

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

TOMMY LEWIS, PRESIDENT 2001, PRESIDING

October 3, 2001

A. CALL TO ORDER

The October 3, 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:

Supervisor Jessie Medlin-----District 1
Supervisor Eugene C. Thach-----District 2
Supervisor Gerald Clifton-----District 3
Supervisor John Caldwell-----District 4
Supervisor Tommy Lewis-----District 5
W. E. Sluggo Davis-----Chancery Clerk, ABSENT
James Albert Riley-----Sheriff
David Armstrong-----ABSENT
Bobby Chamberlin -----Board Attorney

B. INVOCATION

Supervisor Eugene Thach 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. Tax Assessor Contract with Bill Bryant

Board Attorney Bobby Chamberlain reminded the Board of Supervisors that Bill Bryant had brought an independent contract for appraisals before the Board of Supervisors as he has done for several years. The Mississippi Code requires a Performance Bond and the omission of the Performance Bond was brought to the attention of the Board of Supervisors. Vanessa Lynchard reported to the Board of Supervisors that Bill Bryant has received a quote for the Performance Bond at \$588.00 and a quote of \$500.00 for Liability Insurance which is not required by the code, but of which, he feels is a good idea. Mr. Chamberlain agreed that the liability insurance would be a good addition. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to approve the increase in the contract between Bill Bryant and DeSoto County for tax appraisals at a total of \$60,000.00. This approval includes the application to the State Tax Commission, the Contract for Personal Property Appraisals, the Contract for Mapping, and the Contract for Real Property Appraisals—this is subject to the review and approval of the State Tax Commission and Board Attorney. The subject passed with a vote as follows:

ITEM D.1, CONTINUED,

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

2. Budget Amendment & Approval to Release Check to Lehman Roberts

At the recommendation of the Board Attorney, Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to approve a Budget Amendment on the \$18,000,000 Bond Fund as follows and the release of the check to Lehman Roberts that was held from the claims docket on Oct. 1, 2001.

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, 2001 and ending September 30, 2002.

Fund #	Description	Budget	Amt.Increase	Decrease	Total
717-902	Overlay Contract Roads	0	\$442,058		\$442,058
708-902	Church Road East Roads	\$5,115,000		\$442,058	\$4,672,942

The motion passed by a unanimous vote. ****See Exhibit D.2**

3. Approval of Medicine Vendor

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve MediKwik Plus to place Medical Dispensors in the Justice Court, Administration Building, and Courthouse with the County receiving a 10% commission on all sales. The motion passed by unanimous vote. ****See Exhibit D.3**

4. Bailiff Pay

The Board of Supervisors were presented with a request for approval for Bailiff Pay at the Oct. 1, 2001 meeting, but held over the request for Constable Joe Holmes pending the Judge's signature on his pay request. On this date, pursuant to Section 25-7-27, Section 1, paragraph (e) which allows for Constables working as Bailiffs to be paid as provided under Section 25-3-69, Mississippi Code of 1973, Annotated, Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to approve the pay request for Bailiff Pay to Constable Joe Holmes, subject to the Judge's signature. The motion passed by a unanimous vote. ****See Exhibit D.4****

5. Central Maintenance Road Bond Report

Road Manager Kenny Gunn presented the Road Bond Report for the month of October, 2001, to the Board of Supervisors. Supervisor Eugene Thach asked about the 2000 bonds that expired. Kenny Gunn said that Mr. Ivy is still working on them, but they were removed from the list at the request of the Board of Supervisors. Mr. Gunn said there are four of the 2000 bonds still pending, and Mr. Ivy has sent notice that they need to renew the bond and take care of the problem.

Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to accept the Road Bond Report. The motion passed by a unanimous vote.

At the recommendation of the Road Manager, Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve the Bond Releases and Reductions as recommended by the Road Manager.

ITEM D.5, CONTINUED,

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| 1. Alden Station “B” (10-4-01) | Release \$7,800 Maintenance bond and put roads under County maintenance |
| 2. Shadow Oaks “A” (10-13-01) | Release \$5,000 Maintenance Bond and put roads under County maintenance |
| 3. Shadow Oaks “C” | Reduce from a \$29,000 Final Construction Bond to a \$8,000 Maintenance Bond |
| 4. Evening Shade | Reduce from a \$45,000 Final Construction Bond to a \$15,000 Maintenance Bond |
| 5. Vale | Release the \$2,300 Maintenance Bond and put road under County maintenance. All punch list items are complete. |

The motion passed by a unanimous vote. ****See Exhibit D.5****

6. Approval to Apply to Mississippi Community Heritage Preservation Grant

Director of Operations and Maintenance, Jim Bearden, presented a list of items that he recommends are framed for grant funding to improve at the DeSoto County Courthouse. Mr. Bearden said the major focus of the list would allow to replace the outside double doors, the exterior windows of the Courthouse, and clean and encase the bell of the Courthouse. Mr. Bearden submitted the list as follows:

<u>Renovation</u>	<u>Cost</u>	
Replace outside double doors	5 - \$15,000.00	
Replace exterior windows	140 - \$46,735.00	Windows Only
Installation of windows	140 - \$50,000.00	
Clean and encase bell	1 - \$ 1,000.00	
Total	\$ 112,735.00	

Mr. Bearden told the Board of Supervisors that the total estimate of \$112,735.00 is a rough estimate, and the actual charges may be in excess of that amount.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to apply for the MS Community Heritage Preservation Grant in an effort to obtain funding for improvements to the DeSoto County Courthouse. The motion passed by a unanimous vote.

7. Approval to Bid for Elevated Water Storage Tank

On October 1, 2001, the County Administrator presented a request to the Board of Supervisors to bid for an Elevated Water Storage Tank in the Village of Memphis. This item was held over. Supervisor Tommy Lewis said he has spoken with the Board Attorney and other representatives of the Brentwood Project and explained that the County’s participation is necessary in this bid, because we have a host EDA Grant. Supervisor Lewis said the water tower will be turned over to the Village of Memphis, and Walls Water Association will maintain the tank. Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve going out to bid for the Elevated Water Storage Tank. The motion passed by a unanimous vote. ****See Exhibit D.7**

E. NEW BUSINESS

1. Jail Inspection

Supervisor Lewis questioned the practice of approving the Jail Inspection as the Board has done in the past when there are times the entire Board is not present at the Inspection. Board Attorney Bobby Chamberlain explained that the Board’s action was really to accept the findings of the Board Members who did go to the Jail and were willing to report their findings of the Jail Inspection. The Board of Supervisors asked Mr. Chamberlain to draw

ITEM E.1, CONTINUED,

up a form to use for the Jail Inspection of the Board of Supervisors that would comply with the law and still reflect the way in which the jail is truly inspected. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to acknowledge that the jail was inspected by the Board of Supervisors and was found to have no deficiencies. The motion passed by a vote as follows:

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

2. Approval to Bid for E911

a. Uninterruptable Power Supply for E911 locations

b. One or more Voice Logging Recorders and Dispatch Centers

At the request of the E911 Commission, Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve the County to go out for bids for an Uninterruptable Power Supply for four E911 locations and one or more Voice Logging Recorders and Dispatch Centers in the County as requested by the E911 Commission. The motion passed by a unanimous vote. ****See Exhibit E.2**

3. Approval to Contract with Harris Corporation for E911

Board Attorney Tony Nowak explained to the Board of Supervisors that the Harris Corporation was the low bidder in a recent bid for E911 and said the Chamberlain, Nowak and Austin law firm has negotiated with the Harris Corporation for a contract for this work. Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to approve the contract between DeSoto County and the Harris Corporation in connection with the Bid, File #01-656-001, in the amount \$872,455.00. E911 or the E911 Bond money should pay the amount of the contract.

4. Making Proof of Publication for a City Bid Grant for Brentwood

Supervisor Gerald Clifton made the motion and Supervisor John Caldwell seconded the motion to make the proof of publication for the city grant for Brentwood. The motion passed by a unanimous vote. ****See Exhibit E.4**

5. Approval of Agreement Between MS Emergency Management Assistance Program in DeSoto County

Board Attorney Bobby Chamberlain told the Board of Supervisors that the agreement was a standard form that was approved by the Board of Supervisor's each year, which allowed the Board to get funding through MEMA and FEMA. Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to approve the Emergency Management Assistance Program Application as presented by the Director of Civil Defense, T.H. Walker. The motion passed by a unanimous vote. ****See Exhibit E.5**

6. Church Request for Culvert-Johnson Rd.

Supervisor Tommy Lewis said Bakers Chapel Church is building a Parsonage, and they have a requested the County furnish a Culvert on the property. Supervisor Lewis said the Culvert would be on the County right-of-way, and there is a cemetery on the property. However, Supervisor Tommy Lewis said that the cemetery has an existing driveway, but this could become a secondary drive. At the recommendation of the Board Attorney, Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to hold this item over until the Oct. 22, 2001 Board Meeting. The motion passed by a unanimous vote.

CONTINUED,

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. GIS Maps

Supervisor John Caldwell told the Road Manager Kenny Gunn that his help is needed to make sure the GIS maps are accurate. Supervisor Caldwell said that GIS needs someone to go through their system and omit roads that are not truly County roadways. The Road Manager said he would look at the map.

2. Central Maintenance –Road Condition Report

Supervisor Jessie Medlin asked if the Road Manager has begun the process to show the condition of roads as necessary for the Road Condition Report. Mr. Gunn said he will work on that project.

3. Mid-State Opportunity- Handicap Riders

Supervisor Jessie Medlin said he got a call from a lady on Oct. 2, 2001, trying to find transportation for her handicapped daughter to attend DeSoto Industries or Allied, so she could work. Supervisor Medlin explained that this lady was a single mother and has no transportation for her daughter. DeSoto Industries has a waiting list at this time. Mid-State Opportunity is responsible for taking these handicapped people to and from DeSoto Industries. Supervisor Medlin said this lady has gone to great lengths and checked out all sources she is aware of to find a ride for her daughter, and upon further checking, Mid-State Opportunity has had a capacity for nine riders, but they have only been carrying seven for quite sometime—even though there is a waiting list at DeSoto Industries. Vanessa Lynchard is checking to find out how many people go to DeSoto Industries every day and how many people are on the waiting list. Supervisor John Caldwell said he understands that DeSoto Industries is cutting back their work force and asked Mrs. Lynchard to verify that fact.

Supervisor Medlin said DeSoto County’s funding had been increased to Mid-State every year. Supervisor Medlin said there may be a public need to find someone who can transport these handicapped persons. The Board of Supervisors discussed that the Mid-State buses are not handicap accessible for all types of handicaps. Supervisor Medlin said he has checked with Allied Enterprises to find out how many people they can handle. He will also find out whether Allied Industries could take this girl if she had transportation. No motions were made nor votes taken on this portion of the minutes.

4. Roads - State Line and Getwell

Supervisor Eugene Thach said he talked to Mayor Greg Davis regarding work at State Line and Getwell. Supervisor Thach said that Mayor Davis said that he would be willing to work with the County. Supervisor Thach said that there are five poles that would need to be moved in this project. Supervisor John Caldwell reminded the Board of Supervisors that when the poles were put in place, the companies did not have permission to do so, therefore no charges should be incurred to move the poles. The Board of Supervisors discussed the work the city did on Church Road and agreed that a different engineer or contractor should be used on the State Line Project.

Supervisor John Caldwell said that in all of the projects where the City and Counties participate on a City Roadway, the City should be responsible for getting the right-of-way, and the County to participate with the work.

ITEM G, CONTINUED,

5. County Engineer Projects

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to notify the County Engineer that his number one priority for engineering should be Church Road, from Pleasant Hill to Tulane; 5 Lanes from Pleasant Hill to West of Elmore; 3 Lanes from Hwy 51 to Tulane. The motion passed by a unanimous vote.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to recess until Monday, October 22, 2001 at 9:00 a.m. The motion passed by a unanimous vote.

THIS the 3rd day of October 2001, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Tommy Lewis, President
DeSoto County Board of Supervisors