		8,399,807	9,562	9,562	8,399,807

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

7. Interfund Transfer – Metro Narcotics Forfeitures

At the recommendation of Comptroller Joyce Riales, Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to authorize and instruct the Chancery Clerk, pursuant to Section 41-29-185 of the Mississippi Code of 1972, as amended, to transfer the following forfeited funds that were seized by Metro Narcotics:

<u>Case Number</u>	<u>Defendant</u>	<u>Date Seized</u>	<u>County Receipt</u>	<u>Amount</u>
DC-0096-1-99	Justin Simoneaux	10-21-99	10112	\$1,650.00
DC-0231-1-99	LeRoy Brown	01-05-00	10337	400.00
DC-0230-1-99	Terry Wallace	01-05-00	10337	450.00
DC-022-2-97	Chris McMahan & Diane Thornton	02-17-00	10494	20.00
DC-0078-2-97	Calvin Abram	02-17-00	10494	7.00
DC-0078-2-97	Calvin Abram & Richard Abram	02-17-00	10494	150.00
D3-009-1-97	Marko Joyner	02-17-00	10494	40.00
DC-0141-1-97	Roxanne McGaughy & Roegaster Shannon	02-17-00	10494	100.00
B3-104-1-98 (MBN)	Montrell D. Hogan	03-13-00	10574	146.24
DC-0153-1-98	James W. Mooreman	04-26-00	10739	50.00

Transfer From 123-900-950 Metro Narcotics Seized \$3,013.24
 Transfer To 105-000-384 Metro Narcotics Forfeitures \$3,013.24

The motion passed by a unanimous vote. ****See Exhibit D.7****

8. 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,

ITEM D.8, CONTINUED,

special funds, or any other funds in excess of the sums which will be required to meet the current needs and demands of no more than seven (7) business days, the Board of Supervisors of such county shall invest such excess funds.

At the recommendation of the Comptroller, Joyce Riales, Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to approve the investment of surplus funds to First Security Bank, who was the high bidder that placed their bid on time for funds as follows:

<u>Date of Investment</u>	<u>Bank</u>	<u>Amount</u>	<u>Maturity Date</u>	<u># of Days</u>	<u>Interest Rate</u>	<u>CD#</u>
01-12-01	First Security	\$3,500,000	02-27-01	46	5.761%	27805

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

9. District 5 Park Fund – Hernando Civic Center

Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to carry this item over until January 29, 2001. The motion passed by a unanimous vote.

10. Roads – Agreement with MDOT for Improvements to Starlanding & Hwy 301

County Administrator David Armstrong stated that to start the improvements to Starlanding and Hwy 301, the County would have to take money from the Road and Bridge budget and wait for MDOT to reimburse the County. Board Attorney Bill Austin stated that MDOT has secured the right of ways and the project is scheduled to be let out December 2002, for an approximate cost of \$1,044,515.00. Mr. Austin stated that MDOT will be reviewing the numbers and then let him know so that a contract can be prepared for the County, hopefully by the February 5, Board meeting. Mr. Austin said that if the funds become available that MDOT would release the money sooner. Supervisor John Caldwell said that if the County could get the agreement signed for the 2002 funds, this would help the County.

Supervisor Eugene Thach asked where the funds would come from for the County. Board Attorney Bill Austin stated that the County could do an interfund transfer loan from the general fund to the Road department funds.

Supervisor John Caldwell said the County does not prioritize the work based on fatalities and we never want to do that. The County has an opportunity to lock the state in on repayment in 2002. Board Attorney Bill Austin said he is not sure if the state would be locked in to the repayment in 2002. Supervisor Caldwell said the County had asked for signalization some years ago and the state did not respond. Supervisor John Caldwell said that now is the time for the County to get the work done since contractors are looking for work and the price could be lower for project. Supervisor Caldwell said the County could get the job done for only the cost of interest on the money.

Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to carry this item over until Board Attorney Bill Austin could have the paperwork from MDOT on February 5, 2001 Board meeting.

Supervisor Jessie Medlin said that if this is a bad intersection that MDOT could correct the problem by placing stop signs. Supervisor John Caldwell said that MDOT said that Starlanding Road does not have the ratio required for stop signs.

ITEM D, CONTINUED,

11. Approval for Circuit Court Agreement to Employee

County Administrator David Armstrong stated that the Circuit Court Clerk has requested assistance in correcting the voter rolls of the County and would like the approval of the Board of Supervisors to hire an outside consultant for this project. The consultant would be hired for a two-month time frame not to exceed sixty hours at a fee of \$100.00 per hour. Mr. Armstrong said that the expenses would be taken out of the Circuit Clerk fees. Supervisor Eugene Thach stated that the cost would come out of the general fund with those funds not being returned to the general fund. Supervisor Tommy Lewis said that the consultant would be using computer software for the clean up process. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion for approval of the Circuit Clerk to hire consultant Roy W. Riley for the cleanup of the County voter rolls for the time frame of no more than two month and not to exceed sixty hours at a fee of \$100.00 per hour. The motion passed by a vote as follows:

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

****See Exhibit D.11****

12. Planning Commission – Hardship Prefab Building

Planning Commission Director Merritt Powell presented to the Board of Supervisors a application for conditional use for a trailer to be put on property for temporary housing for six months due to the recent fire that destroyed the home on property. Mr. Powell stated that the home owner Mrs. Iris Robertson would like to get approval from the Board since the Board of Adjustments will not meet until February 5, 2001, and she needs a place to stay will build back her home. Supervisor Tommy Lewis asked if the trailer location would meet the sideline agreements required. Mr. Powell said that it would and that Mrs. Robertson would appear before the Board of Adjustments in February for any questions they may have. Mrs. Robertson addressed the Board of Supervisors and stated that she hope to have her new home completed within a year. Supervisor Jessie Medlin asked Mrs. Robertson if she had discussed the situation with her neighbors to see if they have any problems with the trailer on the property. Supervisor Eugene Thach asked if letters had been sent to the neighbors informing them about the trailer on the property. Mrs. Robertson said that she had talked with her neighbors and they did not have any problems with the trailer being on property for the time frame for the construction of the new home.

Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to approve the conditional use application from Mrs. Iris Robertson for a temporary mobile home on site for six months until a new house can be built. The motion passed by a unanimous vote.

****See Exhibit D.12****

13. Planning Commission – CMPDD – Appear before Board of Supervisors

Planning Commission Director Merritt Powell introduced Mr. William Peacock and presented the Board of Supervisors a copy of the New Comprehensive Plan for the County and a copy of the Contract for Professional Services from Central Mississippi Planning and Development District. Mr. Powell stated that the cities of Hernando, Olive Branch and The Village of Memphis are included in this contract along with the unincorporated area of DeSoto County. Mr. Powell said that the cost of \$128,000, which equates to be \$2.15 per person using the 1998 Census report of 59,578 people in these areas, would call for a complete draft of plan within eighteen (18) months, include a five year snapshot and the following task:

1. Review and Access Past Planning Efforts of DeSoto County
ITEM D.13, CONTINUED

2. Preparation of a Base Map of DeSoto County
3. Incorporation of Traffic Analysis Zones for the DeSoto County Portion of the Projected 2030 Memphis Urbanized Area
4. Inventory of Existing Land Use and Housing Structural Conditions in DeSoto County
5. Provide Population and Employment Estimates and Projections for DeSoto County
6. Goals and Objectives Element
7. Land Use Plan Element
8. DeSoto County Transportation Plan
9. Community Facilities Plan
10. Review of Zoning Ordinances, Subdivision Regulations and Recommendation of Revisions
11. Computer-Digitization of Official Zoning Map of DeSoto County and the City of Hernando
12. Revised Sign Ordinances
13. Recommendations Regarding Commercial Corridors/Entryways
14. Capital Improvements Programs
15. Impact Fees Ordinances

All Documents to be provided in printed and digital form as part of the tasks described above. The contract also calls for a schedule of meetings and public hearings to be held as follows:

1. At the beginning of the planning process
2. Following the initial public hearings
3. Public hearings on the proposed comprehensive plan, including the proposed action plan for implementing the comprehensive plan
4. Proposed DeSoto County Zoning Map / Zoning Atlas
5. Hernando Official Zoning Map
6. Proposed revision to sign ordinances
7. Proposed capital improvements programs (Prototypes) for Hernando, Olive Branch, and the Village of Memphis
8. Proposed impact fee ordinance for Olive Branch

Planning Commission Director Merritt Powell stated that the County has in the budget \$79,000 for this project. Supervisor Jessie Medlin asked what the five year snapshot would mean. Mr. Powell stated that this would give the County status and population. Mr. Peacock stated that the snapshots would let the County know where they can plan developments. Supervisor John Caldwell asked how the Board of Supervisors know that the plan would be effective and make sure that we don't do something wrong. Mr. Peacock stated that CMPDD would provide a list of policy guidelines and set population for large lot developments, but there is not guarantee about the policy changes. Supervisor Tommy Lewis said that the County needs to look at what the citizens need and still afford to live in the County. Supervisor Eugene Thach asked how the mix would be determined. Supervisor Tommy Lewis said that the EPA policy on sewer systems does not allow for over population. Board Attorney Bill Austin stated that the secondary impact would be not to create a system that would create a need for development.

Supervisor John Caldwell stated that in thirty years a large amount of the County could be developed so the County will need to base a plan on the needs. Mr. Peacock stated that the snapshots are just a guess at what they think the population will be but it doesn't mean that it will happen. Merritt Powell said that enough public hearings should help guide the plan along with consultants working on the plan. Mr. Powell said that the County must have areas for business and affordable areas for young people to live in the community. Supervisor Eugene Thach stated that at the public hearings the opinion of the public would important. Mr. Powell stated that questionnaires would be mailed to citizens for their opinions because we want a good plan for the County.

Supervisor John Caldwell stated that the cost for the County's part would be \$93,174 based on
CONTINUED,

the 1998 Census report of 43,337 population at the \$2.15 per person. Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to approve the contract with CMPDD for the development of the Comprehensive Plan for the County, and with interlocal agreements between the cities of Hernando, Olive Branch and The Village of Memphis to be included in the Comprehensive Plan. The motion passed by a unanimous vote. ****See Exhibit D.13****

14. Circuit Clerk Allowances

County Administrator David Armstrong presented on behalf of the Circuit Court Clerk Dale Thompson, an Order of Allowance for assisting election commissioners as provided by Section 12-15-225 (3) The Clerk shall receive the same daily per diem and Limitation on meeting days as provided for the board of election commissioners during the months of October 2000, November 2000, and December 2000. Supervisor Gerald Clifton made the motion and Supervisor Eugene Thach seconded the motion to approve the Circuit Court Clerks request for allowance for the Election Commissioners and for helping with the elections for the months of October, November and December 2000 as follows:

<u>Personnel</u>	<u>Amount</u>
Dale K. Thompson	2,800.00
Quida Schrader	1,190.00
Paul M. Beale	1,400.00
W. T. Mayhall	1,120.00
Paul M. Beale	700.00
Quida Schrader	490.00
W. T. Mayhall	<u>350.00</u>
Totals	8,050.00

The motion passed by a unanimous vote. ****See Exhibit D.14****

On this date, County Administrator David Armstrong, presented on behalf of the Circuit Court Clerk Dale Thompson, an Order of Allowances to the Board of Supervisors for the Circuit Court for the month of December 2000, term, in the amount of \$4,816.00, County Court for the month of December 2000, term in the amount of \$1,580.00, Youth Court for the month of December 2000, term in the amount of \$1,741.00 and for the Circuit Court for the Vacation Days Allowances for the month of December 2000, the amount of \$3,060.00. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis Seconded the motion to approve these payments, pursuant to Sections 25-7-13, and Section 25-7-13 of the Mississippi code of 1972, Annotated. The motion passed by a unanimous vote. ****See Exhibit D.14****

15. Chancery Clerk Allowances

On this date, the County Administrator, David Armstrong presented on behalf of the Chancery Court Clerk, W. E. Davis, an order of Allowances to the Board of Supervisors for the January 2001 term in the amount of \$2,156.66. Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to approve these payments, pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The motion passed by a unanimous vote. ****See Exhibit D.15****

ITEM D, CONTINUED,

16. Tax Assessor – Approval of Petitions to Increase / Reduce Assessments

Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve the increases and reductions in assessments as presented by the Tax Assessor as follows:

<u>REAL PROPERTY ASSESSMENT</u>	
<u>Parcel Number</u>	<u>Parcel Number</u>
1069-3104.0-00015.00	1069-3104.0-00021.00
1069-3104.0-00037.00	1087-3511.0-00178.00
3086-1304.1-00004.00	1058-2800.0-00028.03
2075-1500.0-00016.00	3074-2007.0-00038.00
3081-1202.0-00014.00	1069-2900.0-00015.01
3086-2300.0-00001.09	2062-0314.0-00062.00
1069-3005.0-00013.00	2073-0500.0-00021.02
2064-2000.0-00007.00	3099-2900.0-00019.00
3099-2900.0-00015.00	2092-0300.0-00005.05
3074-2008.0-00100.00	1065-2202.0-00122.00
1069-3000.0-00008.01	2061-0100.0-00006.01
3062-0900.0-00003.03	2053-0702.0-00045.00
2077-3600.0-00004.00	2077-3600.0-00004.01
3087-2501.0-00003.00	1077-3500.0-00005.03
2065-1500.0-00029.00	4073-0500.0-00009.00
2064-2000.0-00007.02	2092-0300.0-00005.06
3086-2300.0-00001.11	1086-2320.0-00002.00

<u>PERSONAL PROPERTY ASSESSMENT</u>	
<u>Parcel Number - Company</u>	<u>Parcel Number - Company</u>
536-000 – Flavorite Laboratories	1594-000 – Brussel Bonsai Nursery LLC.
2494-000 – Collectables Etc.	2253-000 – Olive Branch Auto Service
687-000 - Spacenet	1806-000 – Midland Color Corp.
2102-000 - Centurytel Service Group Inc.	370-000 – Rally’s Inc. #181
625-000 – Hemker Color Lab Inc.	453-000 – Dale’s Auto Parts Inc.
1492-005 – Quality Vending Service	1234-000 – AFCO Plastic Products
298-000 – Fountain Express Mini Storage	1396-000 – T-H Clutch
1745-000 – Aztec Financial Inc.	2156-000 – Yankee Wire Cloth Products Inc.
928-000 – Powertel Inc.	928-001 – Powertel Inc.
2044-000 – CFM Design & Manufacturing	1232-000 – Southaven Garage & Towing
947-000 – Internal Medicine Associates	734-002 - J. T. Shannon Lumber
124-000 – DeSoto Family Vision Center	2235-000 – Gemini Beauty & Barber Shop
150-000 – Western Electric USA Inc.	1733-000 – Mid-South Florists
1879 – Chalet’s Gallery	

The motion passed by a unanimous vote. ****See Exhibit D.16****

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to recess until 1:30 p.m. The motion passed by a unanimous vote.

17. Approval of Affidavits for Road Conditions

Pursuant to Mississippi Code Annotated 65-7-117, Section 19-2-3, each member of the Board of Supervisors shall inspect every road and bridge in the county under the jurisdiction of the County not later than December 31, 1989, and, thereafter, not less than once each fiscal year.

Each member shall file with the clerk of the board report, under oath, of the condition of the roads and bridges inspected by him with recommendations by him for a four-year plan for construction and

ITEM D.17, CONTINUED,

major maintenance of such roads and bridges. Based upon such reports, the Board of Supervisors shall, on or before February 1, 1990, and on or before February 1 of each year thereafter, adopt and spread upon its minutes a four-year plan for the construction and maintenance of county roads and bridges. The plan may be amended at any time by a vote of the majority of the members of the Board of Supervisors.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion for the Board of Supervisors to approve the Affidavits for Road Conditions for the following Supervisors and Districts:

Supervisor Jessie Medlin	District 1
Supervisor Eugene Thach	District 2
Supervisor Gerald Clifton	District 3
Supervisor John Caldwell	District 4
Supervisor Tommy Lewis	District 5

The motion passed by a unanimous vote. ****See Exhibit D.17****

18. Adopt Four Year Road Plan

County Road Manager Kenny Gunn gave the Board of Supervisors a copy of the Construction Road Projects for years 2001-2004, Hot Mix Overlay Road Projects for years 2001-2004 and for Chip Seal Road Projects for year 2001-2004.

Supervisor John Caldwell said that on the paving contracts the County needs to do bids soon due to the price of gas. Supervisor Caldwell asked if the paving contracts could be voted on by Monday January 29, 2001. Supervisor Tommy Lewis said that he would like to look over the list.

Supervisor Jessie Medlin questioned the construction projects for Airways Road and Dean Road. Road Manager Kenny Gunn said that for Airways the right of way needs to be acquired to construct turning lanes and possible bypass lane. The Dean Road construction is due to the new extension of Hwy 304.

Supervisor Tommy Lewis asked about the replacement of bridges on Old Hwy 51 North and South. Mr. Gunn stated that this road is in the City of Hernando and he would talk with Bob Barber about the project. Supervisor Jessie Medlin asked that Kenny Gunn get with each Supervisor about the overlay road project before going out to bid.

The decision was made to carry this item over until January 29, 2001 Board Meeting.

19. Authorization for County Administrator to Open Bids for Annual Supplies, January 23, 2001.

That on this date, the County Administrator, David Armstrong requested authorization to advertise for bids for Annual Supplies. Supervisor Eugene Thach made a motion and Supervisor John Caldwell seconded the motion to authorize the County Administrator to obtain bids for the purchase of supplies and authorize advertisement, pursuant to Section 31-7-13(c), of the Mississippi Code of 1972, annotated, in a newspaper having a general circulation in DeSoto County, Mississippi. The motion passed by a unanimous vote.

20. Making Fully Executed Grant Agreements Part of the Minutes

County Administrator David Armstrong presented the Board of Supervisors copies of the CDBG Grant for Public Facilities Project Number 00-017-PF-01, and MDEQ Grant for Recycling and stated that the Board of Supervisors need to make the fully executed grant agreements part of the Board Minutes. Supervisor John Caldwell made the motion and Supervisor Gerald Clifton

ITEM D.20, CONTINUED,

seconded the motion to make the following fully executed grants part of the Board Minutes:

- a. CDBG Public Facilities Grant - #00-017-PF-01**
- b. MDEQ Grant for Recycling**
- c. Contract with the City of Olive Branch for Improvements to Hacks Cross Rd.**

The motion passed by a unanimous vote. ****See Exhibit D.20****

21. Insurance – Health

County Administrator David Armstrong introduced Charlie Gordon with Cook Insurance, Les Smith with L & S Insurance. Mr. Armstrong stated that Bob Box with MAS Insurance was unable to meet with the Board of Supervisors today at the last minute and that due this, that the group would like to put this meeting off until January 29, 2001. Supervisor Eugene Thach asked that Mr. Gordon and Mr. Smith present their insurance plan. Mr. Armstrong stated that the group felt like it would be in the best interest of the County to have all three companies present for the meeting. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to carry this item over until January 29, 2001 Board Meeting. The motion passed by a unanimous vote.

22. Central Dispatch

Supervisor Eugene Thach stated that the Board of Supervisors had appointed a committee to work with the 911 Division to establish fees and guidelines for bringing all branches of central dispatch together. Supervisor Thach stated that the fees were established to be seventy-three cents (.73) for residential calls and one dollar and five cents (1.05) for mobile phone calls. Supervisor Thach stated that the committee had researched the Memphis TN rates for 911 calls and their rates are twenty-five cents (.25) for residential phones and eighty-five cents (.85) for mobile phones.

Supervisor Thach stated that the Board needs to decide if the County is going to combine services with 911, since they are in the process of building a facility to accommodate the central dispatch, and they need an answer from the County. They are waiting on guidelines from the Board of Supervisors to determine the size of building that will be required. Supervisor Tommy Lewis asked who would be responsible for the operation of the central dispatch. Supervisor Eugene Thach said that it would fall under EMS and Fire Department. Supervisor John Caldwell said that means the County is responsible. Supervisor Tommy Lewis ask, who the people that run the building would report to. Board Attorney Bill Austin said that it depends on how the County decides to set it up.

Supervisor John Caldwell asked when Nesbit calls 911 now where they go. Board Attorney Bill Austin said that it now goes to the Sheriff's Department. Supervisor Caldwell asked if the call was from a mobile phone where would it go. Mr. Austin stated that the call goes to the most favorable cell tower, which could even be in Memphis, TN and then is routed to the Sheriff's Department in DeSoto County. Supervisor Eugene Thach said that the 911 calls now go to Greenwood, MS and then routed to the County. If we set up the central dispatch would the calls come directly to DeSoto County? Mr. Austin said that the process is being worked on to cut out going to Greenwood and trying to cut down trunk lines for the phone.

Sheriff Riley said that there are five Public Safety Answer Points (PSAP) lines now in effect. If the 911 building is built in Nesbit and the Sheriff's dispatchers stay in Hernando, how will they determine where the calls should go or how to divide the PSAP's. Sheriff Riley said that the

Law Enforcement, EMS and Fire need to be on one system. Sheriff Riley said that 90% of the calls are for Law Enforcement that are received now. Supervisor Tommy Lewis said that there are two separate issues to be considered. The jail could be the 911 office until the cities could be joined together with the County, and the Board of Supervisors needs to see what the city feelings are.

ITEM D.22, CONTINUED,

Supervisor Lewis said the Sheriff has indicated he will be open to giving up his dispatchers if the cities go to the countywide system. Supervisor Lewis said that we now have two dispatch systems within a rocks throw and it cost money - the County system and the Sheriff's, EMS and Fire system. Supervisor Eugene Thach stated that if the Board of Supervisors do not want to participate with the 911, they need to say so that they can build their building accordingly. Supervisor Jessie Medlin asked who was on the present committee. Mr. Armstrong said that the committee consisted of Supervisor Thach, Supervisor Clifton, 911 Director Jessie Kennedy and the County Administrator. Supervisor Jessie Medlin asked to hear from the Sheriff and from EMS Director Bobby Storey. Bobby Storey stated that he did not want to be responsible for the 911 building on Starlanding Road. Mr. Storey said that the City has part interest because of the boundary lines and that the County would have an interest because the building would be in a non incorporated area. Supervisor John Caldwell said that the EMS Director is in a position that has to be right all the time for the County.

Supervisor Tommy Lewis said that there are a lot of interested parties in the central dispatch issue and that the Board of Supervisors want to set a deadline to resolve issues by the two Board members, the Sheriff, the EMS Director, and the Mayor's. The building has to be built but we don't want to duplicate service.

Sheriff Riley said that with the current system the EMS and the Sheriff can save on dispatcher salaries and building cost, and since they handled over 40,000 calls this past year, he feels that this has saved the taxpayers money. Law Enforcement gets 90% of the calls to E911.

Supervisor John Caldwell said that if the cities would come on board and all work together, this would be a good deal. But the Board of Supervisors have to know what they are doing to bring the three County departments together. Supervisor Tommy Lewis said that the Board needs to take one step at a time. The cooperation of the County's three areas to come together and that all personnel to be basic trained. Supervisor Thach said that the County could modify building where we would put all together. Supervisor John Caldwell said that the Board needs to address personnel handling calls that have different pay structures and vacation allowances.

Supervisor Tommy Lewis asked that a new committee be formed to discuss the areas that have been discussed this date. Supervisor Lewis volunteered to be on the committee and appointed EMS Director Bobby Storey and Sheriff Riley to be on the committee. Supervisor Gerald Clifton volunteered to remain on the committee. Supervisor Lewis ask that Bobby Storey have a representation from the Fire Department on the committee. Supervisor Lewis asked the Sheriff if they could meet at the Jail facility on Wednesday, January 24, at 1:00 P.M. Sheriff Riley said that would be fine.

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to form a committee to consist of Supervisor Tommy Lewis, Supervisor Gerald Clifton, EMS Director Bobby Storey, Sheriff James Riley, and all parties would meet at the Jail on Wednesday, January 24, at 1:00 P.M. The motion passed by a unanimous vote.

E. EXECUTIVE SESSION

The executive session portions of these minutes are recorded under the portion of the minutes called "Executive Session".

CONTINUED,

F. OTHER ISSUES

1. Homestead

Chancery Clerk W. E. Davis presented copies of Petitions to Adjust Homestead Exemption Rolls to each Board of Supervisor and asking for Board approval. 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 on the following:

<u>PARCEL NUMBER</u>	<u>PARCEL NUMBER</u>
1097-2507.0-0056.00 - County	1088-3304.0-01853.00 – Horn Lake
3058-3301.0-00005.00 - County	1087-2601.0-03086.00 - Southaven
1067-2610.0-00061.00 – Olive Branch	3094-1803.0-00007.00 - County
2066-1400.0-00031.00 - County	1074-1916.0-00069.00 - Southaven
1088-2703.0-02233.00 - Southaven	1054-2000.0-00003.04 - County
2086-2400.0-00007.01 - County	2083-0603.0-00152.00 - County
1065-2402.0-00023.00 – Olive Branch	2076-2302.0-00173.00 - County
1086-2310.0-00837.00 - Southaven	2091-0200.0-00008.00 - County
4081-0200.0-00002.01 - County	1079-3001.0-01392.00 - Southaven
1088-3402.0-00599.00 – Horn Lake	2073-0604.0-00126.00 - Southaven
1086-2411.0-00309.00 - Southaven	1086-1403.0-00159.00 - Southaven
1087-2601.0-03024.00 - Southaven	3076-1400.0-00012.00 - County
3076-1400.0-00017.00 - County	2073-0500.0-00021.00 - Southaven
3081-1200.1-00007.00 - Hernando	1088-3402.0-00373.00 – Horn Lake
2073-0601.0-00009.00 - Southaven	

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

2. Sale of Property

After having considered the benefits and opportunities for economic development available for this property and having determined that the property is no longer needed for County purposes and is not to be used in the County’s operations; that there is no state agency board, commission or any governing authority within the state that has expressed a need or use for the property and the federal government has not expressed a need or use for the property ; and that the use of the property for the purpose for which it is to be sold, leased or otherwise disposed of will promote and foster the development and improvement of the County or of the community in which it is located and the civic, social, educational, cultural, moral, economic or industrial welfare thereof. Supervisor Gerald Clifton made the motion and Supervisor John Caldwell seconded the motion for the sale of 425 East Commerce property under the following conditions:

1. Selling price of \$615,000
2. County to lease building for \$6,880 per month for one year and on a month to month basis thereafter
3. The buyer is responsible for the exterior of the building including the roof, exterior and full replacement of the heating and air, but the County will maintain the building maintenance and make repairs to all components unless the heat and air cannot be

- repaired
- 4. The Buyer is responsible for cleanup of property
- 5. The County will not be responsible for the Brownfield clean up as determined by DEQ
- 6. The buyer will secure Brownfield insurance for both the buyer and seller

ITEM F.2, CONTINUED,

The motion passed by a vote as follows:

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

3. County Vehicles

County Road Manager Kenny Gunn informed the Board of Supervisors that Supervisor Tommy Lewis' new truck had arrived and asked what was the Board's determination for the use of the old vehicle. The Board stated that the SUV that Supervisor Lewis had was to be given to the County Engineer Tom Childress. Supervisor Jessie Medlin asked Tom Childress if he had any problems with the vehicle being left at the County building at night. Mr. Childress stated no that was fine with him. Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion for the 2000 Ford Explorer vehicle that was Supervisor Lewis' to be transferred to the County Engineer Tom Childress. The motion passed by a unanimous vote.

4. Personnel – Central Maintenance

County Administrator David Armstrong stated that during the holiday season, that Central Maintenance had 8 employees that worked on two paid holidays. These people have been paid time and a half for these hours worked. Mr. Armstrong stated that there were also three supervisors who worked during the holidays, but the personnel manual does not authorize pay for salaried employees who work overtime. Supervisor John Caldwell stated that the salaried employees should receive compensation for working on holidays. Bill Bayne said in 1994 the supervisors did get pay for more than an eight hour day. Supervisor Gerald Clifton said he thinks employees who work overtime should be compensated for extra time worked. No motions were made at this time.

Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to recess until Monday, January 29, 2001 at 9:00 a.m. The motion passed by a unanimous vote.

THIS the 22nd. day of January, 2001, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Tommy Lewis, President
DeSoto County Board of Supervisors