

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

TOMMY LEWIS, VICE PRESIDENT 2011 PRESIDING

August 1, 2011

A. CALL TO ORDER

The August 1, 2011 meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Tommy Lewis, Board Vice President.

Sheriff Bill Rasco 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 Bill Russell-----District 3
- Supervisor Allen Latimer-----District 4 Absent
- Supervisor Tommy Lewis-----District 5
- W. E. Sluggo Davis-----Chancery Clerk
- Michael Garriga-----County Administrator
- Tony Nowak -----Board Attorney
- Sheriff Bill Rasco-----Sheriff

B. INVOCATION

Deputy Carl Hurt presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. 9:00 a.m. Public Hearing for Tax Protests

In accordance with Mississippi State Law, Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to open the Public Hearing for real and personal property assessments rolls to allow the public to address the Board of Supervisors on any issue relating to valuation for the 2011 tax roll as previously presented by the DeSoto County Tax Assessor on the 1st Monday of July 2011. The motion passed by a vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene C. Thach-----YES
- Supervisor Bill Russell-----YES
- Supervisor Allen Latimer-----ABSENT
- Supervisor Tommy Lewis-----YES

1. Tony Banks: Parcel #'s 10972607.000226, 10972607.000227 & 10972607.000230

Tony Banks said he bought three parcels of land as described below in 1995 for \$145,000:

- 1.) 10972607.000226
- 2.) 10972607.000227
- 3.) 10972607.000230

Mr. Banks said he got another appraisal in 2005 and it was \$152,000 and another appraisal in 2008 and, again, it appraised for \$152,000. Mr. Banks said he just recently got another appraisal and it is

now appraising at \$65,000. He described the land as residential and said the three lots are in the Estates of Delta Bluff. He said the three parcels totaled ten acres of land and they had intentions of building a home on the property. Mr. Banks said they have decided not to build there and are building in Southaven. He said they have cleared the land, but have not built anything on it yet.

Supervisor Eugene Thach asked what company did the appraisals. Mr. Banks said Carlton D. Anderson Jr. did the last appraisal and Midsouth appraisals did one of the other appraisals. He said the last appraisal was done February 2011.

Mr. Banks said the Tax Assessor's Office told him that he should not appear today to protest his taxes and their office could charge whatever they wanted.

Supervisor Bill Russell asked how long they have owned the property. Mr. Banks said he has owned the property since 2005.

Supervisor Russell verified that the appraisal from the Tax Assessor's Office is \$90,000 for the 3 lots. Mr. Banks agreed.

Pieter Zee of the DeSoto County Tax Assessor's Office said he called Mr. Banks about this issue. Mr. Zee said according to Mr. Banks' appraisals, the value has decreased from \$152,000 to \$65,000. The last appraisal was done by the bank. Mr. Zee said all bank appraisals are coming in low due to the economic climate. Mr. Zee said the Tax Assessor's Office valued this property at \$30,000 per lot since 1995. He said the Tax Assessor's Office is set up for mass appraisals and they cannot change one property without changing the entire neighborhood. Mr. Zee said they would have to change everyone in the entire area. Mr. Zee said the Tax Assessor's Office has to make it fair and consistent. He said the property is now for sale by Mr. Banks for \$150,000. He said they still have a \$90,000 value on the property.

Mr. Banks said if anyone asks, he would sell the property for \$95,000. Mr. Zee said the property is appraised for \$90,000 so that seems fair. He said the Tax Assessor's Office is not hitting market value now with the values that are already in place. Mr. Banks explained that he used the property to finance his current home. He said, because of his credit, he used the land for the second loan and it is uncollateralized. Mr. Banks the only reason he did that is because the same bank has both the loans.

Supervisor Thach asked if Mr. Zee feels like the Tax Assessor's values are correct. Mr. Zee responded, yes. He said there are many people that bought land when the values were much higher. Those people are hurting now due to the economic climate and he sympathizes with Mr. Banks. Mr. Zee said this appraisal is for use of banks and for mortgage purposes only.

Supervisor Jessie Medlin said he knows it is difficult to appraise all of the land in DeSoto County. He asked when would property values go down. Mr. Zee said the values were hitting at about 80% in the last few years. He said the Tax Assessor values are now closer than they have been to fair market value, but they are still assessed under current market values.

Supervisor Russell said he is receiving calls about property valuations. He said he tells people that valuing property in DeSoto County is the Tax Assessor's job and responsibility.

Bill Bryant of the DeSoto County Tax Assessor's Office said if the economy continues to get worse and the Tax Assessor's Office has to reduce values it will affect the County budget. He said this information determines the County's budget every year and affects County taxes. Mr. Bryant said it takes a certain amount of money to fund the County. He said, if the Assessor's Office finds decreases on the values, that are proper they will make adjustments, but the County would have to increase millage to compensate for the loss.

Supervisor Medlin said he understands, but valuing property correctly is the Tax Assessor's job. He said, in that case, the County would have to cut back on some things.

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to deny the request from Mr. Tony Banks for parcel #'s 10972607.000226, 10972607.000227 and 10972607.000230, and keep the current valuation of the DeSoto County Tax Assessor based

upon the information and opinions provided by the Tax Assessor's office. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit D.1

2. Midsouth Packaging: Parcel's # 1066-2302.0-00020.00 & 1066-2302.0-00021.00

The Board of Supervisors considered a tax appeal request from Midsouth Packaging. Supervisor Tommy Lewis asked if there was anyone present to discuss this issue with the Board. No one came forward.

Board Attorney Tony Nowak said, the applicants are supposed to have two or more competent witnesses give proof of the facts supporting their protest. Mr. Nowak said the burden is on the applicant to demonstrate the assessment is erroneous. With no representative present there is no one here to give adequate proof to demonstrate there is an error in the assessment. Mr. Nowak did note the applicant did send one property comparison with their application.

Mr. Zee said the applicant had two comps and an appraisal done in 2008, but the appraisal was missing some of the pages. Mr. Zee said the County is about at market value according to the information they received.

Supervisor Jessie Medlin asked if the company once operated under a different name. Mr. Zee said yes. The company's former name was Menasha, but they changed the name to Midsouth Packaging.

Since there was no one present to represent the company and based on the incomplete paperwork submitted by the company, the overall lack of proof from applicant and the advice of the Board Attorney, Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to deny the appeal for Midsouth Packaging for parcel numbers 1066-2302.0-00020.00 and 1066-2302.0-00021.00, and keep the current valuation of the DeSoto County Tax Assessor. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit D.2

3. CVS Pharmacy

Chancery Clerk Sluggo Davis said he received a FedEx package late Friday afternoon regarding a tax appeal from CVS Pharmacy.

Supervisor Jessie Medlin asked if this is the CVS Pharmacy located on Church Road. Mr. Zee said he has not seen the appeal so he is not sure which location this is. Stephen Gullett of the Tax Assessor's Office said they have comps on all of those properties and they are definitely not over-valued. Mr. Gullett said CVS on Church Road is valued the same as the Walgreen's across the road and Walgreen's has not complained.

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to deny the appeal and keep the current valuation of the DeSoto County Tax Assessor for CVS Pharmacy based on the fact that no information was made available to the Board of Supervisors by CVS so there is no information to consider for dispute, there was no representative from CVS present for the appeal and there is an overall lack of proof. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

4. Dorchester Place Apartments

Chancery Clerk Sluggo Davis said he received information that the owners of Dorchester Apartments wanted to protest the values on the property for 2011. Pieter Zee of the Tax Assessor’s Office said Dorchester is a Section 42 Housing and the County has them assessed at about half of their actual value. Mr. Zee said they used the applicants values to arrive at the valuation. He said those properties are definitely not over-valued.

Supervisor Tommy Lewis asked if anyone was present to discuss the values for Dorchester Place. No one came forward.

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to deny the tax appeal from Dorchester Place Apartments based on the fact that no one was present and no evidence was presented to dispute the Tax Assessor’s Office valuations on the property. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

5. WW Grainger

Chancery Clerk Sluggo Davis said WW Grainger approached him with a protest for their taxes. The DeSoto County Tax Assessor’s Office said their office is not aware of any issues on the Grainger valuation, but they did not believe the property was over-valued.

Based on the fact there was no representative present from WW Grainger to present the tax valuation protest and they did not present evidence to support their claim of an over-valuation, Supervisor Bill Russell seconded the motion to deny the tax protest of WW Grainger, Inc. and to keep the current valuation. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit D.5

6. Stafford

Chancery Clerk Sluggo Davis said Mr. and Mrs. Stafford approached him to challenge the valuation on two parcels of property. He said the Tax Assessor’s Office valued the property at \$35,000. Mr. Davis said the Stafford’s purchased the property at a tax sale and they were unable to sell the property for \$25,000. The Stafford’s lowered the price more, but are still unable to sell the property.

The Board of Supervisors asked if Mr. Davis had information to present regarding the protest. Mr. Davis said he had no information from the Staffords.

Pieter Zee of the DeSoto County Tax Assessor’s Office said it is his understanding that the Stafford’s do not wish to appeal the taxes.

No motions were made nor votes taken on this issue because no evidence was presented for the Board to consider.

7. Terrace Park Apartments

Pieter Zee of the DeSoto County Tax Assessor’s Office said this tax appeal is for the year 2010. The Board acknowledged there was no information to consider.

Vanessa Lynchard said the representative from Terrace Park Apartments did file the information on time, but because the information was for 2010 and not 2011 taxes, she has been working with other parties to determine the appropriate action to protest the 2010 taxes. Mrs. Lynchard said the representative from Terrace Park said they would be at the Board meeting, but they are not here today because they did not think the item would be heard today based on her direction to them.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to take the matter under advisement until August 15th. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

8. Al Gilless

Chancery Clerk Sluggo Davis introduced Al Gilless to the Board of Supervisors who was present to protest his taxes. Mr. Gilless said he was not aware of the time for submission of the protest and therefore, did not have the paperwork prepared.

Board Attorney Tony Nowak said the appeal must be filed with the Board, but the Board has until the end of the month to submit a disposition. Mr. Nowak clarified that Mr. Gilless has until the end of August to actually submit the paperwork. It is anticipated that Mr. Gilless will present paperwork at the August 15, 2011 meeting.

No motions were made nor votes taken on this item.

Supervisor Tommy Lewis asked there was anyone else present who wished to discuss tax appeals. No one came forward.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to continue the Public Hearing until August 15, 2011 at 9:00 a.m. to hear the Terrace Park and Al Gilless protests, and any other protest that is timely filed. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

E. CITIZEN REMARKS

F. APPROVAL OF JULY MINUTES

The Board of Supervisors considered the minutes for July as presented.

Supervisor Jessie Medlin said he presented a few changes to the minutes, but none that substantially changed the minutes.

County Administrator Michael Garriga said that Supervisor Allen Latimer had one change in the minutes to a comment made by him regarding Solid Waste, but it did not substantially change the minutes.

The official minutes of the Board of Supervisors were read for the month of July 2011.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to accept the minutes of the Board of Supervisors for July 2011 and as presented this date with changes previously submitted pursuant to Section 19-3-27 of the Mississippi Code of 1972, annotated. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
 Supervisor Eugene C. Thach-----YES
 Supervisor Bill Russell-----YES
 Supervisor Allen Latimer-----ABSENT
 Supervisor Tommy Lewis-----YES

See Exhibit F

G. CONSENT

The Board of Supervisors considered the items on the Consent Agenda.

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to approve the Consent Agenda as follows:

1. Dept. of Human Resources: Monthly Health Claims

The following is a recap of all insurance claims funded for the month of July and paid to Humana:

Funding Request	Date Paid	Amount	Claim Type
Date			
7/1/11	7/5/11	\$78,290.99	Administration Fees
7/5/11	7/6/11	\$99,482.33	Medical
7/5/11	7/6/11	\$5,975.80	Dental
7/5/11	7/6/11	\$15,446.96	Pharmacy
7/11/11	7/11/11	\$40,655.44	Medical
7/11/11	7/11/11	\$7,113.75	Dental
7/11/11	7/11/11	\$13,106.00	Pharmacy
7/18/11	7/19/11	\$107,960.52	Medical
7/18/11	7/19/11	\$5,013.00	Dental
7/18/11	7/19/11	\$14,073.47	Pharmacy
7/25/11	7/26/11	\$146.95	Medical
7/25/11	7/26/11	\$3,048.75	Dental
7/25/11	7/26/11	\$15,770.14	Pharmacy
	TOTAL	\$406,084.10	

2. Justice Court Report

Criminal Cases Filed 84
 Civil Cases Filed 567
 Traffic Tickets Filed 631
 Total Cases Filed 1,282
 State Assessments \$50,915.61
 County General Fund \$92,880.31
 Total Collections \$143,795.92

3. Bailiff Pay - Liz Medlin - \$95.00

- 4. Publication of Board Proceedings**
- 5. Office of Finance & Accounting-Budget Amendments-Detailed in Exhibit G**
- 6. Office of Procurement- Procurement Card Activity Report-\$549.00**
- 7. Make Part of Minutes**
 - a. State-Aid Engineering Services – Waggoner Engineering, Inc.**
 - b. Contract Between DeSoto County and Flintco LLC for Jail Construction**
 - c. MS State Commission Final Approval of Tax Exemptions**
 - (1.) Fraenkel Co., Inc.**
 - (2.) Guardian Fiberglass, Inc.**
 - d. Environmental Services Agreement with Creative Recycling Services for E-Waste**
- 8. Grants Administration**
 - a. Accept FY10 Homeland Security Grants**
 - 1.) 10HS017T-\$308,660**
 - 2.) 10HS017T2-\$34,900**
- 9. Department of Road Management**
 - a. Road Report**
 - b. Work Schedule**
 - c. Road Bond Report**
 - d. Road Bonds to be Released**
 - e. Adopt-A-Road**
 - 1.) Green Acres Drive – Michael & Stephanie Kennedy**
 - 2.) Delta View Road (approx. 1.2 miles) – Employees of Harrah’s Casino & Hotel, Horseshoe Casino Hotel, and Tunica Roadhouse Casino & Hotel**
 - f. Changes to 2011 Asphalt Overlay List a& 4-Year Road Plan**
 - g. Change to the Official DC Road Map & Register**
- 10. Chancery Clerk Allowance (1) \$1,500.00**
- 11. MS State Tax Commission: Order Accepting Disallowances on Homesteads**

2053	0600		000500.00	Beasley, Robert W
1088	3804		00031.00	Boulton, Ulysses Jr.
1068	3404	1	000111.00	Brocato, Kristie Flesner
2083	0804	0	00591.00	Dyas, Jennifer L
3073	0602	3	00027.00	Tomlin, Brent M
1067	3523	0	000373.00	Johnson, Asa
1067	3615	0	00327.00	Young, Kathey
- 12. Appointments: Assistant Receiving Clerk – DHS Economic Assistance**

a. Delete Delise Cotton as Assistant Receiving Clerk

b. Appoint Ashley Milam as Assistant Receiving Clerk

13. Constable Annual Financial Report: Lee Hodge (Amended) \$16,703.00

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----NO
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit G

H. OLD BUSINESS

1. Bass Landing Agreement

Board Attorney Tony Nowak said at a previous meeting the Board questioned the County’s responsibility for the cleanup of debris at Bass Landing. Mr. Nowak said that Greenways Coordinator Larry Jarrett provided him with an agreement between DeSoto County and the h Yazoo-Mississippi Delta Levee Board from 1987, which was renewed in 2007. In the agreement, the County agreed to maintain the property at Bass Landing as long as the County has a lease on the property. Mr. Nowak said the Levee Board has offered to help with the cleanup of debris washed ashore from the recent high water events of this spring and assist the County with cleanup of debris from future high water events when possible. Mr. Nowak said the County could call on the Greenway program for cleanup of any trash and debris left by those visiting the site as part of the greenway system. Mr. Nowak clarified that under the ongoing lease agreement with the Levee Board, it is the County’s obligation to keep Bass Landing clean.

DeSoto County Greenways Coordinator Larry Jarrett said that Desoto County has already had bulldozers clean up the Landing from the last storm event.

No motions were made nor votes taken on this item.

2. Wildlife Mississippi Agreement for Wetlands Mitigation

Board Attorney Tony Nowak said the Board approved entering into a memorandum of agreement with Wildlife Mississippi. Mr. Nowak said, after working with them, there is an agreement ready to be considered by the Board for approval. Mr. Nowak explained the terms of the agreement as detailed in Exhibit H.2. and said it includes accommodating the County’s request for a boat ramp.

Supervisor Bill Russell said this gives the County all the mitigation needed for Holly Springs Road. Supervisor Russell asked if there is any mitigation allowance for other projects. County Engineer Andy Swims said no. This will only take care of Holly Springs Road.

Supervisor Russell asked if the public is allowed to hunt on the property. Mr. Coggins of Wildlife Mississippi said the current land owners would have the hunting rights, but not the general public. If the land owners ever give up those rights, it will be opened to bid from the public.

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to approve a Resolution approving the Memorandum of Agreement with Wildlife Mississippi and approve the Memorandum of Agreement with Wildlife Mississippi in connection with Wildlife Mississippi managing the wetlands bank necessary for the construction of Holly Springs Road. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----NO
Supervisor Eugene C. Thach-----YES

Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit H.2

I. NEW BUSINESS

1. Advertising County Resources: Toys for Tots

Michael Anderson thanked the Board of Supervisors for allowing him to appear before the Board to discuss an event to raise money for Toys for Tots. Mr. Anderson said the event would be held on September 24th at the National Guard Armory at 7:30 p.m. He said Ken White, Chairman of Toys for Tots, is also at the meeting to answer any questions presented by the Board. Mr. Anderson they are planning a wrestling event. He said it is important to help the children of DeSoto County and because of the economy there are many families who are unable to provide for their children on Christmas. Mr. Anderson said there is a lot of support from the people of DeSoto County. He said that wrestlers Dirty Dutch Manteel and Bill Dundee would be there. He said the River Kings are also involved. The event will be fun for the children. Mr. Anderson said he is asking for the support of the Board of Supervisors to help promote the event. He said the admission fee is \$6 for adults and \$4 for children or a toy donation will get free admission. The money for admission will go to Toys for Tots.

Supervisor Eugene Thach asked if anyone would receive pay. Mr. Anderson said everyone will volunteer except for the wrestlers.

Supervisor Jessie Medlin asked if this event goes through United Way. Mr. Anderson said no. All of the toys will stay in DeSoto County.

Mr. Anderson said DeSoto County resident, Michael Lee, will be at the event and will receive an award for excellence for his volunteer participation.

The Board of Supervisors asked if this event qualifies for Advertising County Resources funding. Vanessa Lynchard said the event does qualify under the guidelines the Board of Supervisors established because it brings people from outside DeSoto County as well as people from within the County.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to sponsor the wrestling fundraiser for Toys for Tots through Advertising County Resources in the amount of \$100. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----NO
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit I.1

2. House of Grace: Funding Request

Mrs. Lorraine Cady, Director of the House of Grace, said she is before the Board on behalf of the House of Grace. Mrs. Cady said they understand it is near the end of the County year and some of the Board of Supervisors may have Park Funds that could be directed to their facility. She said that recently the Oxford Shelter closed and the House of Grace is receiving many people that would normally go to Oxford. Mrs. Cady said there is a dire need at House of Grace for expansion and renovation in order to accommodate all the people as well as workers. Mrs. Cady said they are hoping the Board of Supervisors will allow the House of Grace to have any available fund. They would appreciate any help the Board can give. Mrs. Cady said the Board of Supervisors has always

been good to the House of Grace and it is very much appreciated.

Supervisor Tommy Lewis asked who funded the shelter in Oxford. Mrs. Cady it was funded by the state. She said every district in the state has a shelter.

Supervisor Bill Russell asked if the House of Grace gets funding from the state. Mrs. Cady said they do receive funding from the state, but not as much as Oxford received. She said they do get some grants and mostly operate on donations. She said they are trying to expand the administrative offices and find a larger space for the Thrift Store and that is how this money will be used.

Supervisor Lewis said the Board could look at options between now and the next Board meeting on August 15.

Supervisor Russell asked if there is money available. County Administrator said there is some money in Park Funds and through Advertising County Resources.

Supervisor Russell asked if Mrs. Cady must have a commitment now. Mrs. Cady said they are trying to finalize a contract for the renovations.

Sheriff Bill Rasco said, in their dealings with House of Grace, they have never turned anyone down and they carry many people to House of Grace.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to transfer \$2,500 from the District 3 Park Fund to donate to the House of Grace as it is a domestic violence shelter. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----	YES
Supervisor Eugene C. Thach-----	YES
Supervisor Bill Russell-----	YES
Supervisor Allen Latimer-----	ABSENT
Supervisor Tommy Lewis-----	YES

3. Extension Service: Broadband Project Coordinator

This item was held over since the Extension Service Representatives were unable to attend the meeting.

4. Grants Administration: Greenways Enhancement Grant (\$1,100,000)

Greenways Coordinator Larry Jarrett and David Baker with Fisher and Arnold appeared before the Board of Supervisors to discuss the Greenways Enhancement Grant. Mr. Jarrett said they are asking for a federal grant with a 20% match and the grant goes through MDOT. He said the projects associated with this grant are part of the Economic Development Plan. He said this will come from the funding the Board already provides to the Greenways Programs and no additional money will be necessary. He said we have asked for more money in the past, but, typically, they have funded at this level. Mr. Jarrett referenced a map that explained the plans to expand the Greenways Program and the grants that have been applied for to make these projects happen. The funding priorities totaling \$1,470,000 are as follows:

- 1.) Bass Landing Enhancements (\$576,000)
- 2.) Johnson Creek Multi-Purpose Trail Paving (\$796,000)
- 3.) Trail System Connectors (\$23,000)
- 4.) Cockrum Civic Center (\$75,000)

Mr. Jarrett presented a plan showing the locations for the projects in DeSoto County.

Supervisor Jessie Medlin asked who would maintain these sites. Supervisor Medlin said he has heard farmers say they have a hard time getting their equipment passed the bicycle signs that were placed on the highways. He asked if those signs could be staggered more to allow passage.

Mr. Jarrett said the signs could be staggered more.

Supervisor Bill Russell said he thought the locations were approved by the Road Department before the signs were placed. Mr. Jarrett said the Road Department did approve the location of the signs.

Supervisor Medlin said the project shows seven miles of walking trails at approximately \$800,000. Mr. Baker said that is correct.

Supervisor Medlin asked again about maintenance of the signs. Mr. Jarrett said maintenance of the bicycling signs should be treated like other highway signs. Supervisor Medlin said there are quite a few of the signs.

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to approve the grant application for the Greenways Enhancement Program as requested. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit I.4

5. Inventory Control Dispositions-Preliminary: Road Department

Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to declare the following items as surplus and authorize them to be auctioned through GovDeals.com:

Asset #	Description	Serial #	Reason for Disposal	Loc @ Preliminary
32349	FRTLNR BOOM TRK #144	1FVABUAK94DM18341	SURPLUS	Road Dept.
33705	FRTLNR BOOM TRK #145	1FVABVAKX4HN04282	SURPLUS	Road Dept.
35854	INTRNL BOOM TRK #149	1HTNNAAR97H395447	SURPLUS	Road Dept.
35882	CAT WHEEL-LOADER #690	CAT0930GVTWRO1721	SURPLUS	Road Dept.

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----ABSENT
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit I.5

6. Office of Finance & Accounting

a. Claims Docket

Chief Financial Officer Tom Arnold and Finance Clerk Stephanie Hanks of the Office of Finance and Accounting presented the claims docket to the Board. Ms. Hanks and Mr. Arnold read the items on the claims docket individually and the Board discussed these items.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit I.6

7. Board Attorney

a. Transfer E911 Generator to City of Hernando

Board Attorney Tony Nowak explained that E911 provided a generator to each city in years past, to support dispatch offices. Mr. Nowak said, over the years, that program has dwindled by need. He said there is an old generator that used to serve the City of Hernando dispatch center. He said E911 no longer has a need for the generator and would like to transfer the generator to the City of Hernando and the City of Hernando as agreed to take the generator. Mr. Nowak said the generator is actually County owned property. The generator can be transferred to Hernando for a nominal value, but there needs to be an agreement in place if the Board wishes to transfer the generator to the City.

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to authorize the Smith, Phillips, Mitchell, Scott and Nowak Law Firm to draw up an agreement for the transfer of a generator from E911 to the City of Hernando as requested by the E911 Commission.

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----NO
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit I.7.a

b. Interlocal Agreement: 2011 JAG Grant

Board Attorney Tony Nowak said that the County is the pass-through entity for the 2011 JAG Grant. The grant is used by the cities for law enforcement. He said, the last two years, the money has come through the County, but has been used by Olive Branch and Southaven. Mr. Nowak said the County does not receive any of this money and it does not cost the County any money to participate in the grant. He said the City of Olive Branch prepared this years' JAG Grant agreement for the City of Olive Branch, City of Southaven and DeSoto County. It has been approved by the City of Olive Branch and Southaven.

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to approve the interlocal agreement for the 2011 JAG funding and authorize the Board President to sign the interlocal agreement, based on the recommendation of the Board Attorney. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit I.7.b

8. Animal Services: Agreement for Veterinary Services

Director of Procurement and Administrative Services presented an agreement between DeSoto County and Dr. John M. Loftin, DVM for veterinary services at the DeSoto County Animal Shelter. Mrs. Lynchard said the prior agreement has expired and Dr. Loftin has agreed to renew the agreement under the same terms as the old agreement. She said Dr. Loftin has done an outstanding job at the Shelter and his services have been very helpful to the County.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the agreement for veterinary services with Dr. John Loftin s and to authorize the Board President to sign the agreement. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
 Supervisor Eugene C. Thach-----YES
 Supervisor Bill Russell-----YES
 Supervisor Allen Latimer-----ABSENT
 Supervisor Tommy Lewis-----YES

See Exhibit I.8

9. Office of Procurement

a. EMS-Extend Bid for Pharmacy Products

Director of Procurement Vanessa Lynchard said they are requesting to extend the bid for pharmacy products for EMS. She said the term of the original bid was for six months with an option to renew an additional six months if agreed to by the County and the company. She said all of the pharmacy companies except the one who supplies gloves had agreed to renew the agreement. Mrs. Lynchard said the money used to purchase only gloves is insignificant and the County can quote those out for future purchases.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve extending the pharmaceutical bids for an additional six months based on the recommendation of the Director of Procurement and Director of Emergency Services. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
 Supervisor Eugene C. Thach-----YES
 Supervisor Bill Russell-----YES
 Supervisor Allen Latimer-----ABSENT
 Supervisor Tommy Lewis-----YES

See Exhibit I.9.a

b. Purchases Greater than \$25,000: Sheriff Dept.-P.O. # 116251

c. Purchases Greater than \$25,000: Sheriff Dept.-P.O. # 116271

Director of Procurement Vanessa Lynchard presented a request to purchase vehicles for the DeSoto County Sheriff's Department that will total an amount greater than \$25,000. She said these purchases are secured under the interlocal agreement with the Missouri State Highway Patrol. She said purchases greater than \$25,000 come to the Board for approval.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to approve purchases of eight vehicles from the State of Missouri for the DeSoto County Sheriff's Department. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
 Supervisor Eugene C. Thach-----YES
 Supervisor Bill Russell-----YES
 Supervisor Allen Latimer-----ABSENT
 Supervisor Tommy Lewis-----YES

See Exhibit I.9.b.c

J. Planning Commission Agenda

**DeSoto County Board of Supervisors
 Planning Agenda
 August 1, 2011**

PUBLIC HEARING

Planning Commission Staff Zoning Map Revision (714) - Administrative revision to the County Zoning Map to correct a zoning designation error. The error concerns the misidentification of one lot of 1.07 acres as Planned Unit Development (PUD). The correct zoning designation should be Agricultural-Residential (A-R). Subject property is located at 13014 Goodman Road, on the north side of Goodman Road (Highway 302) and east of Fox Creek Drive in Section 29, Township 1, Range 5. (District 1)

Supervisor Russell made a Motion to open the Public Hearing to consider Administrative revision to the County Zoning Map to correct a zoning designation error. Supervisor Thach seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, EUGENE THACH	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, ALLEN LATIMER	<u>ABSENT</u>
FIFTH DISTRICT SUPERVISOR, TOMMY LEWIS	<u>YES</u>

Mr. McDougal presented the request for an administrative revision to the County Zoning Map to correct a zoning designation error that concerns the misidentification of one lot of 1.07 acres as Planned Unit Development (PUD). Mr. McDougal noted that this had been an out parcel of the Fox Creek PUD. He stated the correct zoning designation should be Agricultural-Residential (A-R).

Supervisor Medlin made a Motion to approve the administrative revision to the County Zoning Map to correct a zoning designation error for one lot of 1.07 acres located at 13014 Goodman Road, on the north side of Goodman Road (Highway 302) and east of Fox Creek Drive in Section 29, Township 1, Range 5. The lot was misidentified as part of the Fox Creek Planned Unit Development (PUD) and is to be correctly identified as Agricultural-Residential (A-R). Supervisor Thach seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, EUGENE THACH	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, ALLEN LATIMER	<u>ABSENT</u>
FIFTH DISTRICT SUPERVISOR, TOMMY LEWIS	<u>YES</u>

Supervisor Russell made a Motion to close the public hearing. Supervisor Medlin seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, EUGENE THACH	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, ALLEN LATIMER	<u>ABSENT</u>
FIFTH DISTRICT SUPERVISOR, TOMMY LEWIS	<u>YES</u>

CONSENT AGENDA

Minor Lots

District 5

Glenn Nix Minor Lot (6822) – Application is for final subdivision approval of one (1) lot of 3 acres and one (1) lot of 24.74 acres out of 27.74 acres. Subject property is located on the south side of Wheeler Road and west of Robertson Gin Road in Section 15, Township 4, Range 8 and is zoned Agricultural (A). (District 5)

****MUST PLAT AND RECORD****

Joe Whitfield Minor Lot (6823) – Application is for final subdivision approval of one (1) lot of 1.65 acres, one (1) lot of 24.32 acres and one (1) lot of one (1) acre out of 26.97 acres. Subject property is

located on the east side of Pleasant Hill Road and south of College Road in Section 13, Township 2, Range 7 and is zoned Agricultural-Residential (A-R). (District 5)

Mr. McDougal presented the applications above and stated they appear to be in compliance with the County’s Zoning and Subdivision Ordinances, subject to right-of-way dedication and Health Department approval and the platting and recording of Glenn Nix Minor Lot. He noted that the Planning Commission voted unanimously to recommend approval of these applications.

Supervisor Thach made a Motion to approve the Consent Agenda subject to staff recommendations and required dedication of public road right-of-way and Health Department approvals and platting and recording of the Glenn Nixon Minor Lot. Supervisor Lewis seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, EUGENE THACH	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, ALLEN LATIMER	<u>ABSENT</u>
FIFTH DISTRICT SUPERVISOR, TOMMY LEWIS	<u>YES</u>

Other Items:

1. Permit Refund Request – Mr. Joe Butler, Butler Pool & Spa

Mr. McDougal presented a request for refund of a pool permit fee in the amount of \$100 from Mr. Joe Butler, Butler Pool & Spa. He stated the refund the refund being requested because the contract for the pool fell through and there has been no work done on the pool by Mr. Butler.

Supervisor Russell made a Motion to approve a permit fee refund in the amount of \$100 to Mr. Joe Butler, Butler Pool & Spa. Supervisor Medlin seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, EUGENE THACH	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, ALLEN LATIMER	<u>ABSENT</u>
FIFTH DISTRICT SUPERVISOR, TOMMY LEWIS	<u>YES</u>

2. Permit Refund Request – Mr. Bubba Horne

Mr. McDougal presented a request for refund of building permit fees in the amount of \$54 from Mr. Bubba Horne. He stated the permit was pulled for work to be done on a burned out house, and that fees are not usually charged if permits are pulled within six months of a house fire.

Supervisor Russell made a Motion to approve a permit fee refund in the amount of \$54 to Mr. Bubba Horne. Supervisor Thach seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, EUGENE THACH	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, ALLEN LATIMER	<u>ABSENT</u>
FIFTH DISTRICT SUPERVISOR, TOMMY LEWIS	<u>YES</u>

3. I-69/I-269 International Trade Corridor Study Update

Mr. McDougal stated there has been great participation by the Planning Commission in the Corridor Study process and progress has been made during the Steering Committee meetings. Mr. McDougal stated the staff and the consultants are working on setting up a public meeting to do the same visioning exercises with

the public that the Planning Commission and Steering Committee, recently completed. He then stated he hopes to hold the public meeting around the end of August or beginning of September.

Mr. McDougal stated he was informed the request for an EDA Grant extension to October 31, 2011 was approved. He then stated the Board of Supervisor would also need to execute an addendum to extend the contract for the I-69/269 International Trade Corridor Study with the consultants, McBride Dale Clarion.

Supervisor Russell made a Motion to extend the contract with McBride Dale Clarion for the I-69/269 International Trade Corridor Study until October 31, 2011 and to authorize the Board Attorney to prepare the necessary addendum to the existing contract. Supervisor Thach seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, EUGENE THACH	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, ALLEN LATIMER	<u>ABSENT</u>
FIFTH DISTRICT SUPERVISOR, TOMMY LEWIS	<u>YES</u>

K. EXECUTIVE SESSION

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

L. OTHER ISSUES

1. Travel-County Court Judge

At the recommendation of the Chief Financial Officer Tom Arnold, Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to approve a travel reimbursement for the Desoto County, County Court Judge, for \$1,308.45 and authorize the clerk to write the check. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----ABSENT
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit L.1

2. Chancery Clerk Allowance

On this date, the County Administrator, Michael Garriga presented on behalf of the Chancery Court Clerk, W. E. Davis, an order of Allowances to the Board of Supervisors for the July 2011 term in the amount of \$1,550.00. Supervisor Jessie Medlin made the motion and Supervisor Bill Russell 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 C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit L.2

3. Animal Shelter

Supervisor Jessie Medlin commented about information he recently received regarding the vaccination cost increase at the DeSoto County Animal Shelter. The Board discussed that this program is beneficial for those who use the Shelter.

4. Chancery Clerk-Homestead Deletions

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to sign the homestead deletion sheet based on the recommendation of the Chancery Clerk Sluggo Davis. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

5. Park Fund-District 2

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to authorize the clerk to write checks from the District 2 Park Fund to allocate \$14,750 to the City of Olive Branch, \$14,750 to the City of Southaven and \$500 to the House of Grace. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

6. Human Resources-Animal Control (Hiring)

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to hire Marty Sparks as a full time Animal Care Technician at \$8.00 per hour effective upon successful completion of employment screenings. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

See Exhibit L.6

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to recess the meeting until August 15, 2011 at 9:00 a.m. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----ABSENT
Supervisor Tommy Lewis-----YES

THIS is the 1ST day of August, 2011 these minutes have been read and approved by the DeSoto County Board of Supervisors.

Tommy Lewis, Vice President
DeSoto County Board of Supervisors