

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

GERALD CLIFTON, PRESIDENT PRESIDING

April 7, 2003

A. CALL TO ORDER

The April 7, 2003, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Gerald Clifton, 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 ---Absent Military Leave
- Supervisor Tommy Lewis-----District 5
- W. E. Sluggo Davis-----Chancery Clerk
- Chief Deputy Charlie Brown -----Sheriff’s Dept.
- David Armstrong-----County Administrator
- Bobby Chamberlin-----Board Attorney

B. INVOCATION

Board Attorney Bobby Chamberlin presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. APPROVAL OF MARCH MINUTES

The official minutes of the Board of Supervisors were read for the month of March 2003, pursuant to Section 19-3-27 of the Mississippi Code of 1972, Annotated. Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the minutes of the Board of Supervisors for the month of March 2003. The motion passed by a vote as follows:

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

E. OLD BUSINESS

1. Animal Shelter

County Administrator David Armstrong said Jim Bearden, Director of Operations and Maintenance has been working hard to get a temporary animal shelter set up at

ITEM E.1, CONTINUED,

Central Maintenance. Jim Bearden said he has 15 pens set up now with 15 more to be completed by Saturday April 12, 2003.

Supervisor Jessie Medlin introduced Julie Powers and Cindy Emmett from the Olive Branch Humane Society.

Ms. Powers said she was wondering about a few things concerning the temporary facility that would be used until December. Ms. Powers asked if the temporary facility would be used after the new facility was built. Jim Bearden said no, the temporary building would be returned to Central Maintenance. Ms. Powers said the poor cement condition of the temporary facility would hold disease from animals so it needs to be sealed with a sealer to prevent contamination of other animals. Ms. Powers said Parvo disease can not be diagnosed in animals at first but shows up later and this could contaminate an area. Jim Bearden said the pens were constructed individually and a barrier would separate them. Supervisor Tommy Lewis said that if a sealer on the concrete would help fight the spread of disease, then to put the sealer on the concrete. Jim Bearden said the pens have legs to keep them up off of the floor and the building has 50 ft. of floor space that would allow the pens to be separated with a barrier. Ms. Powers said the Humane Society uses a chemical to fight disease and they would be willing to share this with the County to be used at the temporary shelter to keep disease down. Ms. Powers said distemper disease costs a lot to cure, and when animals have this disease the Humane Society usually euthanizes these animals.

David Armstrong asked Ms. Powers to help the County secure donations for food and supplies for the animal shelter. Ms. Powers said the Humane Society has several businesses to donate supplies and they would be able to help the County to secure food and supplies for the animals.

Ms. Powers said she was concerned about sick animals that would be taken in. Ms. Powers said the Humane Society works with several Vets in the County and she asked the Board to try to encourage Vets in the County to share in the treatment of animals that would be taken to the County shelter. Ms. Powers said the County would need a freezer to store dead animals. Jim Bearden said he had already ordered a portable building to house the freezer and refrigerator and to also store food.

Supervisor Tommy Lewis said he had received a call from Ms. Powers about the Humane Society's willingness to help the County with the animal shelter. Ms. Powers said DeSoto County is so populated with children that it is not safe to have sick and diseased animals roaming the County.

Jim Bearden said he still has to put in the water lines and then everything should be ready with 30 pens by the end of the week to take animals. Ms. Powers said the concrete would need two coats of sealer and each coat has to dry 24 hours.

Ms. Powers said the Olive Branch Humane Society would help the County with their cats and kittens. Supervisor Medlin said Mayor Rikard has said he would help the County during this temporary time frame.

David Armstrong asked Ms. Powers whom did the Humane Society use for euthanizing animals. Ms. Powers said they work with Vets for euthanizing and they do not charge since the City of Olive Branch pays for the disposal of the Vets animals.

Supervisor Eugene Thach said there are problems with fostering out animals in the communities. Ms. Powers said the Humane Society has worked closely with DeSoto

ITEM E.1, CONTINUED,

County Animal Hospital. They feel that if they treat animals when an animal is adopted out, this allows them to get business for the treatment of the adopted animals. Ms. Powers said they have three Vets who work with the Humane Society for this reason.

Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion for the Chamberlin/Nowak Law Firm to work with the Animal Control Officers to draw up a formal receiving report and other forms necessary for the County Animal Shelter to use. The motion passed by a vote as follows:

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

Animal Control Officer Clara Riley said she had contacted Jackson County to get a copy of forms they use at their Animal Shelter, to be able to design the County forms.

David Armstrong thanked Ms. Powers and Ms. Emmett for all their help in getting the County Animal Shelter organized.

Architect Marvin Johnson and Jim Bearden presented two plans for the new County Animal Shelter. Mr. Johnson said the location of the shelter would decide which plan to use. Mr. Johnson said both floor plans have the same number of cages. Each plan has two separate entrances in different areas of the shelter, one for sick animals and one for healthy animals.

Supervisor Eugene Thach asked if someone brings an animal at night what would they do. Mr. Johnson said he has some cages located outside that people can put animals in until the shelter staff arrives the next morning.

Mr. Johnson said both plans have the same amount of square footage. The buildings are pre-engineered metal buildings on the inside with no outside runs or pens and a split faced masonry block on the outside. David Armstrong asked if he had talked with a sound insulation person. Mr. Johnson said yes, and he has spoken with Dr. Isom Johnson and incorporated a lot of her ideas into the plans. Supervisor Eugene Thach asked if Dr. Scotchie Davis had come by and looked at the plans. Mr. Johnson said no.

Ms. Powers said she preferred plan number 1 layout. Supervisor Tommy Lewis asked if there would be a problem with the food storage being next to the euthanizing area. Ms. Powers said there was no problem with the euthanizing being located next to the food storage area. Animal Control Officer Steve Powell asked if plan 1 would have a roof and fenced area for the unloading site. Mr. Johnson said the trucks could back into the holding area to unload.

David Armstrong asked what the estimated cost of the shelter would be. Mr. Johnson said between \$800,000 and \$1,000,000. Supervisor Gerald Clifton asked if the building would accommodate County animals for an extended period of time. Mr. Johnson said yes, it should, but it would also be determined by how it is run.

Supervisor Gerald Clifton asked if there was anyone present who had any comments. Mr. Thomas Plunkett, who lives on Gwynn Road, said the neighborhood was still concerned about stray animals coming into the area. Mr. Plunkett said they feel the

County has addressed the noise level problems. Supervisor Clifton assured Mr. **ITEM E.1, CONTINUED,**

Plunkett that the animal shelter would have adequate coverage of personnel and the County has discussed the possibility of placing security personnel in place around the clock.

Supervisor Jessie Medlin said the Board's reason for a fully enclosed facility was out of respect for the neighborhood and the Board wants to do what is right for the animals as well as the people's concerns. Mr. Plunkett said they just don't want the facility to be a nuisance to the community and have stray animals appearing all the time. Mr. Plunkett said the neighbors feel the Starlanding landfill area would be the best location for the animal shelter. Supervisor Clifton said growth of the County in the area of Starlanding, is the reason for not locating the shelter there. Supervisor Medlin said the Board realizes that they need to take the responsibility and take care of these animals and that is what they are trying to do. Mr. Plunkett said that they were here today to get the Board to change the opposing votes to use the landfill, but that doesn't look like this will happen.

Mr. Plunkett asked how far off of the road the shelter would be. Jim Bearden said one site was 1,150 feet from the road and the other site where the land is more stable is 650 feet from the road. Jim Bearden said that tests would have to be done on the sites to make sure the land is stable for the building. Mr. Johnson said a stable sub-surface is necessary because of the weight of the building. The dirt has been moved in and out on the Central Maintenance lot, so both sites will have to be tested. Jim Bearden said the old landfill site has been undisturbed for several years and the site there might be more stable if we have to go there to build the shelter. Mr. Johnson said to do the stability test would cost approximately \$3,500 per site.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to authorize Marvin Johnson to have the two sites at Central Maintenance tested for soil stability and if they do not pass the test, to test the landfill for soil stability for the shelter. The motion passed by a vote as follows:

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

****See Exhibit E.1****

Supervisor Eugene Thach said the Board appreciated Mr. Plunkett and his neighbors coming to the meeting, but the Board feels the Animal Shelter will not cause them any concerns.

Later in the meeting Supervisor Jessie Medlin said the cages at the animal shelter must have a separator between the cages and the cement floor sealed before opening the temporary shelter. Supervisor Medlin suggested getting the medical supplies from the DeSoto County Coop or some such place for the animals. Supervisor Tommy Lewis said to use Plexiglas instead of plywood as a separator and that metal could be used. Supervisor Medlin said to make sure Jim Bearden takes care of these requirements.

2. Household Hazardous Waste Day

Jim Bearden, Director of Operations and Maintenance, said the Board had asked him to make calls to DEQ about the availability of having a Household Hazardous Waste

Day in DeSoto County. Jim Bearden said when he has held this event in the past, he
ITEM E.2, CONTINUED,

had to be there 100% of the time. Jim Bearden said DEQ has informed him that there will only be four times this year that they will be holding the Household Hazardous Waste Day within the State and they send 10 people and supply all the money for the these days. Jim Bearden said he told DEQ the County was willing to spend the money to have this event in DeSoto County. DEQ said they only have two days, June 14 or June 21 available. Jim Bearden said that the company who handles the hazardous waste was out of North Carolina and last year the cost was \$11,000. Jim Bearden said he budgeted \$15,000 for the event this year, because each year more people bring in their hazardous waste.

Supervisor Jessie Medlin asked if the County would get the same bid as the State for the company to pick up the hazardous waste. Jim Bearden said yes. Jim Bearden said it is based on what is taken in like paint cans, motor oil, and pesticides. Supervisor Tommy Lewis asked if they would take old batteries. Jim Bearden said they don't take batteries.

Supervisor Eugene Thach asked Jim Bearden what his recommendation was for having the Household Hazardous Waste Day. Jim Bearden said he felt like the County should continue to have the event, since it keeps this material out of the rubbish pit, landfill and off sides of the road.

Supervisor Lewis asked if the event was just for one day. Jim Bearden said yes, that he has the collection site at the Justice Court in Southaven. Supervisor Lewis asked if the County could collect material prior to the pick up date and if it could be at Central Maintenance. Jim Bearden said he would have to check and see what would be necessary and what type of containers should be used. Supervisor Lewis asked if the County could collect for the whole month. Jim Bearden said the County doesn't have a building that would be covered by fire code regulations for the collection site. Supervisor Jessie Medlin suggested for Jim Bearden to look into these request and bring an answer back to the Board.

Chancery Clerk Sluggo Davis suggested a 10-day or two-week window for collection. Supervisor Thach asked for Jim Bearden to discuss this with DEQ and then talk with the Board. No motions were made on this item.

3. Beaver Control Update

County Administrator David Armstrong informed the Board of Supervisors that Jothie Gee, Beaver Control Officer, had called him to let the Board know that DeSoto County would still have the Beaver Control Program. The Legislature voted to spend \$200,000 for this program.

F. NEW BUISINESS

1. Bids

a. Bids Under Advisement for Olive Branch Library

Jeannine Ruby, Director of Purchasing, Jim Anderson, Director of the Regional Libraries and Architect Marvin Johnson appeared before the Board of Supervisors to present the bids for the Olive Branch Library addition.

Ms. Ruby said the bids were opened on March 3, 2003 and there were 10 bids received. The low bidder was EMC Construction out of Memphis, TN with a low bid of \$854,500. Ms. Ruby said EMC submitted a list of

companies they had done business with and they have been called.

ITEM F.1, CONTINUED,

BID TABULATION

Bid File #03-383-501-002

Bid Date: March 3, 2003

File Name: B. J. Chain Library Addition
Olive Branch, MS

<u>Bidder</u>	<u>Bid Amount</u>
Murphy & Sons Inc.	\$ 922,799
TDL Contractors Inc.	\$ 944,700
Omega General Construction	\$ 948,326
EMC Construction Co.	\$ 854,500
Wagner General Construction	\$ 916,700
Zellner Construction Co., Inc.	\$ 893,650
Wells Construction Corp.	\$ 903,700
Hasco, Inc.	\$ 861,000
Patton & Taylor, LLC	\$1,174,000
Panola Construction Co., Inc.	\$ 878,750

Supervisor Eugene Thach asked Marvin Johnson what the estimated cost for the Library was. Marvin Johnson said between \$1.2 and \$1.3 million.

Ms. Ruby said they are recommending acceptance of the bid from EMC Construction Company.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to accept the recommendation of Jeannie Ruby, Director of Purchasing, and Jim Anderson, Director of the Regional Libraries, and award the contract for the Olive Branch B. J. Chain Library to the low bidder EMC Construction Company at a cost of \$854,500. The motion passed by a vote as follows:

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

****See Exhibit F.1.a****

Jim Anderson asked the Board to approve a furniture allowance, in the amount of \$250,000, for the additional shelving and furniture requirements for the library in Olive Branch. Mr. Anderson said this furniture amount was not part of the budget. Mr. Anderson said there would be a \$50,000 refund received from the State for the Hernando Library, that he would refund to the County to use toward the furniture purchase for the Olive Branch Library.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve the request from Jim Anderson for the \$250,000 to be used for new furniture and shelving requirements for the Olive Branch Library. The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene Thach	YES
Supervisor Gerald Clifton	YES

Supervisor John Caldwell	ABSENT
Supervisor Tommy Lewis	ABSENT

ITEM F.1, CONTINUED,

b. Authorization to Bid Sprinkler System for Olive Branch Library

Architect Marvin Johnson said the City of Olive Branch has an ordinance that requires buildings in the city limits to have a sprinkler system. Mr. Johnson said this was not in the original bid, so the Board needs to authorize going out for bids for the sprinkler system for the library addition.

Supervisor Eugene Thach asked what the estimated cost would be. Mr. Johnson said between \$60,000 and \$70,000. Mr. Johnson said the City of Southaven requires any building over 10,000 sq. ft. to have a sprinkler system. This addition for the Olive Branch Library is only 9,000 sq. ft.

Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to authorize going out for bids for the sprinkler system for the Olive Branch Library. The motion passed by a vote as follows:

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

c. Approval to Open Bids for Annual Food Supply for Jail

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to authorize the County Administrator or his designee to open Bid File #03-200-002 for the annual food supply for the jail on April 10, 2003 at 10 a.m. The motion passed by a vote as follows:

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

****See Exhibit F.1.c****

d. Approval to Reject Bid for Jail Uniforms and Rebid

Jeannine Ruby, Director of Purchasing addressed the Board of Supervisors requesting approval to reject bids received for the Jail uniforms and to authorize rebidding. Ms. Ruby said the Sheriff's Department had requested changes on some of the badges and the type of boots to be used. The Sheriff's Department purchases these uniforms.

Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to authorize the rejection of bids for the Jail uniforms and to rebid according to the request from the Sheriff's Department. The motion passed by a vote as follows:

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

e. Approval to Bid for Building & Grounds Uniforms

Jeannine Ruby, Director of Purchasing, appeared before the Board of

ITEM F.1.e, CONTINUED,

Supervisor requesting approval to go out for bids for the Building & Grounds uniforms. The County purchases these uniforms and the contract was for a two-year period, which will expire this year.

Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to authorize going out for bids to purchase uniforms for Building & Grounds. The motion passed by a vote as follows:

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

2. Sims Bark – Approval letter of Inclusion in the DeSoto County Solid Waste Management Plan

Vanessa Lynchard, Director of Administrative Services, said Sims Bark came before the Board of Supervisors in December 2000 asking the Board to send a letter making a finding of fact that the company was included in the Solid Waste plan. At the meeting the Board asked Sims Bark to supply a report for the amount of waste they were producing in the County. This was never received. Sims Bark needs this letter from the Board before they can receive a permit from the State. The permit would be between DEQ and Sims Bark. The County has now received the documentation from Sims Bark regarding the amount of waste they have received and they are asking the Board to send a fact finding letter stating Sims Bark being included in the DeSoto County Solid Waste Management Plan at the time of its adoption.

Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to approve sending a fact finding letter stating Sims Bark being included in the DeSoto County Solid Waste Management Plan at the time of its adoption and authorize the Board President to sign it. The motion passed by a vote as follows:

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

****See Exhibit F.2****

3. Approval of Travel

In accordance with Section 25-3-41 Mississippi Code of 1972, as amended, any official or employee of DeSoto County, Mississippi is hereby authorized to travel during the period of April 7, 2003 to May 5, 2003, as necessary, and incur travel expenses in the performance of their official duties for DeSoto County; that all such travel is hereby authorized, contingent on funds being available in the departmental budget of the individual traveling.

Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to authorize DeSoto County employees or officials to travel during the period of April 7, 2003 to May 5, 2003, as necessary, and incur travel expenses in

the performance of their official duties for DeSoto. The motion passed by a vote as follows:

ITEM F.3, CONTINUED,

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

4. Approval of Publication of Board Proceedings

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve the publication of Board Proceedings in accordance with Section 19-3-33 of the Mississippi Code, which states that the Board of Supervisors may have its proceedings published in some newspaper published in the county, and cause the same to be paid for out of the county treasury. The motion passed by a vote as follows:

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

5. Approval of Bailiff Pay

Pursuant to Section 25-7-27, Section 1, paragraph (e), which allows for Constables working as Bailiffs to be paid as provided under Section 25-3-69, Mississippi Code of 1973, Annotated, Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to pay Joe Holmes the amount of \$160.00 for the month of March 2003; to pay Lee Hodge the amount of \$160.00 for the month of March 2003; and to pay Floyd Medlin the amount of \$200.00 for the month of March 2003, for their services as Bailiffs for DeSoto County Justice Court. The motion passed by a vote as follows:

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

****See Exhibit F.5****

6. Sheriff's Employee Report

Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to acknowledge receipt of the Sheriff's Department Employee Report for the month of March 2003. The report is attached and made a part of the minutes in Exhibit F.4. The motion passed by a vote as follows:

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

****See Exhibit F.6****

ITEM F, CONTINUED,

7. Chancery Clerk Allowance

Chancery Court Clerk, W. E. Davis, presented an Order of Allowances to the Board of Supervisors for the March 2003 term in the amount of \$1,740.00. Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to approve this payment, pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The motion passed by a vote as follows:

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

****See Exhibit F.7****

8. Approval to Correct Clerical Error on Tax Assessment – Robert C. Moore

Chancery Clerk Sluggo Davis said the tax notice for 2000 and 2001 that was sent to Robert C. Moore, parcel #1075 2211.0 00205.00, had an address of Southaven when it should have been sent to Olive Branch. The Moores' did not get the notice and their land was sold in the tax land sale for these two years due to this clerical error. Therefore, all penalties and interest must be refunded for these two years.

At the recommendation of the Tax Assessor, Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve a refund of penalties and interest to Robert C. and Joyce H. Moore on parcel #1075 2211.0 00205.00, in the amount of \$545.87 to correct a Tax Assessment error for the 2000 and 2001 Tax Year. The motion passed by a vote as follows:

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

****See Exhibit F.8**

9. Approval of Donation for Supporting Troops Rally April 5, 2003, Olive Branch Part at 10 a.m.

Supervisor Jessie Medlin Supervisor made the motion, and Supervisor Gerald Clifton seconded the motion, to advertise DeSoto County Resources by contributing \$ 500 to the Rally for America in support for our President, County and Troops. In accordance with Section 17-3-3, of the Mississippi Code of 1972, the Board of Supervisors did make a determination that the above request would advertise the resources and possibilities of DeSoto County and thereby advance the moral, financial and other interests of DeSoto County by the visitors from other states and other counties. The Board authorized the clerk to write the check to the Friends of Olive Branch, Inc., 9189 Pigeon Roost Road, Olive Branch, MS 38654 in the amount of \$500. The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene Thach	YES
Supervisor Gerald Clifton	YES

ITEM F.9, CONTINUED,

Supervisor John Caldwell	ABSENT
Supervisor Tommy Lewis	YES

****See Exhibit F.9****

10. Approval of Physician’s Services Contract for Jail Services

County Administrator David Armstrong said the Board of Supervisors has addressed the Sheriff’s request regarding the medical responsibility for jail inmates. The Board Attorney has drawn up the Medical Directorship Agreement between the County and Dr. Rob Meacham. The County’s obligation to Dr. Meacham for compensation to supply four (4) nurses and one (1) administrative officer along with his standard agreed compensation as Physician for the jail. This contract is for one year, which would be December 31, 2003, with the optional second year renewal at a 5% increase in salary for the Physician. David Armstrong said the cost to the County for the staff personnel of five (5) people, for the balance of 2003, is \$100,000 and the budget for 2004 would be \$200,000. If the agreement does not work out, there is a thirty (30) day notice of termination clause.

The County’s Obligations in the Agreement reads as follows:

a. Compensation: (I) County agrees to pay Physician a total of ninety-two thousand one hundred nine dollars and thirty-three cents (\$92,109.33) for the Physician’s full year of services for the calendar year 2003, for the term of this contract. Physician shall be paid the pro rata balance of this sum for the number of months, or parts thereof, remaining in the year 2003. Should this agreement be renewed for the year 2004. Physician shall receive ninety six thousand seven hundred fourteen dollars and eighty cents (\$96,714.80) for the calendar year 2004. County shall pay this compensation in twelve (12) equal monthly installments of seven thousand six hundred seventy-five dollars and seventy-eight cents (\$7,675.78) for the calendar year 2003, and eight thousand fifty-nine dollars and fifty seven cents (\$8,059.57) for the calendar year 2004, payable at the end of each month.

(II) County agrees to pay Physician a total of \$63,000 for the salary of the Physician’s staff as provided by Physician in accordance with this Agreement, for the remaining months of services for the calendar year 2003. Should this agreement be renewed for the year 2004, Physician shall receive \$200,000 for the salary of the Physician’s staff for the calendar year 2004. County shall pay this compensation in twelve (12) equal monthly installments.

b. Compensation/Benefits/Taxes/Insurance: Other than the stated fee, Physician will not receive a salary of any kind, nor any sick pay or other benefits. Further, Physician is solely responsible for his Income Taxes, FICA Taxes and Withholding Taxes, all Social Security and Medicare withholdings and all insurance (including health, liability and automobile insurance) and for the Income Taxes, FICA Taxes and Withholding Taxes, all Social Security and Medicare withholdings and all insurance (including health, liability and automobile insurance) for the staff he provides.

c. Reasonable Care: County will contact Physician when it becomes aware of an inmate’s need for medical attention that is not being treated. At no time will the DeSoto County Sheriff ignore or fail to provide needed medical care to an inmate when the Physician or his staff is unavailable or unable to provide treatment for appropriate action if indicated.

d. Dispensation of Medications: Per section 3(c), Physician or properly trained staff to be provided by Physician will dispense all necessary medications to the inmates of the DeSoto County jail, at such times as a patient's prescription or medical needs dictate.

ITEM F.10, CONTINUED,

e. Facilities: County has dedicated an area in the Jail solely to health care purposes. This area will serve as the Physician's office, evaluation and treatment rooms and medical supply room. Access to this area will be limited to Physician, Physicians Staff and person authorized by the Jail.

f. Services No Included: Count specifically acknowledges and agrees that Physician will not provide dental services and optometry services. County shall make other arrangements, outside of this Agreement, to meet inmate medical needs in these areas.

g. Other Expenses: County will be responsible for paying any additional medical expense incurred for the care of the inmates of the DeSoto County Jail. These expenses include, but are not limited to, specialist fees, ambulance fees, X-ray fees, emergency room and in-hospital fees, medical supplies, over-the-counter medications and prescription medications. Such expenses shall be billed directly to the DeSoto County Jail in the event that the inmate receiving such treatment is not able to pay for the same. Should the Physician receive an invoice for such services he shall submit to County the invoice of each expense incurred for which he is seeking reimbursement and shall be reimbursed within 30 days after the County's approval of the same.

Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to approve the Medical Directorship Agreement with Dr. Rob Meacham, which will supersede the previous contract for 2003. The motion passed by a vote as follows:

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

****See Exhibit F.10****

11. Approval of Consulting County Engineer's Contract

County Administrator David Armstrong said there are no changes requested to the proposed contract with Consulting County Engineer Daniel Murphy and recommended the approval of the contract to the Board of Supervisors.

Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to authorize the Board President to sign the Consulting County Engineer's Contract. The motion passed by a vote as follows:

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

****See Exhibit F.11****

12. Metro Narcotics Approval of Forfeitures

County Administrator David Armstrong said Metro Narcotics has sent a list of items that have been seized and needs to become a part of the County inventory.

ITEM F.12, CONTINUED,

Supervisor Gerald Clifton made the motion and Supervisor Eugene Thach seconded the motion to add the following items seized by Metro Narcotics to the County inventory:

Number	Description	Color	Serial Number
1	Ruger p-89, 9mm Automatic – Christopher J A Blair		310-10008
2	Nokia cell phone – Greg B. Coop		078/007782129
3	Nokia cell phone – Angela D. Guy		078/00893105
4	Nokia cell phone – Aleika Muniz		078/03165171
5	Nokia cell phone – John H. Anderson III		078/03245788
6	1988 Acura Integra – Keith A. Windsor	Red	JH4DA3341JS011009
7	1990 Oldsmobile Regal – Thomas W. Johnson (Craig W. Bryant)		1G3WS54T1LD318308
8	Motorola cell phone – Elterrio J. McKee		C21GBXQ769
9	Motorola cell phone – Elterrio J. McKee		C33GCU5250
10	U S Currency - Elterrio J. McKee		Amount \$288.00
11	Nokia cell phone – Richard A. Smith		078/00850156
12	U S Currency – Richard A. Smith		Amount \$165.00
13	Nokia cell phone – DeWayne N. Wade		078/03416724
14	U S Currency – DeWayne N. Wade		Amount \$22.00
15	U S Currency – Nina S. Ferguson		Amount \$136.00
16	Leather Flyer Jacket – Nina S. Ferguson		
17	1987 Chevrolet Celebrity – Paulette Payne		1G1AW27XXE6901522
18	1990 Ford Mustang GT Convertible – Ramon Arturo Felix	White	1FACP45E2LF139610
19	1988 Chevrolet Blazer – Mcarthur Draper	Blue & Tan	1GNCT18Z7J8162442
20	1992 Nissan Maxima – Stephanie Stokes	Blue	JN1HJ01F8NT011081
21	1988 Toyota Camry – Patricia Durden	Maroon	JT2SV21E2J3244984
22	1988 Pontiac Firebird – Donna K. Jackson	Red	1G2FS2157JL254213
23	1992 Buick LeSabre –Alfonzo D. Jones	Burgundy	1G4HR53L1NH429860
24	1993 Geo Storm – Cynthia Lou Gorman	Green	J81RF2366P7512098
25	1992 Ford Taurus – Anthony C. Young		1FACP52U6NG194818

The motion passed by a vote as follows:

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

****See Exhibit F.12****

13. Circuit Clerk

a. Circuit Clerk Allowance

County Administrator David Armstrong presented on behalf of the Circuit Court Clerk Dale Thompson, an Order of Allowances to the Board of Supervisors for the Circuit Court for the February, 2003 term, in the amount of \$10,993, County Court for the month of February, 2003 term in the amount of \$3,574, Youth Court for the month of February, 2003 term in the amount of \$6,039.

b. Circuit Clerk Assistance with Election Commission

Mr. Armstrong said Circuit Clerk Dale Thompson has submitted an allowance for assisting election commissioners as provided by Section 13-15-153 (2) e, which states the Circuit Clerk shall receive the same daily per diem and limitation on meeting days as provided for the Board of Election Commissioners, up to 150 days at \$70 per day. This amount of \$4,200 covers the months of October, November and December 2002.

c. Circuit Clerk Payment for Holding General Election –November 2002
ITEM F.13.c, CONTINUED,

Mr. Armstrong said Circuit Clerk Dale Thompson has submitted for payment a fee for holding General Election on November 5, 2002. Mr. Armstrong said he would like to hold this payment until the Circuit Clerk submits the required attestation affidavit for this payment.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin Seconded the motion to approve these payments, pursuant to Sections 25-7-13, and Section 23-15-153 (2) e of the Mississippi code of 1972, Annotated, and to hold payment for Section 23-15-225 (5), regarding the General Election on November 5, 2002, until the required attestation affidavit has been received. The motion passed by vote as follows

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

****See Exhibit F.13.a.b.c****

14. Comptroller – Tom Arnold

a. Investment of Surplus Funds

In accordance with Section 19-2-29 of the Mississippi Code, which states that whenever any County shall have on hand any bond and interest funds, any funds derived from the sale of bonds, special funds, or any other funds in excess of the sums which will be required to meet the 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, Tom Arnold, Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the investment of surplus funds to Bancorp South for \$5,000,000 and Peoples Bank & Trust for \$5,000,000, that were the highest 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>
3/31/03	BancorpSouth	\$5,000,000	06/12/03	73	1.37%	689447
3/24/03	Peoples Bank	\$5,000,000	05/14/03	51	1.391%	2192640061

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

****See Exhibit F.14.a****

b. Interfund Loan

Comptroller Tom Arnold said the following interfund loan is needed to cover

claims on the April 7, 2003 docket. This loan will be repaid upon receipt of advance #5 from the State Development Bank and receipts of sufficient tax receipts.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the interfund loans based upon the recommendation of the Comptroller, for the following accounts.

ITEM F.14.b, CONTINUED,

From: General County Fund	001-000-054	\$183,846.03
To: State Development Bank Fund	383-000-149	\$183,846.03

The motion passed by a vote as follows:

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

****See Exhibit F.14.b****

c. Approval to Ratify Bond Payments

Verified loan repayment documents for DeSoto County Account #71-61-5881-3T 5 \$10,000,000, Mississippi Development Bank Promissory Note dated October 9, 2000, were presented by copy to each Supervisor. Payment was made to Hancock Bank against the following accounts as follows:

<u>Account #</u>	<u>Description</u>	<u>Payment Amount</u>
001-801-800	Principal	\$31,261.78
001-801-802	Interest	<u>\$13,955.11</u>
		\$45,216.89

Verified loan repayment documents for the \$18,000,000 MS Development Bank Special Obligation Bonds, Series 2000 (DeSoto County, MS General Obligation Public Improvement Bond Project; Issue #0350, were presented by copy to each Supervisor.

Payment for variable rate interest to be made for thirty days to Trustmark Bank against the following account:

<u>Account #</u>	<u>Description</u>	<u>Payment Amount</u>
215-800-802	Interest	\$19,262.47

Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to ratify the bond payments as described above. The motion passed by a vote as follows:

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

****See Exhibit F.14.c****

d. Interfund Transfer Metro Seized to Forfeitures

Comptroller Tom Arnold said Metro Narcotics seized funds have been cleared as forfeitures by J. R. McGarrh, Jr., Attorney. The Board needs to approve the transfer of these funds from the seized account to the forfeiture account.

At the recommendation of Comptroller Tom Arnold, Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to authorize and instruct the Chancery Clerk, pursuant to Section 41-29-185 of

ITEM F.14.d, CONTINUED,

the Mississippi Code of 1972, as amended, to transfer the following forfeited funds that were seized by Metro Narcotics:

Case #	Defendant	Date Seized	County Receipt #	Amount	Date of Declaration of Forfeiture
DC-03-0034	Nina S. Ferguson	2/06/03	14347	136.00	3/13/03
DC-03-0025	Reginal Clement	1/31/03	14335	315.00	3/13/03
DC-03-0024	DeWayne N. Wade	1/29/03	14334	22.00	3/13/03
DC-03-0024	Richard A. Smith	1/29/03	14334	165.00	3/13/03
DC-03-0024	Elterrio J. McKee	1/29/03	14334	288.00	3/13/03
DC-03-0033	Thomas E. Riley	2/05/03	14347	58.00	3/13/03
DC-03-0030	Kenny Jeffries	2/03/03	14335	2,004.75	3/14/03
Total				2,988.75	

Transfer from Metro Narcotics Seized	123-900-951	\$2,988.75
Transfer to Metro Narcotics Forfeitures	120-000-387	\$2,988.75

The motion passed by a vote as follows:

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

****See Exhibit F.14.d****

e. Approval of Interest & Principal 1994 Bond Payment

Comptroller Tom Arnold said payment was made to retire the principal and interest on the old DeSoto County General Obligation Bonds Series 1994 (Refunding years 2005 through 2012). The bonds were refunded in 2002, but the 2003 and 2004 bonds could not be called at the time of the refunding, so the County will have to pay the debt service on those two years. The County received a bill for the new 2002 refunding bonds in February and they were paid as usual, but the County did not get a bill on the old 1994 series until March 19, 2003. The 1994 bonds were due and payable on April 1, 2003 and if it was not paid prior to that date the County would have incurred penalties for each day the payment was late. To ensure that the County did not incur penalties, the bond payment was made prior to the next Board meeting and Tom Arnold requested the Board to ratify the payment.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to ratify the verified loan repayment documents for DeSoto County General Obligation Bonds Series 1994 (Refunding Years 2005 through 2012) to The Peoples Bank – Biloxi for the payment made against the following accounts as follows:

Principal	\$160,000.00	220-800-800
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Interest	<u>7,717.50</u>	220-800-802
Total	\$167,717.50	

The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene Thach	YES
Supervisor Gerald Clifton	YES

ITEM F.14.e, CONTINUED,

Supervisor John Caldwell	ABSENT
Supervisor Tommy Lewis	YES

****See Exhibit F.14.e****

f. Repayment of Interfund Loan – Domestic Preparedness Grant

Comptroller Tom Arnold said the funds have been received from the Domestic Preparedness Grant to repay the interfund loans that were made from the General Fund on November 18, 2002 and December 16, 2002 for the total amount of \$100,048.00. Approval is needed for repayment of this loan to the General Fund.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the interfund loans based upon the recommendation of the Comptroller, for the following accounts:

From: Domestic Preparedness Grant #1	044-000-149	\$100,048
To: General County Fund	001-000-054	\$100,048

The motion passed by a vote as follows:

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

****See Exhibit F.14.f****

g. Claims Docket

Comptroller Tom Arnold and Stephanie Hanks, Accounting Clerk, presented the claims docket showing claims to be paid for various departments as of April 7, 2003, in the amount of \$2,766,649.81.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to approve the claims docket as presented by the Comptroller in the amount of \$2,766,649.81 and authorized the clerk to write the checks. The motion passed by a vote as follows:

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

15. Central Maintenance

Pursuant to Section 65-17-7 of the Mississippi Code of 1972, Annotated, Road Manager Russell Dorris presented the Road Report for February 26, 2003 to March

25, 2003, the Work Schedule for the month of April 2003.

a. Road Report and Work Schedule

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to approve the County Road Report and Work Schedule as presented by Road Manager Russell Dorris. The motion passed by a vote as follows:

ITEM F.15.a, CONTINUED,

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

****See Exhibit F.15.a****

b. Road Bond Report

Road Manager Russell Dorris said there were three road damage bonds to be released. Russell Dorris said he and Daniel Murphy have inspected the roads and the roads have been repaired and seem to be in good shape with no damage indicated.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the Road Bond Report as presented by Road Manager Russell Dorris and his recommendation for the release of the following Road Damage Bonds:

<u>Road Damage Bonds</u>	
Green River Road (Kirby Wills Plantation) Hwy 301- 4 miles (Souter Construction)	Release \$50,000 bond. Project has been completed. Damage has been repaired. Release \$160,000 bond. Project has been completed. No damage.
Delta View Rd. Crossing (Williams Gas Pipeline) (South Central)	Release \$25,000 bond. Project has been completed. Damage has been repaired.

The motion passed by a vote as follows:

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

****See Exhibit F.15.b****

16. Approval of Board of Education Request for Schoolbus Turnarounds

The DeSoto County Board of Supervisors received a letter dated March 26, 2003 from the DeSoto County Superintendent Jerry Baird requesting the County to maintain the properties which are used as school bus turnarounds. In accordance with Section 19-3-42, Mississippi Code of 1972 as amended, stating that the school bus turnarounds will be built, maintained and improved, Supervisor Gerald Clifton made the motion to build, maintain, and improve the properties in the Superintendent's letter dated March 26, 2003 and to direct the County Road Manager

to carry out this order of this Board forthwith. Supervisor Jessie Medlin seconded the motion for the following list:

Diana & Juan Cordero, 2715 Kelly Road, Hernando, Bus #8
Jacquelyn Snipes, 6920 Hacks Cross Rd., Olive Branch, Bus #205
Brooks Bumpous, 11727 Ingrams Mill Rd., Byhalia, Buses #190 & #204
Betty Martin, 10889 Loch Venarcher, Hernando, Bus #9

ITEM F.16, CONTINUED,

The motion passed by a vote as follows:

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

****See Exhibit F.16****

17. Approval of Justice Court Report

Justice Court Clerk Linda Aldridge presented the Justice Court Report to the Board of Supervisors for the month of March 2003. Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve the Justice Court Report for the month of March 2003 attached as Exhibit F.17. The motion passed by a vote as follows:

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

****See Exhibit F.17****

18. Appointment to Summershill Fire District Commissioner

Supervisor Eugene Thach said the Board has received a resignation letter from Naomi Brisco, as the District 2 appointment to the Summershill Fire District Commissioner.

Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to accept the resignation letter from Naomi Brisco and make it a part of the Board minutes. The motion passed by a vote as follows:

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

****See Exhibit F.18****

19. Approval of YCAP Lease Agreement

County Administrator David Armstrong said Youth Court Judge Mills Barbee was seeking permission from the Board of Supervisors to house the YCAP program, that

is run by Chester Beasley as Director. Judge Barbee has stated that YCAP is an after school program for boys, ages 10 through 15, from this County that are non-violent youth that are seen through Youth Court. These boys are referred to YCAP due to problems at home, truancy problems, delinquency, etc. Mr. Armstrong said Dr. Bob Seymour has supplied YCAP with office space in the past rent free, but he has built new offices and will be moving. Therefore, YCAP will lose this free office space and Judge Barbee is asking the Board to provide space at the new DHS building.

Mr. Armstrong said he has received a letter from Terry Wallace, Youth Court

ITEM F.19, CONTINUED,

Counselor, stating that due to the funding problems of the Mississippi Department of Human Services, they currently have vacant position offices that could be made available for YCAP, with the understanding that if the vacant positions are filled, YCAP will have to make other arrangements. This is a County Building and the County would need to find out if they can declare these sections as surplus property and do a one year lease with YCAP, with the total understanding that when DHS needs this space, they will have to make other arrangements.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to take this matter, regarding making space available for YCAP at the new DHS Building, under advisement. The motion passed by a vote as follows:

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

****See Exhibit F.19****

20. Making Interlocal Agreement for Church Road/Pleasant Hill Intersection a Part of the Board Minutes

County Administrator David Armstrong said the Interlocal Agreement between the City of Olive Branch and the County, for the construction of turn lanes and signalization at Church Road and Pleasant Hill Road has been approved by the Mississippi Attorney General’s office and needs to be made a part of the Board minutes.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve making the approval by the Attorney General for the Interlocal Agreement between the City of Olive Branch and the County, for the construction of turn lanes and signalization at Church Road and Pleasant Hill Road a part of the Board minutes. The motion passed by a vote as follows:

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

****See Exhibit F.20****

21. Civil Defense – Homeland Security

County Administrator David Armstrong said FEMA has requested that DeSoto County appoint a point of contact for Homeland Security. Mr. Armstrong said he

recommends appointing T. H. Walker, Director of EMA to this position.

Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to appoint T. H. Walker, Director of EMA, to be the DeSoto County Homeland Security Coordinator. The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene Thach	YES
Supervisor Gerald Clifton	YES

ITEM F.21, CONTINUED,

Supervisor John Caldwell	ABSENT
Supervisor Tommy Lewis	YES

22. Approval to Develop Interlocal Agreement for Weapons of Mass Destruction Equipment

County Administrator David Armstrong said the County had received a grant, in the amount of \$100,000, to purchase equipment to be used for Homeland Security, and in order for the Cities to use the equipment, the County needs to have an Interlocal Agreement with each City.

Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to hire the Chamberlin/Nowak Law Firm to draw up an Interlocal Agreement between the Cities and the County for the use of the Homeland Security equipment. The motion passed by a vote as follows:

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

23. Grants

Grant Writer Brigitte Herring appeared before the Board of Supervisors to discuss the applications for the following grants:

a. Special Water Infrastructure Grant

Tracy Huffman, WEI Engineer, addressed the Board of Supervisors concerning the Special Water Infrastructure Grant #XP97470603-0. Mr. Huffman said this is the 2003 EPA Grant Assistance Award in the amount of \$2,903,600, which is 37% of Federal Funds, and the County is responsible for 63% of funds. These funds are to be used for the administrative & legal fees, the project inspection fees, and construction cost on the Phase I-C Program, Short Fork Creek Interceptor and Hernando Flow to Short Fork project segment of the Countywide Wastewater System.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to accept the 2003 EPA Special Water Infrastructure Grant #XP97470603-0, in the amount of \$2,903,600, to be used for the administrative & legal fees, the project inspection fees, and construction cost on the Phase I-C Program, Short Fork Creek Interceptor and Hernando Flow to Short Fork project segment of the Countywide Wastewater System. The motion passed by a vote as follows:

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

****See Exhibit F.23.a****

b. Juvenile Accountability Incentive Block Grant (JAIBG)

Grant Writer Brigette Herring said the County is eligible to receive \$16,467

ITEM F.23.b, CONTINUED,

under the JAIBG Program. Ms. Herring said the City of Olive Branch has waived their allocation of \$12,284 to the County and the City of Horn Lake has waived their allocation of \$5,008 to the County, making the JAIBG allocation \$33,759. The County is responsible for a 10% match, which is \$3,751, making the total available funds \$37,510.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve the application for the JAIBG Grant in the amount of \$33,759. The motion passed by a vote as follows:

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

****See Exhibit F.23.b****

c. Assistance to Firefighters Grant Program

Grant Writer Brigette Herring and Director of Fire Bobby Storey appeared before the Board of Supervisors to discuss the County's application to the 2003 Assistance to Firefighters Grant Program.

Bobby Storey said this application would be to purchase 150 each 800mhz hand held radios and 12 laptop computers, to be distributed to the 10 County Fire Departments. Mr. Storey said the radios would cost \$272,000 and that he had spoken with E911 about their ability to pay the 10% match required from the County. Mr. Storey said the 12 laptop computers total requirement cost is \$44,400 and Sam Russell, Director of GIS, has agreed to take the 10% County match from his budget. Mr. Storey said the laptop computers would have aerial or road by road accessibility.

Supervisor Tommy Lewis asked if these 150 radios and 12 laptop computers would be sufficient for all of the fire departments. Mr. Storey said it would be a start. Supervisor Lewis asked why not purchase enough radios and computers for all the fire departments. Chancery Clerk Sluggo Davis asked if the grant was available for more computers. Brigette Herring said yes. Mr. Storey said the County has to have the matching dollars to purchase and he did not have funds in the Fire budget to do. Supervisor Lewis asked how many computers and radios would be necessary to have the fire departments completely covered. Mr. Storey said 36 computers and 300 radios. Supervisors Lewis asked Mr. Storey to check with E911 to see if they could cover both matches for computers and radios and advise the Board at the April 9, 2003 Board meeting.

Ms. Herring said the grant application has to be applied for online by Friday April 11, 2003. ****See Exhibit F.23.c****

d. Sheriff's Department Bullet Proof Vest Program

Grant Writer Brigitte Herring said the Sheriff is asking to make application to for the FY2003 Bulletproof Vest Partnership Program. Ms. Herring said the application would be for the purchase of 15 bulletproof vests at a cost of \$1,068 each, making the total cost \$16,020. The County is responsible for the 50% match to the grant.

Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton

ITEM F.23.d, CONTINUED,

seconded the motion to approve the application for the FY2003 Bulletproof Vest Partnership Program, and for the proposed 50% fund match to come from the Sheriff's Department budget. The motion passed by a vote as follows:

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

****See Exhibit F.23.d****

24. Authorization for Board President to Sign Closeout JAIBG FY02 Grant

Grant Writer Brigitte Herring said authorization is needed by the Board for the Board President to sign the Closeout JAIBG FY02 Grant.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to authorize the Board President to sign the Closeout JAIBG FY02 Grant documents. The motion passed by a vote as follows:

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

****See Exhibit F.24****

25. Acceptance of Amendment to EPA 99 Wastewater Grant

Tracy Huffman, WEI Project Engineer, appeared before the Board of Supervisors requesting Board acceptance of the 1999 EPA Special Water Infrastructure Grant #XP98485599-2, which is a revision to the budget and work plans with the funds awarded remaining the same. Mr. Huffman said this revision would be for land, structures and right of way purchases along with engineering fees and construction expenses. Mr. Huffman said the Board's acceptance is necessary and to make the revision a part of the minutes.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to accept the 1999 EPA Special Water Infrastructure Grant #XP98485599 Revisions, and to make them a part of the Board minutes. The motion passed by a vote as follows:

Supervisor Jessie Medlin	YES
Supervisor Eugene Thach	YES

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

****See Exhibit F.25****

26. Approval of EAI/WEI Amendment #7 – Wastewater Facility

Tracy Huffman, WEI Project Engineer, appeared before the Board of Supervisors
ITEM F.26, CONTINUED,

requesting approval of EAI/WEI Amendment #7 for the Wastewater Facility. Mr. Huffman said DEQ requires the changes be made to the agreement explaining charges. There are no actual additional money requirements. The changes involve money spent in support of implementation of the DeSoto County Wastewater Program including planning, design, and other engineering services related to the changing the Lower Camp Creek Interceptor from a gravity pipeline to a pump station/force main pipeline, necessitated by conditions beyond the Engineers’ control. It was determined that the costs of the gravity pipeline would cost in excess of probable costs as determined by the cash flow model being used to plan for the funding of the regional wastewater system. As a result of these findings, the decision was to change the Lower Camp Creek Interceptor from a gravity pipeline to a pump station/force main pipeline, including the relocation of the pump station from the Short Fort Wastewater Treatment Facility to a site adjacent to Byhalia Road. As a result of this, a smaller separate pump station will have to be provided on the Short Fork Creek Interceptor to deliver the wastewater in the gravity portion of this pipeline into the treatment plant.

Supervisor Tommy Lewis asked if the DCRUA had approved the Amendment #7. Mr. Huffman said yes.

Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to approve Amendment #7 to the Professional Services Agreement for the Wastewater System Master Plan for DeSoto County, Mississippi, and for a letter from the DCRUA stating their Board Approval for this Amendment #7, being a part of the Board minutes also. The motion passed by a vote as follows:

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

***See Exhibit F.26**

27. Approval of Acquisition Services & Related Support for DCURA

Tracy Huffman, WEI Engineer, appeared before the Board of Supervisors requesting approval to seek bid applications for legal services and related support in connection with acquisitions necessary for the Wastewater Program. Mr. Huffman said they are seeking a professional to handle the right of way acquisitions and title searches necessary.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve seeking proposals for the acquisition services and related support for the DCRUA, necessary for the wastewater program. The motion passed by a vote as follows:

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

***See Exhibit F.27**

ITEM F, CONTINUED,

28. Inventory Disposition

Vanessa Lynchard, County Inventory Clerk, presented the inventory dispositions to the Board of Supervisors. Ms. Lynchard said some of the inventory was found to be duplicated and some of the inventory under \$500 is not mandatory on the County inventory.

Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to accept receipts from the Inventory Clerk pursuant to Section 31-7-107 of the Mississippi Code and did approve the final disposition on the report as noted on Exhibit F.28 as follows:

a. EMS – Preliminary & Final

<u>Asset#</u>	<u>Serial #</u>	<u>Description</u>	<u>Reason for Disposal</u>	<u>Location</u>
32169		Rescue Life Net	Duplicate w/30994	EMS

b. District 1 Ball Park – Preliminary & Final

<u>Asset#</u>	<u>Serial #</u>	<u>Description</u>	<u>Reason for Disposal</u>	<u>Location</u>
3175		Microwave Oven	Not Necessary for Inventory	

c. Elections – Preliminary & Final

<u>Asset#</u>	<u>Serial #</u>	<u>Description</u>	<u>Reason for Disposal</u>	<u>Location</u>
31836	5890CX72	Lexmark Printer	Return to Vendor	Vendor

The motion passed by a vote as follows:

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

***See Exhibit F.28**

G. EXECUTIVE SESSION

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

H. OTHER ISSUES

1. Justice Court Video Conferencing

County Administrator David Armstrong said Larry Woods, Director of Information Services, has been working hard to establish the Justice Court Video Conferencing. Mr. Armstrong said DeSoto County is the only County to have this capability of video conferencing. Mr. Armstrong said that Justice Court Clerk Linda Aldridge wanted to have this done before January 2004, but Larry Woods has informed him that it should be ready by the end of April 2003. No motions were made on this

item.

2. Central Maintenance – Surplus Equipment

Road Manager Russell Dorris addressed the Board of Supervisors with a request to have the additional equipment at Central Maintenance declared as surplus inventory, and for the Board to authorize the addition of these items to auction list.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to declare the equipment as surplus inventory, based on the

ITEM H.2, CONTINUED,

recommendation of the Road Manager Russell Dorris, and to authorize adding the following Central Maintenance equipment to the auction list:

Prop #	Unit #	Description	Tag #	Serial #	Mileage/Hrs – Condition
20067	8	Ford F150 Pickup	C-12185	1FTDF15Y6MNA79672	Fair to Good Condition
19013	45	93 Ford F150 Pickup	C-15539	1FTDF15Y6PNA76629	Average Transmission Problems
22093	504	Vermeer Brush Chipper		1VRC1413XP1004099	1680 Hrs-Real Good Shape
22050	415	4x8 Utility Trailer		168450817P700665	Wrecked but usable
		Truck Flat Bed mod 14x8 PD3 Taken off Unit #137 to use truck for Tar Distribution		A3325	Excellent shape- We have never used it

The motion passed by a vote as follows:

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

****See Exhibit H.2****

3. Corp of Engineers Permit for ROW for Bank Stabilization

Road Manager Russell Dorris said he had issued a permit to the Corp of Engineers, that requires the Board President’s signature, for the work being done on the bank stabilization south of the new Church Road and east of Pleasant Hill Road. Russell Dorris said the Board Attorney would need to look at the permit for approval also. Board Attorney Bobby Chamberlin said the permit would need the proper description of the property where the bank stabilization would occur on the permit.

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to authorize the Board President to sign the permit for right of way use for the bank stabilization being done by the Corp of Engineers, on County property south of new Church Road and east of Pleasant Hill Road, and upon the approval of the Board Attorney of the permit. The motion passed by a vote as follows:

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

****See Exhibit H.3****

4. Relay for Life

Stephanie Hanks addressed the Board of Supervisors regarding the County's participation in the Relay for Life for the American Cancer Society taking place on May 9, 2003, at Snowden Park in Southaven. Ms. Hanks said the County has 15 members participating in the Relay for Life Campaign.

Ms. Hanks said Domino's Pizza has designated Tuesday, April 8, 2003 and April 22, 2003 to the County's campaign and will donate 20% of each pizza sold. The County team members have certificates to be used for the purchase of each pizza and the Olive Branch and Hernando Domino's Pizza locations will honor these certificates.

ITEM H.4, CONTINUED,

Ms. Hanks said they have also agreed to sell the team pizzas for \$5.00 each the night of the relay and the team will be sell these pizzas for \$2.00 a slice, which will make money for the team. Ms. Hanks said any donations made by the Board to purchase the pizzas would allow the team to make \$7.00 off the pizzas instead of \$2.00.

Ms. Hanks said that Sonic has agreed to provide the drinks for the night of the relay as a donation to the team's effort to raise money for the American Cancer Society.

Ms. Hanks said the Jeffery Pounders donated a DVD/VHS to be raffled off at \$1.00 per ticket, by the County team and the team members have tickets for sale.

5. Appointment to Civic Center Board

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to re-appoint Lamar Rodman, 8173 Canterbury Lane, Southaven, MS 38671, phone number 662-342-0054, as the District 2 member of the DeSoto County Convention and Visitors Bureau Commission, for four (4) year term expiring April 7, 2007. The motion passed by a vote as follows:

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

6. Homestead Exemptions

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve the Board President to sign the petition to adjust the homestead exemption supplemental roll as presented by the Chancery Clerk as follows:

PARCEL NUMBER & LOCATION	PARCEL NUMBER & LOCATION
2081-0213.0-00096.00 – Horn Lake	2081-0110.0-00269.00 - Southaven
2062-0902.0-00039.00 – Olive Branch	2072-0902.0-00079.00 – Southaven
3073-0603.0-00051.00 - County	4086-1301.0-00022.00 - County

The motion passed by a vote as follows:

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

****See Exhibit H.6****

7. Travel Reimbursement

Supervisor Tommy Lewis said when he went on the Blue Ribbon Trip to Washington, he had to put his hotel room expenses on his personal credit card because the County card did not work. Supervisor Lewis asked approval of the Board for the County to pay the reimbursement for this expense.

In accordance with Section 19-3-67 of the Mississippi Code of 1972, when any **ITEM H.7, CONTINUED,**

member of any Board of Supervisors shall be required to travel outside the State of Mississippi in the performance of his official duties, such member shall receive as expenses of such travel the same mileage and actual and necessary expenses for food, lodging and travel by public carrier or private motor vehicles as is allowed State officers and employees pursuant to the provisions of Section 23-3-41, Mississippi Code of 1972, this travel was previously approved on December 4, 2002 before trip was taken as further directed by the Mississippi Code, Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to authorize the clerk to write the check for the reimbursement expense for Supervisor Tommy Lewis. The motion passed by a vote as follows:

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

8. Southaven Library

County Administrator David Armstrong asked Jim Anderson, Director of the Regional Libraries, what the status was on the Southaven Library Grant for \$500,000. Mr. Anderson said they are unable to proceed with this until the decision is made where to locate the new library. Mr. Armstrong said Southaven has been unwilling to commit to the Snowden location. Mr. Anderson said he felt that it was not his place to approve the location they want. The library was to be located in a new area to service the community where the growth of the County has been, which was in the Snowden area. Supervisor Eugene Thach said Southaven was looking at a central location to build a new library and only have one library.

Mr. Anderson said he needs to have the Board of Supervisors and the City of Southaven meet to discuss the desired location for the new library.

Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to appoint a committee consisting of Supervisor Eugene Thach, Director of Operations & Maintenance Jim Bearden, Jim Anderson, Director of the Regional Libraries, and Architect Marvin Johnson, to meet with the City of Southaven Officials to discuss the location for the new Southaven Library. The motion passed by a vote as follows:

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

Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion, to recess the meeting until April 9, 2003 at 9:00 am. The motion passed by a vote as follows:

THIS the 7TH day of April 2003, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Gerald L. Clifton, President
DeSoto County Board of Supervisors