

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

TOMMY LEWIS, PRESIDENT 2001, PRESIDING

July 23, 2001

A. CALL TO ORDER

The July 23, 2001, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Tommy Lewis, Board President 2001.

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:

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. ASluggo@ Davis-----Chancery Clerk
Sheriff James Albert Riley-----Sheriff
David Armstrong-----County Administrator
William H. Austin, Jr.-----Board Attorney

B. INVOCATION

Supervisor John Caldwell presented the invocation.

C. JOEY TREADWAY

Tax Collector Joey Treadway advised the Board of Supervisors regarding the State Tax Commission's recent County reimbursement on car tag collections received for the month of June 2001. Joey Treadway said the County received 84% back from the State, whereas last month the County received 92%. Joey Treadway said the month of May shortage has been returned to the County and the State hopes to have everything settled by September. Joey Treadway said the shortage was \$147,889 for collections of June, with the County's portion being \$63,000; the School portion being \$59,000 and the Cities portion being \$25,000.

Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to accept the Tax Collectors report regarding tax collection shortages by the State. The motion passed by a unanimous vote.

D. OLD BUINESS

1. Planning Commission – Board of Adjustment Appeals

The Planning Commission brought the following items before the Board of Supervisors as evidenced by the portion of the minutes submitted by the Planning Commission:

ITEM D.1, CONTINUED,

- a. Appeal of decision made granting Bridgforth Heirs a conditional use for the mining of sand and gravel.**
- b. Appeal of a decision made denying David Camp a conditional use for a wrecker service and outside storage of semi-trailers.**

****See Exhibit D.1.a.b****

2. Recording Board Minutes

County Administrator David Armstrong asked the Board of Supervisors if their desire for recording the Board minutes would be a word for word transcribing. Supervisor John Caldwell said the accuracy of the minutes was important and that the recordings should be maintained for 90 days, to give time for verifications. Supervisor Tommy Lewis asked whose property would the recordings be until the minutes were recorded. Board Attorney Bill Austin said the recordings would be considered a work product with no right for public access. Supervisor John Caldwell said the Planning Commission minutes are not being looked at by the Supervisors before the orders are approved for signature by the Board President. Supervisor Jessie Medlin said Supervisors should read the minutes before they are approved. Supervisor Gerald Clifton said he had worked under tape recording before and the edit requirements along with the work involved is a load. Supervisor Eugene Thach said he had also worked with Southaven and the Federal Government using a recorder, and he liked the process.

David Armstrong verified the Supervisors are not talking a word for word recording. Supervisor Caldwell said the accuracy of the discussion should be in the minutes and not just the motions that are made.

Supervisor Jessie Medlin made the motion for the Board to reconsider recording the minutes. Supervisor Gerald Clifton seconded the motion. The motion passed by a vote as follows:

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

Supervisor John Caldwell asked how the Board wanted to handle the minutes. Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to write the minutes, and not record them by machine. The motion passed by a vote as follows:

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

3. Authority to Rescind Contract with IKON for copier – Justice Court

County Administrator David Armstrong said Linda Aldridge of Justice Court had advised him that the Sharp copier contract that she was replacing will not expire until June 2002. David Armstrong said Linda has spoken with IKON to cancel the copier order and is asking the Board to rescind the contract with IKON. Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to rescind the contract for a copier for Justice Court with IKON originally approved at the July 11,

meeting of the
ITEM D.3, CONTINUED,

Board of Supervisors. The motion passed by a unanimous vote. ****See Exhibit D.3****

E. NEW BUSINESS

1. Wesley Thompson – Appeal of 2000 Taxes

Mr. Wesley Thompson appeared before the Board of Supervisors to protest his taxes for the year 2000. Mr. Thompson said that his 2000 taxes for 66 lots he is developing in Golf Villas was based on an assessment of \$32,500.00, with a tax per parcel of \$534.00.

Mr. Thompson presented a comparison of neighboring lots with an appraised value ranging from \$10,500 at Cherokee Trails to \$21,000 in Wedgewood Farms Phase 1 Section A. Mr. Thompson said he was approached last year by a tax assessor employee, asking if he agreed with his property being assessed according to the neighboring property owners. Mr. Thompson said that he told the tax assessor employee at that time such an assessment would give him no right to argue due to unfairness; however, because of the disparity among the assessments Mr. Thompson requested to come before the Board today to discuss the taxes. Mr. Thompson said he has attempted to work this situation out with both the Tax Assessor and Bill Bryant, of the Tax Assessor's Office, but has been unable to settle the matter.

Supervisor Eugene Thach asked if the comparison lots listed are on golf courses. Mr. Thompson said Cherokee Trails and Cherokee Ridge are golf courses. He reported that Windstone and Wedgewood Farms are not golf courses but are directly across from his development. Mr. Thompson requested a decrease in the assessment of \$24,400 with a 30% developer's discount that is normal and customary on such property, for a total assessed amount of \$17,000 for each lot. Pieter Zee of the Tax Assessor's Office said he had gone to the golf course community and based the assessment on the prices he was quoted for the property. Mr. Zee said that last year the property changed hands from the joint venture company to Mr. Thompson. At that time the developers discount was removed. Mr. Thompson explained that a dispute had arisen during the year and at such time he bought out the interest of his developing partners and became the sole owner of the property.

Supervisor Jessie Medlin said that if Cherokee Trails backs up to Mr. Thompson's property, he could not understand the difference between the land value. Mr. Zee said that the land values have been updated for the 2001 tax year and their values have decreased. Supervisor Tommy Lewis asked if the assessment could be corrected. Mr. Zee responded the Tax Assessor's office could correct the assessment for 2001 but could not change the assessment for 2000.

Board Attorney Bill Austin said that Section 27-35-143 subsection 12 of the Mississippi Code states that the Board of Supervisors of each County shall have power, upon application of the party interested, to change, cancel or decrease an assessment in the manner herein provided at any time after the assessment roll containing such assessment has been finally approved by the State Tax Commission, and prior to the last Monday in August next, under the following circumstances:

Subsection 12. When the property has been assessed for more than its actual value; but in such cases the Board shall require proof, under oath, of such excessive assessment by two (2) or more competent witnesses who know of their own personal knowledge that the property is assessed for a higher sum than its true value.

Mr. Austin said he realizes that we are talking about the 2000 tax year, but pointed out that Mr. Thompson is actually asking for equalization for the disparity because of the omission of the builder's discount from the property assessment. Mr. Austin said in his

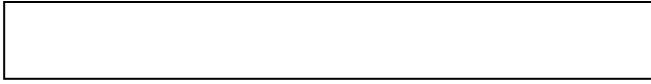
opinion you could go back and apply that to Mr. Thompson's property. Mr. Austin
ITEM E.1, CONTINUED,

further speculated that according to the information given, it looks as though the Tax Assessor's office had been given bad information on the value of the property. Mr. Thompson said none of the lots had ever sold at or near the rate of \$32,000. Mr. Thompson produced copies of the sworn affidavits from the deposition of Brad Rainey and the deposition of Mack Andrews, both stating under oath they had agreed to purchase two lots of the property for \$24,400. Mr. Thompson explained that there were 66 lots in the development but five have been sold and the taxes were paid at the assessed amount at the time of closing. Supervisor Eugene Thach said tax discrepancies exist all over the County.

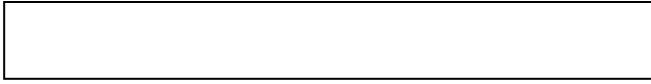
Supervisor Jessie Medlin made the motion that after the Board has found that an error was made from the assessment of the lots, the County should reduce the assessment on Mr. Thompson's remaining lots at \$24,400 for the 2000 tax year. Supervisor John Caldwell seconded the motion. Supervisor Caldwell corrected that the 30% discount on the \$32,500 should be \$22,750. Supervisor Medlin said that it was his intention to set the value of the lots at \$24,400 and give the 30% developers discount on the \$24,400. Supervisor Caldwell withdrew his second before a vote was taken.

Mr. Zee explained that the \$32,500 assessment was a good assessment at the time. Supervisor Caldwell said that nobody on the Board is disputing that the Tax Assessor's office was given information on the value of the lots at \$32,500. Supervisor Caldwell said it seems as though that was bad information. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion that the Board had made a finding of fact that the assessment for the remaining lots in the Golf Villas at Crumpler Place Subdivision belonging to Mr. Thompson had been assessed in excess of the property value for the tax year 2000 and directed that the assessment be changed to \$24,400 for the tax year 2000 and further clarified that no other discounts would be added to the assessment. The lots requiring tax adjustments are as follows:

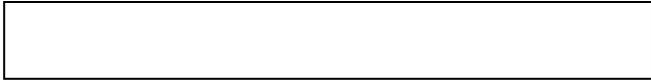
No.	Lot #	Parcel#	Taxes	Statement #	Property Tax For
1	172	1069-3221.0-00172.00	\$ 534.14	7355	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
2	173	1069-3221.0-00173.00	\$ 534.14	7356	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
3	175	1069-3221.0-00175.00	\$ 534.14	7358	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
4	176	1069-3221.0-00176.00	\$ 534.14	7359	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
5	183	1069-3221.0-00180.00	\$ 534.14	7366	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
6	184	1069-3221.0-00184.00	\$ 534.14	7367	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
7	185	1069-3221.0-00185.00	\$ 534.14	7368	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
8	186	1069-3221.0-00186.00	\$ 534.14	7369	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
9	187	1069-3221.0-00187.00	\$ 534.14	7370	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
10	188	1069-3221.0-00188.00	\$ 534.14	7371	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120



No.	Lot #	Parcel#	Taxes	Statement #	Property Tax For
11	189	1069-3221.0-00189.00	\$ 534.14	7372	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
12	190	1069-3221.0-00190.00	\$ 534.14	7373	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
13	191	1069-3221.0-00191.00	\$ 534.14	7374	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
14	194	1069-3221.0-00194.00	\$ 534.14	7377	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
15	196	1069-3221.0-00196.00	\$ 534.14	7379	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
16	197	1069-3221.0-00197.00	\$ 534.14	7380	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
17	199	1069-3221.0-00199.00	\$ 534.14	7382	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
18	200	1069-3221.0-00200.00	\$ 534.14	7383	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
19	201	1069-3221.0-00201.00	\$ 534.14	7384	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
20	202	1069-3221.0-00202.00	\$ 534.14	7385	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
21	209	1069-3221.0-00209.00	\$ 500.76	7392	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
22	210	1069-3221.0-00210.00	\$ 500.76	7393	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
23	211	1069-3221.0-00211.00	\$ 500.76	7394	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
24	212	1069-3221.0-00212.00	\$ 500.76	7395	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
25	213	1069-3221.0-00213.00	\$ 500.76	7396	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
26	214	1069-3221.0-00214.00	\$ 500.76	7397	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
27	215	1069-3221.0-00215.00	\$ 500.76	7398	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
28	217	1069-3221.0-00217.00	\$ 500.76	7400	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
29	218	1069-3221.0-00218.00	\$ 500.76	7401	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
30	219	1069-3221.0-00219.00	\$ 500.76	7402	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120



No.	Lot #	Parcel#	Taxes	Statement #	Property Tax For
31	220	1069-3221.0-00220.00	\$ 500.76	7403	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
32	225	1069-3221.0-00225.00	\$ 500.76	7408	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
33	226	1069-3221.0-00226.00	\$ 500.76	7409	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
34	227	1069-3221.0-00227.00	\$ 500.76	7410	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
35	228	1069-3221.0-00228.00	\$ 500.76	7411	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
36	229	1069-3221.0-00229.00	\$ 500.76	7412	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
37	230	1069-3221.0-00230.00	\$ 500.76	7413	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
38	231	1069-3221.0-00231.00	\$ 500.76	7414	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
39	234	1069-3221.0-00234.00	\$ 500.76	7417	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
40	235	1069-3221.0-00235.00	\$ 500.76	7418	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
41	237	1069-3221.0-00237.00	\$ 500.76	7420	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
42	238	1069-3221.0-00238.00	\$ 500.76	7421	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
43	239	1069-3221.0-00239.00	\$ 500.76	7422	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
44	240	1069-3221.0-00240.00	\$ 500.76	7423	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
45	243	1069-3221.0-00243.00	\$ 500.76	7426	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
46	244	1069-3221.0-00244.00	\$ 500.76	7427	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
47	245	1069-3221.0-00245.00	\$ 500.76	7428	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
48	246	1069-3221.0-00246.00	\$ 500.76	7429	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
49	249	1069-3221.0-00249.00	\$ 500.76	7432	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
50	250	1069-3221.0-00250.00	\$ 500.76	7433	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120



No.	Lot #	Parcel#	Taxes	Statement #	Property Tax For
51	251	1069-3221.0-00251.00	\$ 500.76	7434	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
52	256	1069-3221.0-00256.00	\$ 500.76	7439	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
53	257	1069-3221.0-00257.00	\$ 500.76	7440	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
54	258	1069-3221.0-00258.00	\$ 500.76	7441	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
55	259	1069-3221.0-00259.00	\$ 500.76	7442	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
56	264	1069-3221.0-00264.00	\$ 500.76	7447	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
57	265	1069-3221.0-00265.00	\$ 500.76	7448	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
58	266	1069-3221.0-00266.00	\$ 500.76	7449	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
1	192	1069-3221.0-00192.00	\$ 534.14	7375	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
2	198	1069-3221.0-00198.00	\$ 534.14	7381	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
3	207	1069-3221.0-00207.00	\$ 534.14	7390	Five Star Homes Inc, 6373 N Quail Hollow, Suite 101, Mfs.Tn 38120
4	232	1069-3221.0-00232.00	\$ 500.76	7415	Five Star Homes Inc, 6373 N Quail Hollow, Suite 101, Mfs.Tn 38120
5	233	1069-3221.0-00233.00	\$ 500.76	7416	Five Star Homes Inc, 6373 N Quail Hollow, Suite 101, Mfs.Tn 38120
6	242	1069-3221.0-00242.00	\$ 500.76	7425	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
7	247	1069-3221.0-00247.00	\$ 500.76	7430	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120
8	252	1069-3221.0-00252.00	\$ 500.76	7435	Five Star Homes Inc, 6373 N Quail Hollow, Suite 101, Mfs.Tn 38120
9	261	1069-3221.0-00261.00	\$ 500.76	7444	Thompson & Co. Investments LLC, 6373 N Quail Hollow, Suite 101, Mfs. Tn. 38120

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

ITEM E.1, CONTINUED,

Don White of the Tax Assessor's office clarified that the Tax Assessor's office does not recommend the change in assessment. The Chancery Clerk Sluggo Davis said it will require the effort of the Tax Assessor's office and the Board of Supervisors to complete the paperwork necessary to affect the change in assessment. ****See Exhibit E.1****

2. Bids Under Advisement

The County Administrator said Marvin Johnson, Architect for the County Fire Department Project, was present to discuss the recent bids received by the County.

a. Eudora Fire Department

Marvin Johnson said the bids were opened on July 17, 2001 at 2:00 P.M. for the Eudora Fire Department. Marvin Johnson said there were six bids received and the Bid Tabulation is as follows:

Bidder	Base Bid
Hasco, Inc.	\$111,900.00
Murphy & Sons Inc.	\$111,641.00
James E. Hays Contractors	\$116,900.00
Omega General Contractor	\$123,834.00
Wells Construction	\$122,900.00
J. K. Thorpe Construction Co.	\$159,900.00

b. Miller Voting Precinct / Fairhaven Fire Department

Marvin Johnson said on the bids for the Miller Voting Precinct/Fairhaven Fire Department there was some discussion that the County may want to pave the parking lot and possibly add an additional bay to the Fire Department, so the bid requests were done with these alternates and the Bid Tabulation is as follows:

Bidder	Base Bid	Alternate#1 Bldg. Add'n.	Alternate#2 Add Paving
Hasco, Inc.	320,200	31,500	34,700
Murphy & Sons Inc.	296,161	26,345	34,880
T.D.L. Contractors Inc.	340,000	17,800	33,900
James E. Hays Contractors	285,300	20,800	34,900
W.H. Keller Construction	307,900	15,500	35,500
Wells Construction Co.	332,600	32,550	31,500
Universal Steel Buildings	298,800	23,900	27,200
Omega General Cont.	328,830	41,395	32,492

David Armstrong said the County had a budget for \$325,000 for the Love, Eudora and Fairhaven Fire Departments. Supervisor Jessie Medlin said the Fairhaven Fire Department may want to pay for the additional bay being built. County Road Manager Kenny Gunn suggested to contract out the paving portion since the County doesn't have a contractor to do the work.

Supervisor John Caldwell asked how the County missed the estimate so much. Marvin Johnson said the last estimate for these projects was three years ago and the costs have increased. Supervisor Caldwell asked how much dirt work would be done and if the money was not in the budget where would the money come from. David Armstrong said the new DHS building may allow extra money to go toward the fire departments. Supervisor Jessie Medlin said the funds in the District 1 Park Funds could go to the Miller/Fairhaven Project. This would allow the meeting area to be used for voting to be air-conditioned and the active fire department may require another ambulance to be located there at their expense.

ITEM E.2, CONTINUED,

Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to accept the recommendation of Marvin Johnson for the low bidder of Murphy & Sons Inc., for the Eudora Fire Department and the low bidder of James E. Hayes Contractors for the Miller Voting Precinct/ Fairhaven Fire Department. 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

Supervisor Eugene Thach said he voted no because he feels the County should asses taxes on the unincorporated areas and not take money out of the General Fund. Supervisor John Caldwell said the Fairhaven Fire Department can contract with the contractor for the additional bay. Marvin Johnson said this could be done. ****See Exhibit E.2****

3. Final Proposal for New DHS Building

Marvin Johnson, Project Architect for the DHS building, presented the Board of Supervisors with a copy of the preliminary drawings for the new DHS Building. Marvin Johnson said the drawings are for housing the Buildings & Grounds Department, Health Department, Family and Children Department, Child Support Department, and Youth Services Division. David Armstrong said the County has a CDBG Grant for \$450,000 and has budgeted \$1,275,000 for the building from the \$18M Bond issue.

Marvin Johnson said he had designed the building for the best utilization of the County property with 18,000 square feet of space. Marvin Johnson said he had been over the plans with the Human Services Department, and the only department he has not talked with is the Sanitation Division of the Health Department. Marvin Johnson said he designed a masonry wall to separate the noise levels of the departments. Supervisor Tommy Lewis said he would like to move the Sanitation Department into the County Administration Building so they would be closer to the County Planning Offices as this would be a convenience for the public. Supervisor Eugene Thach asked how much space was available at the Administration Building. Jim Bearden, Director of Operations and Maintenance, said the space available on the first floor is 1,500 sq. ft. and on the second floor 4,700 sq. ft. in the Administration Building. Jim Bearden said the space is being used for storage at this time. Jim Bearden said the County is paying rent on the DHS building in the amount of \$6,880 at this time.

Marvin Johnson said the drawings are in a design and development stage at this time for the Board, but he is ready to start the work drawings. Supervisor John Caldwell asked how much DHS space is in the Health Department. David Armstrong said the Economic Assistance is in the Health Department at this time. Marvin Johnson said the three Departments of Human Services need to remain together. Supervisor Tommy Lewis asked to leave the space designed for the environmentalist as an open-end shell. David Armstrong asked Marvin Johnson what the cost would be to finish the shell at a later date. Marvin Johnson said between \$50,000 and \$60,000.

Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to finish the DHS Building plans as is, but to leave the area designed for the Sanitation Department as a shell. The motion passed by a vote as follows:

Supervisor Jessie Medlin	NO
Supervisor Eugene Thach	YES

ITEM E.3, CONTINUED,

Supervisor Gerald Clifton	YES
Supervisor John Caldwell	YES
Supervisor Tommy Lewis	YES

Supervisor Jessie Medlin said his dissenting vote was in no way an indication he was against the building. ****See Exhibit E.3****

4. Tax Exemptions – Intelligent Business System

Jim Flanagan, Director of the DeSoto Council, and Tommy Wood, President of Intelligent Building Systems, appeared before the Board of Supervisors to request a ten year Real and Personal Tax Exemption and a Freeport exemption. Jim Flanagan said they were not able to meet with the tax advisory committee before the Board meeting.

Mr. Wood said his company was started in 1990 as a manufacturer of wall panel equipment for the housing industry. Mr. Wood said he moved to 8465 Hamilton Road, Southaven, MS 38671 in 2000. Mr. Wood said they employ thirty people in their company, with mostly DeSoto County employees. Jim Flanagan said the company wages are good and they have met with the City of Southaven.

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve a ten year Real and Personal Tax Exemption and a Freeport Warehouse Exemption for Intelligent Building Systems located in Southaven, MS. The motion passed by a unanimous vote. ****See Exhibit E.4****

5. Approval to Accept Equipment for Crimestoppers

Mr. Bill Rasco, a representative for Crimestoppers, appeared before the Board of Supervisors to request approval from the Board for acceptance of the donation of equipment from Crimestoppers. Mr. Rasco said Crimestoppers had purchased equipment, approved by the Sheriff’s Department, to go into the crime scene van. Mr. Rasco said that an Interlocal Agreement had been worked up for Crimestoppers to use the crime scene van in the County and Cities.

Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve entering into an interlocal agreement between the County and Cities for the acceptance of equipment from Crimestoppers for the crime scene van used by the Sheriff’s Department. The motion passed by a unanimous vote.

6. Kentwood Drive Drainage – District 4 – Darlene Smith

Darlene Smith, property owner of 5891 Kentwood Drive, Horn Lake, MS, appeared before the Board of Supervisors regarding drainage holes in the backyard of her property. Ms. Smith said she has talked with the developer of the Kentwood Subdivision, Lanier Hurdle, many times during a seven-year period of time about the drainage pipes on her property. Ms. Smith stated Mr. Hurdle had attempted to repair the pipe by patching, but this does not last and holes come up in the backyard. Ms. Smith said she is concerned with the foundation of her house due to this problem. Ms. Smith said she has a two year old grandchild that she can’t allow to go into the backyard to play because of the holes. Ms. Smith said she has spoken with Supervisor Caldwell and he has been to inspect her property, but stated the County cannot go onto private property to repair the problem. Ms. Smith said she had spoken with Mr. Gerald Davis, Horn Lake Creek Representative, but he has not helped her either. Ms. Smith presented the Board of Supervisors with pictures of her yard regarding the location of the holes.

Supervisor John Caldwell said he had been to Ms. Smith’s property and the drainage

ITEM E.6, CONTINUED,

holes are a problem, and that he had talked with Gerald Davis about the situation but he has not taken any action. Supervisor Caldwell said the only place the drainage pipes are not bad is under the road. Supervisor Tommy Lewis said the same problem happens in other districts as well and people have to work with attorneys to solve the problems. Supervisor Lewis said the State Law does not allow the Board of Supervisors to make changes to private property unless a road is impacted by the problem. Supervisor Jessie Medlin asked how old the Subdivision was. Supervisor Caldwell stated eight years and the developer claimed the drainage was not a problem.

Board Attorney Bill Austin asked if he could have the pictures along with Ms. Smith's address and phone number so that he could address this situation with the Horn Lake Creek Drainage District for the area. Supervisor Eugene Thach said the Drainage District was set up to take care of these types of situations. Supervisor Caldwell said there are eight homes in the Kentwood Subdivision involved with the drainage problem. Ms. Janet Williams, neighbor to Darlene Smith, was present and said she has the same problems with drainage holes on her property.

Supervisor Jessie Medlin said Bill Austin will take the pictures to the next meeting of the Horn Lake Creek Drainage District to get some action for the homeowners. Bill Austin said the Drainage Authority has the authority to correct this situation. Supervisor Jessie Medlin said the Board would be in contact with the homeowners for results. No motions were made on this item.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to recess until 1:15 p.m. The motion passed by a unanimous vote.

7. Making the Agreement to Extend MDEQ Grant to Dec. 31, 2001 Part of the Minutes

County Administrator David Armstrong said the MDEQ Tire Grant extension has been approved and needs to be made a part of the Board minutes. Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to make the agreement to extend the MDEQ Grant until December 31, 2001 as part of the Board Minutes. The motion passed by a unanimous vote. ****See Exhibit E.7****

8. Intern Contract – GIS Department

County Administrator David Armstrong said when the Board approved the University of Memphis Intern Contract for Jim McDougal that was a two part contract, for the Planning Commission Department at \$4,000 and for the Geographic Information System Department at \$4,000. When the order was written up, only the Planning Commission portion was included. The Board needs to approve the GIS contract for Jim McDougal as an intern. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion for approval of the University of Memphis Intern Contract for Jim McDougal with the GIS Department for \$4,000, with the internship period from May 1, 2001 to August 31, 2001. The motion passed by a unanimous vote. ****See Exhibit E.8****

9. Approval to pay Expenses for Victims of Crime

As authorized by Section 99-37-25 of the Mississippi Code and as recommended by Sherry Franks, Victim=s Assistance Coordinator in the District Attorney=s Office, County Administrator David Armstrong presented a Request for Payment of Medical Expense for a Victim of Crime to the Board of Supervisors for approval. Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to pay directly to the Baptist Memorial - DeSoto Hospital the amount of \$215.00 for a victim=s expenses for

ITEM E.9, CONTINUED,

medical treatment. The motion passed by a unanimous vote. ****See Exhibit E.9****

10. Budget Amendment – Chancery Clerk

County Administrator David Armstrong said the Chancery Clerk’s office has experienced an increase in deed of trust applicants this year and to finish the year for the demand for supplies required, a budget amendment is needed.

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. At the recommendation of the Comptroller, Joyce Riales, Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the budget amendment for the Chancery Clerk as follows:

<u>Fund #</u>	<u>Description</u>	<u>Budget Amt.</u>	<u>Increase</u>	<u>Decrease</u>
<u>Total</u>				
001-101-501	Postage	4,750	1,490	6,240
001-101-600	Record Books	12,000	10,931	22,931
001-101-603	Office Supplies	10,500	14,324	24,824
001-101-544	Service-Maint.Cont.	18,000	16,775	1,225
001-901-999	Ending Cash Bal.	7,635,944	9,970	7,625,974
Totals		7,681,194	26,745	26,745 7,681,194

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

11. Distribution of Fire Funds

County Administrator David Armstrong advised the Board of Supervisors that there is an increase in the amount of fire funds available for distribution over last year from ad valorem taxes, but a decrease in State funds from last year.

WHEREAS, DeSoto County, Mississippi, has ten (10) Volunteer Rural Fire Departments in the unincorporated areas eligible to participate in the \$187,791.76 in Volunteer Fire Department Funds budgeted by DeSoto County, Mississippi, in the FY01 Budget for rural fire departments under the authority of Sections 19-5-95 and 83-1-39 Mississippi Code of 1972 amended.

WHEREAS, the annual allocation available for division among the eligible fire departments of the County is:

Funds Available for Distribution	\$310,042.76
Less Total Budget Expenses	-737,251.00
Plus Budgeted Allocation Expense	+615,000.00
Total Tax Receipts Available for Distribution	\$187,791.76
State Fire Funds	\$153,022.26
Total to be distributed	\$340,814.02

WHEREAS, the following volunteer fire departments, to-wit: Bridgetown; Brights-Lewisburg; Cockrum; DeSoto Woods; Eudora; Fairhaven; Love Station; Nesbit; Summershill; and Walls Volunteer Fire Departments are eligible to participate in the funds and have presented their proposals and Rural Fire Protection Agreements as required by law.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF SUPERVISORS OF

ITEM E.11, CONTINUED,

DESOTO COUNTY, MISSISSIPPI, AS FOLLOWS:

Section 1. That the above said Proposals and Rural Fire Protection Agreements were approved by the Board and are on file.

Section 2. That available funds for county volunteer fire departments under the provisions Sections 19-5-95 and 83-1-39, Mississippi Code of 1972 for the year 2000 will be divided on the following basis and formula:

- a. All ten (10) volunteer fire departments shall share equally in 60% of all available funds.
- b. All ten (10) volunteer fire departments shall share according to their percentage of the population serviced by said fire departments in 40% of all the remaining available funds.

Section 3. That based on the preceding formula heretofore adopted by this Board of Supervisors for the division of funds among the various volunteer fire departments, the following allocations of the funds are to be made to the following fire departments:

<u>Fire Departments</u>	<u>Alloc. Funds FY01</u>
Alphaba, Cockrum,	
Ingram=s Mill	\$ 15,335.27
Bridgetown	\$ 18,673.93
DeSoto Woods	\$ 16,290.94
Eudora	\$ 18,894.31
Fairhaven	\$ 17,487.58
Lewisburg	\$ 18,033.38
Love	\$ 17,607.04
Nesbit	\$ 17,522.60
Summers Hill	\$ 16,330.07
Walls	\$ <u>31,616.63</u>
TOTAL	\$187,791.76

Any fire house or permanent building constructed by any of these funds must be on county owned property. None of the funds shall be used to purchase land.

Section 4. All Departments receiving these funds shall refer to Sections 19-5-95 and Sections 83-1-39, Mississippi code of 1972, as amended regarding appropriate use of these funds. Furthermore, each department shall account for these funds separately from all other allocations and available funds. State purchase procedures as detailed in the appropriate sections of the Mississippi Code of 1972, as amended, shall be followed. All departments receiving these funds are subject to audit by the Mississippi Department of Audit, and that each department receiving these funds is directly accountable to the Mississippi State Auditor.

WHEREAS, DeSoto County, Mississippi, has ten (10) Volunteer Rural Fire Departments in the unincorporated areas eligible to participate in the Volunteer Fire Department Funds allocated to DeSoto County, Mississippi, by the Mississippi State Insurance Commission in accordance to Section 83-1-9, Mississippi Code of 1972 as amended.

WHEREAS, the funds available for division among the eligible fire departments of the County are as follows:

ITEM E.11, CONTINUED,

\$153,022.26 - Mississippi State Insurance Commission Allocation

WHEREAS, the following volunteer fire departments, to-wit: Bridgetown Volunteer Fire Department; Brights-Lewisburg Volunteer Fire Department; Cockrum Volunteer Fire Department; DeSoto Woods Volunteer Fire Department; Eudora Volunteer Fire Department; Fairhaven Volunteer Fire Department; Love Station Volunteer Fire Department; Nesbit Volunteer Fire Department; Summershill Volunteer Fire Department; and Walls Volunteer Fire Department are eligible to participate in the funds and have presented their Proposals and Rural Fire Protection Agreements as required by law.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF SUPERVISORS OF DESOTO COUNTY, MISSISSIPPI, AS FOLLOWS:

Section 1. That the above said Agreements were approved by the Board and are on file.

Section 2. That available funds for county volunteer fire departments under the provisions of Section 83-1-39, Mississippi Code of 1972 as amended for the year 2000 will be divided on the following basis and formula:

- a. All ten (10) volunteer fire departments shall share equally in 60% of all available funds.
- b. All ten (10) volunteer fire departments shall share according to their percentage of the population serviced by said fire departments in 40% of all the remaining available funds.

Section 3. That based on the preceding formula heretofore adopted by the Board of Supervisors for the division of funds among the various volunteer fire departments, the following allocations of the funds are to be made to the following fire departments:

<u>Fire Departments</u>	<u>Insurance Funds</u>
Alphaba, Cockrum, Ingram=s Mill	\$ 12,495.96
Bridgetown	15,216.47
DeSoto Woods	13,274.68
Eudora	15,396.04
Fairhaven	14,249.77
Lewisburg	14,694.52
Love	14,347.11
Nesbit	14,278.30
Summershill	13,306.57
Walls	<u>25,762.84</u>
TOTAL	\$ 153,022.26

That the budgets submitted by the respective Fire Departments exceed the final allocation listed above, but all of the budgets are approved, subject to final approval of the State Fire Fighters School, with the limitation that the amount to be spent by each department shall not exceed the amount of money first listed above in this section.

Any fire house or permanent building constructed by any of these funds must be on county owned property. None of the funds shall be used to purchase land.

Section 4. All departments receiving these funds shall refer to Section 83-1-9, Mississippi Code of 1972, as amended, regarding appropriate use of these funds. Furthermore, all

departments receiving funds should be aware of State Purchasing procedures and the **ITEM E.11, CONTINUED,**

recommendation of the State Fire Coordinator regarding purchase procedures using these funds.

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the distribution of tax funds and insurance funds for the Fire Department in accordance with Section 19-5-95 and 83-1-39 of the Mississippi Code as indicated above. The motion passed by unanimous vote. ****See Exhibit E.11****

12. Joyce Riales – Comptroller

a. Supplemental Claims Docket

Comptroller Joyce Riales and Stephanie Hanks presented the supplementary claims docket showing claims that need to be paid for various departments as of July 23, 2001. In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller in the amount of \$1,463,402.98. The motion passed by a unanimous vote. ****See Exhibit E.12.a****

b. Investment of Surplus Funds

In accordance with Section 19-2-29 of the Mississippi Code, which states that all 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 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 Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the investment of surplus funds to Peoples Bank & Trust, which 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>
7/17/01	Peoples Bank	7,500,000	9/18/01	63	3.827%	92582571

The motion passed by a unanimous vote. ****See Exhibit E.12.b****

13. Jail Inspection

In accordance with Section 19-5-1 of the Mississippi Code Annotated of 1972, which states that at least annually, and as often as it may think proper, the Board of Supervisors, or a competent person authorized by the Board of Supervisors, shall examine into the state and condition of the jail, in regard to its safety, sufficiency and accommodation of the prisoners, and from time to time take such legal measures as may best tend to secure the prisoners against escape, sickness and infection, and have the jail cleansed.

Having completed such inspection, Supervisor Gerald Clifton made a motion and Supervisor Tommy Lewis seconded the motion to acknowledge the inspection of the DeSoto County Jail by the Board of Supervisors as outlined in Section 19-5-1 of the Mississippi Code Annotated. The motion passed by a unanimous vote.

14. Making the HLCBISD Financial Statement a Part of the Minutes

County Administrator David Armstrong said each Supervisor has a copy of the financial

statements for the Horn Lake Creek Basin Interceptor Sewer District of DeSoto County,
ITEM E.14, CONTINUED,

MS and the Board needs to make this a part of the Board minutes. Supervisor Gerald Clifton made the motion and Supervisor John Caldwell seconded the motion to approve making the financial statements of the HLCBISD a part of the Board minutes. The motion passed by a unanimous vote. ****See Exhibit E.14****

15. Metro Narcotics

Captain Tim Harris and Deborah McCaulla from Metro Narcotics appeared before the Board of Supervisors regarding the following items:

a. Approval of Sole Source for Metro Narcotics – Grant Software- William T. Saul & Associates

Captain Harris stated that the Metro Narcotic grant requires the department to supply records on actions taken by the department when applying for the grants. Captain Harris said this software would allow the department to keep detail records on department cases handled. Captain Harris stated that William T. Saul & Associates has worked closely with the Mississippi Narcotics Enforcement Office in the design of this software and at this time they are a sole source for the software. County Administrator David Armstrong said the cost for the requested Grant Software for Metro Narcotics would be covered by the Metro forfeitures budget.

Supervisor John Caldwell said he is all for updated programs for efficiency, but the County must make sure this is a sole source vendor. Board Attorney Bill Austin said the Board has to be careful of sole source providers. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to carry this item over.

Captain Harris said there are only seventeen (17) Counties in Mississippi using grants for Narcotics Enforcement at this time and the efficiency when applying for grants determines the grant awards. Supervisor Jessie Medlin changed his motion to allow the Board Attorney and County Administrator to look into the sole source claim and if they agree with everything required, to purchase the software. There was not a second to the motion. Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to carry this item over until the August 6, 2001 Board meeting. 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

****See Exhibit E.15.a****

b. Approval to Replace Attorney for Metro Narcotics

County Administrator David Armstrong said the Metro Narcotics Control Board is requesting to change Attorneys to prepare their Forfeiture and Seizure Cases. At present, Attorney Stacy Spriggs is the attorney being used and they are not satisfied with his work. They are requesting to start using Attorney Jim McGarrah from Olive Branch.

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the replacement of the Attorney for Metro Narcotics to be Attorney Jim McGarrah. The motion passed by a unanimous vote. ****See Exhibit E.15.b****

ITEM E.15.c, CONTINUED,

c. Approval of Inter-Local Agreement for Metro Narcotics

County Administrator David Armstrong said the Inter-local Agreement between the Cities of Hernando and Olive Branch, the Sheriff's Department, the Mississippi Highway Safety Patrol and the Mississippi Bureau of Narcotics must be approved by the Board of Supervisors and submitted to the Attorney General for approval. There are no changes from last year's agreement. Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to approve the inter-local agreement for Metro Narcotics between the Cities of Hernando and Olive Branch, the Sheriff's Department, the Mississippi Highway Safety Patrol and the Mississippi Bureau of Narcotics. The motion passed by a unanimous vote. ****See Exhibit E.15.c****

16. Approval to Apply for Grants

a. DeSoto County Metro Narcotics- Continuation Grant

Captain Tim Harris, DeSoto Metro Narcotics, informed the Board of Supervisors that it is time to submit the application for a continuation of the Metro Narcotics grant which is a 75/25 match. David Armstrong said the County's match for the grant is \$78,753.00 and the application is due by August 3, 2001. Supervisor Gerald Clifton made a motion and Supervisor John Caldwell seconded the motion to approve the application for the Metro Narcotics Continuation Grant. The motion passed by a unanimous vote.

County Administrator David Armstrong said that the County paid half of the grant match from General Funds, with Metro paying the other half through forfeitures and funds received from auctions last year. Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the agreement that Metro Narcotics will pay 50% of the grant match and the County will pay the remaining 50% of the grant match. The motion passed by a unanimous vote. ****See Exhibit E.16.a****

b. Youth Court Victims Witness Coordinator – Continuation Grant

Brigette Herring appeared before the Board of Supervisors to request approval for the County to apply for a grant for a Youth Court Victims Witness Coordinator to continue to be in compliance with the Crime Victims Bill of Rights. Brigette Herring said that approval is needed to apply for a continuation of this grant, which has a deadline of August 3, 2001. Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to submit the grant application for the Youth Court Victims Witness Coordinator with a 75/25 percent match. The motion passed by a unanimous vote. ****See Exhibit E.16.b****

c. Intersection Safety Study Grant

Brigette Herring, County Grant Writer, said State Farm is offering governmental entities up to \$20,000 for Intersection Operational and Safety Studies for specific intersections identified to be high-risk intersections. The following intersections in DeSoto County were included in the top ten of the most dangerous intersections in Mississippi:

1. U. S. Highway 51 and Goodman Road (State Route 302)
2. Airways Blvd. and Goodman Road
3. Church Road and Getwell Road

Brigette Herring said the deadline to apply for the study grant is November 30, 2001. The County can only apply for one location grant. The Board discussed the possibility

of selecting an intersection that did not involve a State roadway. Board Attorney Bill Austin

ITEM E.16.c, CONTINUED,

said to call and see what the criteria for the intersection study is. The Board said the State could turn over the intersections to a Federal study. The Board suggested the coordination with the Cities to select an intersection that did not include a State Road and that is not being duplicated by one of the Cities.

Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to coordinate with the Cities and to approve to apply for the grant. The motion passed by a unanimous vote. ****See Exhibit E16.c****

17. Acceptance of JAIBG Grant

Brigette Herring, County Grant Writer, informed the Board of Supervisors that DeSoto County is eligible to receive an allocation of \$18,563.00 from the Juvenile Accountability Incentive Black Grant Program. Brigette Herring said that the County's match would be 10% for the grant. Brigette Herring said the contract period is March 1, 2001 through September 30, 2001, unless the federal government grants the state an extension. Supervisor John Caldwell made a motion and Supervisor Eugene Thach seconded the motion to accept for funds through the Juvenile Accountability Incentive Black Grant Program. The motion passed by a unanimous vote. ****See Exhibit E.17****

18. Accepting Board of Education's Order Setting Millage

In accordance with Section 37-57-105 of the Mississippi Code, County Administrator David Armstrong presented the requested ad valorem tax levy request in dollars for the support of the school district budget for the Board of Education to the Board of Supervisors for acceptance into the Board minutes. Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to accept the ad valorem tax levy request for the Board of Education into the minutes of the Board of Supervisors. The motion passed by a unanimous vote. ****See Exhibit E.18****

19. Adopt School Board Budget as Part of the Minutes

In accordance with Section 19-11-11 of the Mississippi Code, County Administrator David Armstrong presented the approved budget for the Board of Education to the Board of Supervisors for acceptance into the Board minutes. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to accept the budget for the Board of Education into the minutes of the Board of Supervisors. The motion passed by a unanimous vote. ****See Exhibit E.19****

20. Historic DeSoto Museum – Bob Barber & Brian Hicks

Bob Barber, Chairman of the Historic DeSoto Museum, introduced the new museum director Brian Hicks to the Board of Supervisors. Mr. Barber said the Museum Board had set several goals to accomplish: rehab of the building, get the museum open within 18 months, and to have a professional director. Mr. Hicks said he was born in Mississippi and had worked in the museum field for several years. Mr. Hicks said it would be a challenge to get the building renovated in the time frame, but he was looking forward to the preservation of the County's past and to preserving stories of the past. Mr. Hicks said he would like to show what the history of the past 20 or 30 years ago was for DeSoto County. Mr. Barber said the potential of Mr. Hicks was a strong asset to the County Museum.

21. Justice Department Approval for New Optical Scan Voting Equipment

County Administrator David Armstrong said the Circuit Clerk Dale Thompson has requested the Board of Supervisors to seek Justice Department approval for new Optical
ITEM E.21, CONTINUED,

Scan Voting Equipment for the County. David Armstrong said he had discussed this with the Board Attorney Bill Austin and he was advised not to rush into this step. Bill Austin said the State and County are under Section 5 of the Voting Rights Act and the County does not want to rush out and buy equipment until written approval has been given. Supervisor John Caldwell asked if the County could go out for bid. David Armstrong said they could put out for bid subject to the Justice Department approval, but they would like to have the Justice Department approval first. David Armstrong said the Circuit Clerk stated she has received a verbal commitment for approval of the Optical Scan Equipment.

Supervisor Jessie Medlin said when the Board attended the NACO conference the statement was made that the Federal government would pay part of the cost for voting equipment if the equipment was an approved system. David Armstrong said he was comfortable to write the Justice Department for approval before the County goes out for bid and it would take 60 days for the Justice Department to reply. David Armstrong said the County could check out with NACO the steps necessary for Federal reimbursement.

Supervisor Jessie Medlin said when the County goes through the redistricting the new fire station would require changes to the voting precinct lines. Supervisor Medlin asked should this be worked on now or wait until the building is built. Bill Austin said the redistricting would not be done before the building is built. Supervisor Medlin said he wanted to change some people out of Olive Branch to go to the new Miller precinct. Bill Austin said it would be wise to look at the Miller precinct now during the redistricting, even if the County has to set up a temporary building. David Armstrong said he had spoken with Chris Watson at Bridge and Slaughter about the redistricting for the County and they have the first draft done.

Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to seek the Justice Department approval to change from punchcard voting to optical scan voting before going out for bid for the Optical Scan Equipment. The motion passed by a unanimous vote. ****See Exhibit E.21****

22. Official DeSoto County Road Map

In accordance with Section 65-7-4 of the Mississippi Code, Merritt Powell, Director of the Planning Commission, presented a draft of the Official DeSoto County Road Map to the Board of Supervisors. County Road Manager Kenny Gunn presented a draft of the County Road Register and stated the date out to the side denotes the changes that have been made to the list in the last year. After the Board looked at the roadmap and road register it was determined there were omissions. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to adopt the following changes and add the approved subdivisions to the County Road Map and Road Register:

Roads	Location	Action
Church Rd.	Hwy 301 – Hwy 51	Change Length to 4.75 On Road Register
Robertson Rd.	Hernando CL-Odom Rd	Add to Register
Thompson Lane	Holly Springs Rd.-Dead End	Change Name from Thompson Cove add to map
Johnson Cove		Add to Register
Crutcher Lane		Add to Register
Laughter Rd.	Johnson Rd – Byhalia Rd	Add to Register
Harden Drive		Add to Register
Herbert Rd.		Add to Register
Plummer McNeal Rd		Add to Register
Camp Currier Road		Add to Map
Old Bluff Road		Add to Map
Old Star Landing Road		Add to Map
Drivers License Road		Add to Map

ITEM E.22, CONTINUED,

<u>Roads</u>	<u>Location</u>	<u>Action</u>
Church Rd between Sandidge and Blythe Road		Remove from map

Subdivisions Added

- Fairfield Meadows
- Shadow Oaks
- Forest Hill
- Plantation Oaks
- Hallum Estates
- Legends
- Ivy Manor
- Bridgmoore
- Cypress Creek Plantation
- Sunny Grove
- Chickasaw Hills
- Belmor Lakes
- Crown Estates
- James
- Braybourne
- Confederate Ridge

The motion passed by a vote as follows:

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

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

23. Approval of Contract with Austin Law Firm

County Administrator David Armstrong said he had received the contract agreement for legal services with the Austin Law Firm from Bobby Chamberlin, but he would like to hold this item over until he could discuss the contract with Board Attorney Bill Austin. Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to hold this item over until the August 6, 2001 Board meeting. The motion passed by a unanimous vote. ****See Exhibit E.23****

24. Authority to Advertise for three (3) Motorcycles

Supervisor Gerald Clifton made the motion and Supervisor John Caldwell seconded the motion to authorize advertising for three (3) motorcycles for the DeSoto County Sheriff's Department. The motion passed by a unanimous vote. ****See Exhibit E.24****

F. EXECUTIVE SESSION

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

G. OTHER ISSUES

1. Pleasant Hill Road

Supervisor Jessie Medlin made the motion to authorize the County Administrator to meet with the Consulting County Engineer Daniel Murphy to research the possibility of adding a turn lane for east bound travelers on Pleasant Hill Road located on the west side of the Church Road intersection. Supervisor Tommy Lewis seconded the motion.

The motion
ITEM G.1, CONTINUED,

passed by a unanimous vote.

2. Small Engineering Projects

Supervisor John Caldwell said the County has several small engineering projects assigned to the County Engineer prior to his resignation. Supervisor Caldwell asked how the Board plans to proceed with these projects. Road Manager Kenny Gunn suggested taking the projects one at a time and evaluate their priority. Supervisor Tommy Lewis said he had spoken with Daniel Murphy, the Consulting County Engineer, about the projects and he wanted the Board to decide what needed to be done. Supervisor Lewis said the Board could give Daniel Murphy the projects and he could hire more help in his company, or the Board could hire a County Engineer. David Armstrong said he had also talked with Daniel Murphy who suggested he hire someone and assign him to the County projects. David Armstrong said this would require the County to put more money in the budget to cover the expenses to Daniel Murphy. David Armstrong said Daniel Murphy wants the Board to make the decision on how to proceed so they are satisfied with the County engineering being handled according to their wishes. Supervisor Tommy Lewis said he would like for Daniel Murphy to make a proposal to the Board. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to have the County Administrator request to Daniel Murphy to submit a proposal for engineering services. The motion passed by a unanimous vote.

3. Equestrian Arena

Supervisor John Caldwell suggested the Board of Supervisors to readdress the Equestrian Arena budget. Supervisor Caldwell said the amount in the budget will only give the County a shell building and not much else. County Administrator David Armstrong said the amount of \$1 million was the budget. No motions were taken at this time.

4. Sub-Division Bonds

County Road Manager Kenny Gunn presented a listing of Subdivision Bonds he is recommending the road bonds to be reduced. Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to reduce the subdivision road bonds for the following subdivisions;

James Subdivision Off Red Banks	Initial Construction bond of \$52,500 being reduced to a Final Construction bond of \$28,000.
Crown Estates Off Scott Rd.	Initial Construction bond of \$38,000 being reduced to a Final Construction bond of \$19,200
The Legends Off Lester	Initial Construction bond of \$55,000 being reduced to a Final Construction bond of \$22,000

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****

ITEM G, CONTINUED,

5. Authority to Purchase Welder – Central Maintenance

County Road Manager Kenny Gunn said he has received quotes for new and for repair of the welder used by Central Maintenance. Kenny Gunn said the welder is 25 years old and the lining is coming out of it and the repair cost would run \$1,500. Kenny Gunn said he received the following quotes:

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>
NexAir Engine, 20hp.	\$2,580	Lincoln Ranger, 225 amp Kohler 8,000 watt generator, AC/DC
Air Products	\$3,185	Lincoln Ranger, 225 amp Kohler or Onan Engine, 20hp. 8,000 watt generator, AC/DC
NexAir Kohler	\$2,500	Miller Bobcat, 225 amp 16hp. Onan or Engine 8,000 watt generator, AC/DC
Air Products	\$2,731.14	Miller Bobcat, 225 amp 16hp. Onan or Kohler Engine 8,000 watt generator, AC/DC

Kenny Gunn said his recommendation would be to purchase the NexAir Welder at the price of \$2,580 due to the larger horsepower of the welder. Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to accept the recommendation of the County Road Manager to purchase the NexAir Lincoln Ranger Welder at a cost of \$2,580 according to state purchasing laws which require comparable quotes. 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.5****

6. Authority to go out for Bid for new Limb Truck – Central Maintenance

County Road Manager Kenny Gunn requested authority to go out for bid for a new limb truck to be used at Central Maintenance. Kenny Gunn said the last truck took a year to get and this one will go into the new budget year. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion for authority to go out for bid for a new limb truck to be used at Central Maintenance. 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

7. Chancery Clerk Allowances

On this date, the Chancery Court Clerk, W. E. Davis presented an order of Allowances to the Board of Supervisors for the July 2001 term in the amount of \$1,696.66. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve these payments, pursuant to Section 25-7-9 of the Mississippi Code of 1972,

ITEM G.7, CONTINUED,

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

8. Metro Narcotics – Grant Officer

Captain Tim Harris, of Metro Narcotics, said the Metro Narcotics Control Board had approved the hiring of a new officer through the grant program. Captain Harris said it is necessary to change the undercover officer working for Metro every six months in order to maintain the undercover identity of the officer. Captain Harris said they work with the Sheriff's Department in moving personnel around when necessary. Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion for approval of Metro Narcotics to hire a new grant officer and the transfer of the officer from the Sheriff's Department to Metro on six-month intervals. The motion passed by a unanimous vote.

Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to adjourn until Monday, August 6, 2001 at 9:00 a.m. The motion passed by a unanimous vote.

THIS the 23RD. Day of July 2001, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Tommy Lewis, President
DeSoto County Board of Supervisors