

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

TOMMY LEWIS, PRESIDENT 2001, PRESIDING

August 8, 2001

A. CALL TO ORDER

The August 8, 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. PLANNING COMMISSION

The Planning Commission brought several items before the Board of Supervisors as evidenced by the portion of the minutes submitted by the Planning Commission. ****See Exhibit C****

D. OLD BUSINESS

1. Granting Waterline Easement at Eudora School

Board Attorney Bobby Chamberlin said he had reviewed the proposal easement for the old Eudora school property. Mr. Chamberlin recommended the easement be non-exclusive. The Board of Supervisors discussed and determined that the land donation for the easement is due to the public need. The Board of Supervisors said the easement should go down the side of the road. Mr. Chamberlin said he would make the changes after he verifies the location of pipe. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve granting a non exclusive easement based on the fact it provided for public need, and contingent on the right of way being along the road and not detrimental to the surrounding landowners or public. The motion passed by a vote as follows:

Supervisor Jessie Medlin YES

ITEM D.1, CONTINUED,

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

****See Exhibit D.1****

E. NEW BUSINESS

1. 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 John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to acknowledge no discrepancies were found in 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 vote as follows:

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

2. GIS Update – Waggoner Engineering

County Administrator David Armstrong said he was notified on July 3, 2001 that DeSoto County has been singled out by DEQ regards to the County's GIS project and the fact that we are the most advanced County in the State with the GIS.

Director of GIS, Sam Russell presented to the Board of Supervisors a computer demonstration of the County's existing GIS data. Sam Russell said the parcel mapping would be completed by the end of 2001. Sam Russell said the County can have digital maps by next year for area in the floodplain which would be required by FEMA. Supervisor Tommy Lewis asked if the utility easements would show on the mapping. Sam Russell said not yet, but the could be added in the future, and that he would be presenting to the Board at a later date issues regarding the County policies and pricing requirements.

Supervisor Tommy Lewis asked what percent of the GIS data was complete. Sam Russell said the entire air photo and the plan-o-metrics are complete, but the topography and parcel maps are to be supplied by Waggoner. Supervisor Jessie Medlin asked if the Tax Assessor has excess to this information. Sam Russell said the Tax Assessor, the County Administrator, and the Director of Administrative Services have access to the GIS data.

Supervisor Medlin asked if the County would meet the deadline by law for air photos for the Tax Assessor. Joe Waggoner, of Waggoner Engineering, said everything is under agreed order with the State Tax Office and the required date of completion is May 2002. Mr. Waggoner said they would they would not be completed by the end of the year, but

they will have ready by the May date.

ITEM E.2, CONTINIUED,

Mr. Waggoner said DeSoto County is the most digital automated County in the State and the GIS Department has already been adding information. Supervisor John Caldwell said some floodplains are not mapped by FEMA and the County would like to remap these floodplains. Mr. Waggoner said they would work to remap the floodplains.

Mr. Waggoner gave an overview of the County requirements to Waggoner Engineering for the GIS project. Mr. Waggoner explained that the County Water Waste Program being developed due to the growth and economic development of the County, is a driving force for the GIS data.

Mr. Keith Harkins, director of administrative services for the Mississippi Department of Environmental Quality, said DeSoto County had been selected as a model because of the extensive amount of work the County has done to set up its own GIS system. Mr. Harkins said the Legislature authorized the digital process in March, and they began looking at Counties to see where digital infrastructure mapping was well under way. Mr. Harkins said DEQ would like to develop a working model to do a digital presentation as Mississippi the Digital State. Mr. Harkins said the use for digital mapping for transportation, economic development, storm water management, emergency management and environmental protection were the areas they plan to do the presentation.

Sam Russell said DEQ is requesting to use the DeSoto County data for this State project presentation. Sam Russell said to identify with Federal and State Agencies as well as with Local areas could draw money for the benefit of all in the same direction.

Mr. Harkins said the different departments that can use the GIS information from this project would be MDOT, U. S Census Bureau, U. S. Department of Agriculture and FEMA. Mr. Harkins said DEQ is working on a contract with Mississippi View Software to take data to put out a video presentation. They are putting together a report by mid fall to take to the Legislative leaders as part of the budget. This project will benefit the County for it to be the Pilot County for State Leadership. Mr. Harkins said the County will have control of the data and there is no financial commitment on the County's part.

Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion for the Board Attorney to draw up an agreement for use DeSoto County GIS data to be used for and to maintain control of data that will be used for the project Digital Mississippi. 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	YES

3. Approval of Resolution for Economic Development Project

The Board of Supervisors were advised this issue of Economic Development was appropriate to be handled in Executive Session.

4. Permission to have Household Hazardous Waste Day at Justice Court Parking Lot

County Administrator David Armstrong said the MDEQ has suggested the date of October 20, 2001 to be the Household Hazardous Waste Date, which will be held at the DeSoto County Justice Court parking lot. David Armstrong said the \$20,000 grant is matched by the County with \$2,000, which is an in kind credit for County volunteers

working.

ITEM E.4, CONTINUED,

Supervisor Tommy Lewis asked if the County could have two locations for collection. David Armstrong said he would have to check to see if this was possible. Supervisor Lewis said the County needs to have this collection more often. Supervisor John Caldwell asked to set up a County trailer to collect at other locations. Board Attorney Bill Austin said a satellite area could be set up and then taken to the Justice Court parking lot for disposal. Supervisor Gerald Clifton asked about a collection site at the Central Maintenance facility. Supervisor Lewis said the extra collection sites should make it more convenient for more people.

Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to approve the Household Hazardous Waste Day at Justice Court Parking Lot on October 20, 2001. 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	YES

****See Exhibit E.4****

5. Appointments – E911

County Administrator David Armstrong said that the Audit Department has requested the general accounting functions of the E911 Department fall under the County accounting procedures. David Armstrong said therefore the E911 Department was asking the Board of Supervisors for approval to appoint Debbie Dunnaway a receiving clerk for the E911 and approve Jessie Kennedy to sign purchase requisitions for E911. The Mississippi Code, Section 31-7-101, states the Supervisors of each County in the state shall establish a Central Purchase System, with approval of the Board of Supervisors, and shall appoint assistant receiving clerks and assistant purchasing clerks when necessary. Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to appoint the personnel at E911 as follows:

- a. Assistant Receiving Clerk – Debbie Dunnaway**
- b. Sign Purchase Requisitions – Jessie Kennedy**

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	YES

6. Approval to Share Cost to Fix Erosion Problem at Church Rd. & Elmore Rd.

County Administrator David Armstrong presented a letter from Mayor Greg Davis of the City of Southaven requesting the County participate in a 50/50 split with the City to correct erosion problems at Church Road and Elmore Road.

Supervisor Tommy Lewis said the County could do the work to fix the erosion problem at Church Road and Elmore Road and then bill the City of Southaven. County Road Manager Kenny Gunn said he could not say what the cost of the project would be until plans are drawn up. Kenny Gunn said he understands the City plans to put a pipe down

the side of the road and install some concrete junction boxes. The Mayor estimates the
ITEM E.6, CONTINUED,

cost to be \$100,000 maximum. The City suggested having M&H do the work. Supervisor Tommy Lewis made the motion to carry this item over until the August 20TH. Board meeting and asked Kenny Gunn to find drawings to see what the plans are. Supervisor John Caldwell said to see what the time frame would be for the work to be done. Supervisor Gerald Clifton seconded the motion to carry this item over until August 20 Board meeting. 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	YES

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. 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 \$630.00. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin 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 vote as follows:

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

****See Exhibit G.1****

2. Telephone System – Pay Phone Jail Facility

Board Attorney Bill Austin said he has gone over the agreement for inmate telephone service, which Captain Frank Herring of the DeSoto County Sheriff's Department has recommended to the County. Bill Austin said Frank Herring has negotiated lead-time for the installation of the services and the County will receive a 45% rebate after taxes. Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve the recommendation of Captain Frank Herring for the Inmate Telephone Service Agreement with Correctional Communications, Inc. 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-----	YES

****See Exhibit G.2****

ITEM G, CONTINUED,

3. Homestead Exemptions

Chancery Clerk Sluggo Davis said he had received a list of homestead applications back from the Mississippi State Tax Commission that have been disallowed. Sluggo Davis said he had prepared a listing of the applications that should be allowed by the state and a listing that accepted the disallowance. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the recommendation of the Chancery Clerk and the Order Objecting Disallowances by the Mississippi State Tax Commission and the Order Accepting Disallowances on Homesteads by the Mississippi Tax Commission as follows:

Board of Supervisors objected disallowance listing.

Parcel Number	Property Owner on record
1079302000017300	Akins, Paul D.
1086231300123200	Bynum, Jason E.
3074180020001100	Christopher, Jeremy A., etux
1079290500002500	Derryberry, Raymond R.
1079291500017900	Jackson, Bryan R., etux
1059300500004200	Ritter James C.
3068270000000704	Robbins, John D.
1097250600048200	Sinquefield, Timothy W.

Board of Supervisors accepted disallowance listing

Parcel Number	Property Owner on record
1088330500197000	Adams, William M., Jr., etux
1074191200001900	Beshears, John P.
1085220400142100	Boone, Billy D., Jr.
1088330200162800	Bounds Bobby
3099300000002900	Brittenum, Earven
2081021800007200	Brooks, Franklin G., etux
1088281300014300	Brown, Linda J.
1086230900031800	Brown, Sherwood David
2078270100000300	Brown, Wilma Lea
2076130000003403	Bryant, William J., etux
1088330200121500	Burchfield, Debra G.
2083060400057500	Cannon, Connie L.
1086231300124200	Capp, Jason H.
1088330200162500	Clayton, Jerry D.
3063080000003301	Cole, Keith B.
2061101000020700	Cole, Lanzie, Jr., etux
1058280000002803	Cole, Mary
1078280900007200	Collins, James L.
1058280100000200	Cowan Josie Lee
2081010100009900	Cox, Debbie L.
1088833090001700	Crawford, Timothy Clark
1088834010019400	Docter, Alfred C.
2073060600001000	Downs, Joseph R.
2061110400000300	Ellis, Charles R., etux
1088330400179500	Elmore, Ronald D.
1088330200102300	Fetters, S. Mike
1088330200125900	Fields, Anita
1088330400183800	Foppiano, Danny G., etux
1079300200162500	Frye, Michael K.
2061110100019200	Gilland, Larhoma

	1068342620000200	Grizzard, Merry T.
ITEM G.3, CONTINUED		
	1078280900006600	Haines, David T.
	1088281100020600	Harris, Brian Lee, etux
	1088281300018600	Henderson, Keidron W.
	1086231000085000	House, Jeffrey L.
	1079320800010500	Howell, Jeffrey, etux
	1079300500002100	Jennings, Michael
	1088270900000400	Jernigan, James V.
	1074190600097700	Jones, Williams Benton
	2062040200001400	Kelsey, Shelia G.
	1088330500238700	Key, Wendell A. etux
	3094190000000401	Killebrew, Robert H., etux
	3094180000001602	Killebrew, Robert H., etux
	3094190100008400	Lawler, Robert Glynn
	1088280900010300	Lee, James Richard
	1088271000001000	Lock, David F.
	1079290600000800	Lockett, Robert K., Jr.
	3079290000000600	Lofton, Kenon Shane
	1086231200105200	Lyons, Ronald G., etux
	3099320200000800	Mallett, Robert N., etux
	1088828020007800	Martin, Scott D.
	2084419020002500	McClanahan, Charles A.
	2083060200012100	Medina, Scott J.
	1079302600005400	Miller, Pamela A.
	1088280800008200	Mitchell, John S., etux
	1088330300171800	Montague, David L.
	2065210200000300	Morris, David C., etux
	1086240200025200	Minns, Terry S.
	2079300200000500	Myles, Earl Jean, etux
	2081010200025300	Needham, Phillip M.
	1097251600007400	Nitschke, Mark S.
	2077350000000300	Partee, Nathaniel, etux
	2076230200028900	Pennington, Robert W.
	1074191200001400	Perry, Pamela P.
	1088340100008800	Price, Anthony L.
	1088827150023000	Profit, Rita
	1078280700001100	Ray, Conard E.
	3095210000000601	Rhines, Gerald, etux
	2072090100001600	Rhodes, Margie A.
	1088330500205300	Ricker, Daniel L.
	1079301100003300	Riden, Jeremy L., etux
	2079320000001002	Roberson, Jack
	2081021700016900	Roberson, Robert B.
	2061110100021300	Rockmore, suzette, etal
	2082040000001700	Scott, Jon L., etux
	1067352400054000	Sims, Johnny W.
	3095150000003600	Sing, Eddie Ray, etal
	1074190700121700	Smith, Terry Charles
	2082040100000400	Sonneman, William L., etux
	2065150600001700	Starks, Thomas L.
	1086240900001100	Stephens, Mary A.
	2098280200001700	Taris, Christopher A., etux
	1088330100080600	Thomas, Lawrence C.
	1088330100080600	Thompson, Sara A.
	1069290100000201	Tillery, James William, Jr.

	3086138240000400	Todd, Barbara
ITEM G.3, CONTINUED		
	3061010100001100	Treadway, Edgar Lee
	1074190500073400	Trimble, Christopher S.
	1068281800000200	Tubbs, William
	1086240700041100	Tunstall, Anthony E.
	2081010200024400	Turner, Elbert, etux
	2081021800008600	Tweedy, Todd M., etux
	1086240200012700	Waldrop, James D.
	1067351600036700	Walker, Michael L.
	1085220700175400	Watson, William E. III
	1088340100002700	Weatherford, Thomas Stephe
	2083060500044500	Williams, Brenda F.
	2061110100000600	Williams, Jimmie O.
	1086231000062300	Williams, Randy A., etux
	1089320000001700	Williams, Robert A.
	1079300200158100	Wilson, James Earl
	2098340200000300	Wims, Myfis C., Sr.
	1069320600001500	Wingfield, Troy W.
	2079300400000900	Wood, Nathan, etux
	2082030100011900	Woodiel, Bobby J., etux
	2082100400007900	Woolbright, Michael R., etux
	1086140300004400	Wooley, Daivd, L., etux
	2086240000002200	Worley, Johnny L., etux
	1088340200061400	Yates, Gary D.
	1088828080007200	Zorzoli, Jean

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-----YES

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

4. Jail Housing

Board Attorney Bobby Chamberlin said he had spoken with Ronald Welch the Jail Inspector regarding his upcoming visit to address jail over crowding. Bobby Chamberlin stated the County should have a plan regarding the jail to present to Mr. Welch. Bobby Chamberlin said there would be only one charge for the visit of Mr. Welch and if he had to come back he would not charge again. Bobby Chamberlin said to plan for how many people the County wanted to speak with Mr. Welch and the visit could be done the week of August 13, 2001. Bobby Chamberlin said Mr. Welch cautioned that he will be flexible for the visit on everything but three things and they were:

1. Approval by the State Fire Marshall
2. Approval by the Health Department
3. Approval by the Bureau of Buildings

Bobby Chamberlin said the County might want to expand the housing portion of the jail before the end of the construction phase. If the trustee's are held in the old jail and this has not been approved for other prisoners the construction will be moot.

The Board of Supervisors instructed David Armstrong to contact Mr. Jack Edwards, the

State Fire Marshall, and the Health Department on this project.

ITEM G, CONTINUED,

5. Hwy 301 & Hwy 302 Intersection

Supervisor Gerald Clifton made the motion and Supervisor John Caldwell seconded the motion for the Board to approve a resolution agreement with MDOT for the County to signalize the intersection of MS 301 and MS302, and MDOT will reimburse the County up to \$100,000 for construction and engineering cost associated with the design, and installation of the traffic signal and certain geometric improvements, if required, to be determined by the actual quantities for individual bid items at the unit price bid, needed to construct that portion of the work. Payment of one half of the construction estimated cost will be paid at the beginning of the contract and final payment based on remainder of actual cost up to but not more than \$100,000 will be paid at the end of the contract. The motion passed by a vote as follows:

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

Supervisor Gerald Clifton made the motion and Supervisor John Caldwell seconded the motion for the County to loan the funds to do the signalization of intersection MS 301 and MS302 from the General Fund and authorize the Board President to sign document. The motion passed by a vote as follows:

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

****See Exhibit G.5****

6. Regional Utility Waste Water

Joe Waggoner and Jim Hust from Waggoner Engineering, and Carl Ray Furr, of Engineering Associates, Inc. gave a computer presentation of the Waste Water Project for DeSoto County. Mr. Waggoner said the project is 72% completed and the area of the preliminary engineering being the least amount of work done on the project. Mr. Waggoner said under the current plan the Waste Water Project will cost \$94.3 million.

Mr. Waggoner said the County has utility coverage with around 60 permitted lagoon locations at this time. Due to the growth of the County, home site disposal is not always permitted due to the type of land and the amount of acreage required for septic tanks. Mr. Waggoner said DEQ requires Utility Companies to be responsible for the transportation and treatment of these lagoon facilities. Mr. Waggoner said once the waste water system is completed, the lagoons will be tied into it and the Regional Utility Authority would be the wholesale provider to the Utilities that receives funds to handle the maintenance of these areas.

Supervisor Jessie Medlin asked if the County permit lagoons for subdivisions how will the Utility handle expenses. Mr. Waggoner said temporary permits only are given to the utilities, because they have to tie the lagoons into the Waste Water System. Mr. Waggoner said the PSC is working to regulate public and private facilities and the DEQ is working through the process on how to handle the coming together of all the facilities.

Board Attorney Bill Austin said North Mississippi Utility has operational costs that will go away, but they will still have to read meters, and the Authority receives funds from the

ITEM G.6, CONTINUED,

Utility Companies who collect funds from the landowners.

Mr. Waggoner said there will be a treatment plant on the East and West side of the County and the DEQ will give final determination on the location of the treatment plants. Supervisor Jessie Medlin asked how long before construction could start. Mr. Waggoner said the EPA contract would be completed by September and then be ready to go to a Public Hearing. Mr. Waggoner said this would let them know which treatment plant facility should be first. Then the second Public Hearing has to be held. Supervisor Medlin said the County is looking at eighteen months to two years time frame. Mr. Waggoner said the environmental clearance has to be first before any future steps can be made.

Carl Ray Furr said he had a meeting with the U. S. Army Corps of Engineers and they are willing to work with the project on agreements with EPA. Mr. Furr said it was critical for EPA to release funds for this project. Mr. Furr stated the Congress is behind this project and Representative Wicker and Senator Lott have been instrumental in securing Federal funds. Mr. Furr said the Board of Supervisors has been aggressively watchful of funds needed for this project. The funds are 55/45 EPA grant and 75/25 Corps funds at this time and it is important that the local officials keep a good communication with the Congressional members. Mr. Furr said there would be no new State funds this year.

Supervisor Gerald Clifton made the motion and Supervisor John Caldwell seconded the motion to recess until Monday, August 20, 2001 at 9:00 a.m. The motion passed by a vote as follows:

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

THIS the 8TH. Day of August 2001, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Tommy Lewis, President
DeSoto County Board of Supervisors