

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

DISTRICT ONE JESSIE MEDLIN, PRESIDING

December 17, 2012

A. CALL TO ORDER

The December 17, 2012 meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Jessie Medlin, Board President.

Sheriff Bill Rasco of the DeSoto County Sheriff's Department was present and opened the DeSoto County Board of Supervisors meeting in a regular session to hear all business before the Board of Supervisors. The following officials were present:

Supervisor Jessie Medlin	District 1
Supervisor Mark Gardner	District 2
Supervisor Bill Russell	District 3
Supervisor Lee Caldwell	District 4
Supervisor Harvey Lee	District 5
Sheriff Bill Rasco	Sheriff
W. E. Sluggo Davis	Chancery Clerk
Vanessa Lynchard	County Administrator
Tony Nowak	Board Attorney

B. INVOCATION

Reverend Warren Richardson of the Summit Church on Highway 51 presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. CITIZENS REMARKS AND PRESENTATIONS

Supervisor Jessie Medlin asked if there was anyone in the audience who wished to address the Board who is not listed on the Agenda.

Supervisor Mark Gardner said he was talking to Reverend Warren Richardson about presenting the invocation and that Reverend Richardson may have a couple of comments.

Reverend Richardson thanked the Board for the opportunity to pray for the Board meeting. He said this time of year reminded him of an old song called Help Me Make it Through December. He said it seems like this time of year, sometimes we are just trying to get through December. He said he has been lifting the Board of Supervisors and County in prayer and believing God will change our country.

Reverend Richardson said the sadness of the school shootings last week are foremost in all our prayers and people were praying this weekend at ballgames and other events. He said players were wearing jerseys with the number 26 and people and coaches were praying for the children who lost their lives and parents and brothers and sisters who lost loved ones.

Reverend Richardson said people show compassion and caring and times like this opens our hearts to prompt a spirit of appreciation for what we have. He said yesterday, he thought about his kids and grandchildren and he is thankful for the safe places at schools and churches. Reverend Richardson said his heart goes out to the families.

Reverend Richardson said he appreciated the Board and all they do. He said it takes a lot to be in public office. He said he has been a minister for 30 years and it also takes a lot to work with people.

Reverend Richardson said the Board and other officials are being used to touch people's lives and he is grateful for the opportunity that God gives them to make a difference.

Reverend Richardson thanked the Board for their public service and for all they do.

E. APPROVAL OF AGENDA ADDITIONS AND DELETIONS

Supervisor Jessie Medlin asked if there was anyone who wished to add or delete items to the Agenda.

1.) Supervisor Bill Russell thanked Reverend Richardson for his comments and said he wanted to read an excerpt from the President's speech. Supervisor Russell wanted to talk about the recent school shooting and ways to protect DeSoto County.

2.) Board Attorney Tony Nowak requested to add the following:

a.) Fogg Road - Right of way discussion

b.) Lease Agreement with Walls Fire Department

c.) MS Department of Health Final Agreement for Ambu Bus Stretcher

d.) Various Loans – CVB

e.) Suggested an item to be discussed in a closed determination to determine if it qualified for executive session – Greenways Property Acquisition

3.) Supervisor Jessie Medlin requested adding an appointment for an opening on the Region IV Board.

4. Supervisor Jessie Medlin said that County Administrator Vanessa Lynchard is requesting to add the following items:

a.) Authority to bid copiers throughout the county.

b.) Suggested an item to be discussed in a closed determination to determine if it qualified for executive session – Property Acquisition – County Offices

c.) Suggested an item to be discussed in a closed determination to determine if it qualified for executive session – Industrial Prospect

5. Chief Financial Officer Tom Arnold requested adding the following:

a.) Debt Service Payments (2)

b.) Budget Amendment

c. Approval for purchase for Homeland Security Task Force Grant

6.) Inventory Control Clerk Char McCool requested adding:

a.) One final disposition for the Road Department

b.) One preliminary disposition for Sheriff's Department

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to approve the Agenda with additions.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

1.) Supervisor Bill Russell thanked Reverend Richardson for his comments and said he wanted to read an excerpt from the President’s speech. Supervisor Russell wanted to talk about the recent school shooting and ways to protect DeSoto County.

Supervisor Russell said we cannot accept events like the shootings in Connecticut as a matter of routine. Are we prepared to say our children are dispensable? Supervisor Russell said he did not see how anyone could look at the children’s faces and not say there is nothing more sacred. We cannot accept events like this as routine.

Supervisor Russell said gun control is not the answer. He said we have to do something now. Supervisor Russell suggested forming a committee with School Superintendent Kuykendall, the police from all of the cities and the Sheriff’s Department and move forward.

Supervisor Russell said the Sheriff and police have done a wonderful job. He said for 8 years he would not support a tax increase. He said he asked this Sheriff this morning to get with the Police in all of the cities and to come up with a substantial plan.

Supervisor Russell said people go to church to mourn and people have been shot. People are shooting in the schools. He said there needs to be trained capable personnel on every campus. He directed County Administrator Vanessa Lynchard to contact Superintendent Kuykendall.

Supervisor Lee Caldwell said the schools already have been working on communications throughout some of the school districts. Supervisor Caldwell said we would need to ask Bobby Storey if the cities are involved.

Emergency Services Director Bobby Storey said one of his staff is meeting with them today.

Supervisor Caldwell said the schools already have formed emergency committees.

Supervisor Russell said he wanted to see members from the Board and the cities on these committees.

Sheriff Bill Rasco said they need to work with the School Board to form a plan and teach the teachers on what to do in case of an event like the one last week.

Supervisor Caldwell said the School Board does have a plan in place. She said we have a strategy but everything needs to be put into place. She said she would like to make sure the Emergency Response Teams include Sheriff Bill Rasco and the Elected Officials. Supervisor Caldwell said that she and Supervisor Harvey Lee are already on the EMA Committee.

Supervisor Mark Gardner said he would like to expand all of the existing committees and wants the Board to be included so they are involved in the funding.

Supervisor Bill Russell said he thinks we need to start thinking outside the box. He offered suggestions on how to better equip teachers and personnel in the schools.

Supervisor Harvey Lee also offered suggestions to better equip principles, teachers and coaches.

Supervisor Jessie Medlin asked how many schools do not have a resource officer on site. Sheriff Rasco explained that essentially all of the Jr. High and High Schools have officers, but the pre-K and elementary schools do not have officers. Supervisor Russell reminded the Board that Headstart is also a concern as well.

Supervisor Gardner encouraged the committee members to get the wheels rolling today with the committees so that changes could take place swiftly.

Supervisor Lee Caldwell made the motion and Supervisor Harvey Lee seconded the motion to leave the EMA Team in place, but to include elected officials from each city, Sheriff Bill Rasco, the Police Departments and the Emergency Management Team.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

2.) Board Attorney Tony Nowak requested to add the following:

a.) Fogg Road - Right of way discussion

At the recommendation of the Board Attorney, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve a right of way acquisition on Fogg Road and to cut a check in the amount of \$5,600.00 to Easy Way Foods.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

b.) Lease Agreement with Walls Fire Department for an Emergency Shelter

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to approve the lease agreement with the Walls Fire Department by which the County will provide funding for certain improvements and the Fire Department will make the facility available as an Emergency Shelter.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit E.2.b

c.) MS Department of Health Final Agreement for Ambu Bus Stretcher

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to approve the final agreement with the Mississippi Department of Health for the use of the Ambu Bus Stretcher on School Buses.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>ABSENT</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>

See Exhibit E.2.c

d.) Various Loans – CVB

Board Attorney Tony Nowak said he was asked by the Board to look back at the agreements and documents on the CVB loans. Mr. Nowak reminded the Board that he could not give any advice to the Board of Supervisors on this situation which may conflict with the best interest of the CVB since he sits on both Boards. He said he would pass out a copy of information that he could provide for the Board of Supervisors from research done by him and the previous County Administrator Michael Garriga on the CVB loans subject to repayment, and that he would provide the CVB with a similar memorandum. Mr. Nowak said the CVB made clear their intentions last year, by passing a resolution affirming the 2006 agreement, to pay back the funds as outlined in the 2006 agreement. Per the 2006 agreement the CVB will pay back the funds the County provided, but the agreement provides the payments will be made as funds are available to do so. There are no specific details on the payments.

Supervisor Bill Russell asked if this was the agreement where the Board agreed to waive the interest on the loan.

Mr. Nowak said yes. Mr. Nowak also noted that at the last meeting with Williams & Pitts, Auditors for the CVB, Mr. Williams stated that \$100,000 a year is the most funds available for the CVB to pay the County at this point based upon its financial status. Mr. Nowak said a revised interlocal between the County and CVB could be prepared to set more specific guidelines for repayment of the loans if that is what both parties desire.

Supervisor Mark Gardner asked if the CVB was that far in the red. There have been a lot of funds coming in and he would like to see how they have utilized this income.

Supervisor Jessie Medlin said that when the CVB purchased the adjoining land a few years ago that could have been where some of the funds were spent.

Supervisor Gardner said they have always stated that the roof of the building would be needing repair and they were trying to have funds to do this with, but the building is only 11 years old and the roof should last another 9 to 10 years.

Supervisor Medlin said they need to ask the CVB to see if they had a contingency fund.

Supervisor Gardner said he would like to see a copy of their budget, since they have reduced staff and their bookings on events has increased.

Supervisor Medlin said the Board needs to get a copy of the budget from the CVB and to also get an agreement established on how much and when funds could be repaid.

Supervisor Gardner asked the County Administrator to get with the CVB and get a copy of their budget.

No motions were made on this item.

e.) Suggested an item to be discussed in a closed determination to determine if it qualified for executive session – Greenways Property Acquisition

This item was determined as appropriate to be heard in executive session.

3.) Supervisor Jessie Medlin requested adding an appointment for an opening on the Region IV Board.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve appointing Ms. Pat Sylvester as the Board appointee to the Region IV Board.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

4. Supervisor Jessie Medlin said that County Administrator Vanessa Lynchard is requesting to add the following items:

a.) Authority to bid copiers throughout the county.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to authorize soliciting bids for copy machines throughout the county.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

b.) Suggested an item to be discussed in a closed determination to determine if it qualified for executive session – Property Acquisition – County Offices

This item was determined as appropriate to be heard in executive session.

c.) Suggested an item to be discussed in a closed determination to determine if it qualified for executive session – Industrial Prospect.

This item was determined as appropriate to be heard in executive session.

5. Chief Financial Officer Tom Arnold requested adding the following:

a.) Debt Service Payments (2)

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to approve paying \$197,675.00 for debt service for the 2012 refunding bond and \$50,875 for the GO 2004 bond and for the clerk to write the checks.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit E.5.a

b.) Budget Amendment

c.) Approval for purchase for Homeland Security Task Force Grant

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to approve a budget amendment to the Homeland Security Grant to make adjustments to funds to match the grant approval for MOHS on equipment purchase of night vision goggles for the aviation division in the sheriff department, and to approve the setup on a new MOSH grant for \$8,000 to purchase an explosives detection canine to be paid with grant funds as soon as the dog is received.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit E.5.b.c

6.) Inventory Control Clerk Char McCool requested adding:

- a.) One final disposition for the Road Department
- b.) One preliminary disposition for Sheriff's Department

Supervisor Jessie Medlin made the motion and Supervisor Harvey Lee seconded the motion to approve the following final disposition for the Road Department inventory that was sold at auction and the Preliminary Disposition for the Sheriff's Department to declare items as surplus inventory:

Road Department

ASSET #	UNIT #	DESCRIPTION	SERIAL #	REASON FOR DISPOSAL	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	LOCATION OF FINAL DISPOSAL	DATE OF FINAL APPROVAL
31843	639	NH TRACTOR	173005B	SURPLUS	ROAD DEPT	04/16/12	JIMMY COX	CRENSHAW AUCTION	12/17/12
31844	640	NH TRACTOR	173013B	SURPLUS	ROAD DEPT	"	"	"	"
35787	668	JD 6420 BOOM MOWER	L06420H437936	SURPLUS	ROAD DEPT	"	"	"	"
35847	677	JD 6420 TRACTOR	L06420H479045	SURPLUS	ROAD DEPT	"	"	"	"
30564	72	FORD 2000 EXPLORER	1FMZU62X9YU85112	SURPLUS	ROAD DEPT	"	"	"	"
712155	616	ROSCO CHIP SPREADER	35741	SURPLUS	ROAD DEPT	"	"	"	"
30746	137	FORD 1984 DUMP TRUCK WITH DISTRIBUTOR	1FDNK7063EAA05498	SURPLUS	ROAD DEPT	"	"	"	"

Sheriff's Department

ASSET #	GRANTEE	DESCRIPTION	SERIAL #	ISSUE/REASON FOR DISPOSAL	Y R	A C Q	C O S T	LOCATION AT PRELIMINARY
34678		2004 FORD CROWN VIC	2FAFP1W44X155505	BAD TRANSMISSION - COST OF REPAIRS MORE THAN CAR VALUE - 240,000 MILES / NR-C	06	13K		SO LOT
41717		2003 FORD F150	2FTRX17L03CA99666	FORFIETURE SURPLUS / AUCTION IN JAN	11	5K		SID LOT
42498		1999 FORD EXPEDITION	1FMRU1768XLC31633	FORFIETURE SURPLUS / AUCTION IN JAN	12	18H		SID LOT

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit E.6.a.b

F. CONSENT AGENDA

The Board of Supervisors considered the following items on the meeting's Consent Agenda.

Supervisor Jessie Medlin verified the procurement card log is true usage. County Administrator Vanessa Lynchard said it is a log of every monthly expense.

Supervisor Mark Gardner asked if the Board Attorney had reviewed the agreement with Region IV for psychological testing. Board Attorney Tony Nowak said he did review the agreement and everything is in order.

Sheriff Bill Rasco said this is a contract with the Sheriff's Department to test officers. Mr. Charlie

Spearman of Region IV said they may be able to save time and money for the Sheriff Department.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to approve the Consent Agenda as follows:

1. Office of Finance and Accounting

a. Budget Amendments

b. Request to Repay Interfund Loans

From: Energy Grant-MDA Funds \$37,500.00 (306-000-149)
 To: General County Fund \$37,500.00 (001-000-054)
 From: 2012 JABG Grant Fund \$63,897.00 (109-000-149)
 To: General County Fund \$63,897.00 (001-000-054)

c. Request to make Interfund Transfer

To: Solid Waste Fund \$14,748.00 (105-000-387)
 From: General Fund \$14,748.00 (001-900-951)

d. Request for Transfer of Sheriff Seized Funds

Agency Case #	Date Declared	MFGR	Year	Description	Serial #	Value
SID DC07-0128	12/04/12	Winchester		12GA Shotgun	830393	\$100.00

e. Inventory Dispositions: Final

1) Sheriff’s Department: Forfeiture (1) – Approval to add to inventory

AGENCY	CASE #		DATE DECLARED	MFGR	YEAR	DESCRIPTION	SERIAL #	VALUE	COUNTY #
SID	DC07-0128	LARRY MCCACHREN	12/04/12	WINCHESTER		12 GA SHOTGUN	830393	100.00	42822

2) Facilities Management (1)

ASSET #	DESCRIPTION	SERIAL #	REASON FOR DISPOSAL	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	LOCATION OF FINAL DISPOSAL
1064	Clarke Vacuum	VC 2965	Broken	FM Shop	11/05/12	T MARTIN	LANDFILL
36615	Javelin Monitor	7110145	Broken	FM Shop	"	"	E-WASTE
31984	Sylvania TV/VCR	V12021724	Broken	FM Shop	"	"	"
38389	Vizio TV	LSPBLBJ0962170	Broken	FM Shop	"	"	"

3) Sheriff’s Department (2)

ASSET #	DESCRIPTION	SERIAL #	REASON FOR DISPOSAL	LOCATION AT PRELIMINARY
32008	ALARM SYSTEM NETWORK X NX8 C	N/A	Permanently affixed in the building	Igloo Building

ASSET #	DESCRIPTION	SERIAL #	REASON FOR DISPOSAL	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	LOCATION OF FINAL DISPOSAL
40294	Motorola Blackberry Curve Cell Phone	358427034275555	Broken	Sheriff Dept.	11/05/12	C SCOTT	E-WASTE
40282	Motorola Blackberry Curve Cell Phone	358427033787105	"	"	"	"	"
40280	Motorola Blackberry Curve Cell Phone	358427033786933	"	"	"	"	"
39000	NOKIA CELL PHONE	354830101478023	"	"	"	"	"
39787	NOKIA CELL PHONE	354831017268319	"	"	"	"	"
***	Motorola Blackberry Curve Cell Phone	363932048675877	"	"	"	"	"
***	Motorola Blackberry Curve Cell Phone	358427031162368	"	"	"	"	"
***	Motorola Blackberry Curve Cell Phone	353932048792250	"	"	"	"	"
***	NO ASSET STICKER WAS ISSUED						

2. Grants Administration Closeouts

a. Juvenile Assistance Block Grant (JABG) – Closeout Expense \$36,627.37

b. Victim Witness – Youth Court- Closeout Expense

3. DeSoto County Administration Safety Report

4. Office of Procurement

a. Request to Accept & Approve Bid Specifications & Solicit Bids for Pharmaceutical Supplies for EMS and Sheriff’s Department

b. Request to Accept & Approve Bid Specifications & Solicit Bids for Inmate Supplies

c. Request to Accept & Approve Bid Specifications & Solicit Bids for Amphibious Vehicle

d. Procurement Card Log for November 2012

5. Department of Road Management: Monthly Safety Report

6. Chancery Clerk’s Office: Order Approving Mississippi Department of Revenue to Delete Taxpayers from the DeSoto County Homestead Roll & Board President to Sign

7. Chancery Clerk Allowance (1) \$1,500.00

8. Establish as Part of the Formal Record and Enter into the Board’s Minutes: Agreement with Region IV for Psychological Testing

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit F

G. OLD BUSINESS

1. Board Attorney: Interlocal Agreement for Funding School Training Course

Board Attorney Tony Nowak said this is an interlocal agreement between the County and the DeSoto County School District for construction of a confidence training course at Horn Lake High School. This is a one-time county contribution of \$15,000 toward funding for the construction. This course will be used by the various police departments within the county, the Sheriff’s Department and Emergency Services training.

Supervisor Lee Caldwell made the motion and Supervisor Bill Russell seconded the motion to approve the interlocal agreement between the County and the DeSoto County School District for construction of a confidence training course at Horn Lake High School with a one-time county contribution of \$15,000 toward funding for the construction.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit G.1

H. NEW BUSINESS

1. 9:15 a.m. – Tax Exemptions

a. Teleflex Medical Inc.

b. LIT Industrial Limited Partnership

Jim Flanagan, President and CEO of the DeSoto Economic Development Council, said that Teleflex Medical Inc. is requesting a Freeport warehouse tax exemption. They will come back in early spring to request ad valorem tax exemptions.

Mr. Flanagan introduced Brad Kornegay of LIT Industrial Partnership. Mr. Kornegay said Teleflex Medical now have 58 employees and will increase to 255 employees. They have excellent fringe benefits which represents 31% of the salary. Mr. Flanagan said Teleflex is requesting a Freeport Tax Exemption and LIT Industrial Limited Partnership is requesting a 10 year Real Tax Exemption for land and building in the amount of \$21,522,143.00

Supervisor Jessie Medlin asked the exact location of the center. Mr. Flanagan said it is located on Polk Lane behind Hamilton Beach.

Supervisor Lee Caldwell said the Board always requests the companies to hire DeSoto County citizens so the money goes back into the county. Supervisor Caldwell said she saw they are using the WinJob Center and she likes that.

Supervisor Jessie Medlin made the motion and Supervisor Harvey Lee seconded the motion to approve a Freeport warehouse tax exemption for Teleflex Medical Inc., 11245 N. Distribution Cove, Olive Branch, MS 38654 and a 10 year Real Tax Exemption for LIT Industrial Limited Partnership located for land and building occupied by Teleflex Medical Inc.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.1.a.b

c. U.S. INDUSTRIAL REIT II

d. Creedence Holdings LLC dba West Coast Novelty Group

Tim Moore of IDI and Leeann Gray with West Coast Novelty said they are here today to seek a Freeport tax exemption. The building they will occupy has been empty for quite some time. It is 450,000 square feet.

Ms. Gray said she is a resident of DeSoto County and West Coast Novelty Group is currently bringing on a new line of apparel representing major league baseball. She said the licensed apparel will be in stores like Walmart and Kroger.

Supervisor Mark Gardner asked approximately how many people they would employ during the spring and summer. Ms. Gray said currently they have 22 full time and 1 temporary employees. They will begin adding more temporaries the beginning of February for a total of 75 temps. She said they offer a very generous benefits package.

Mr. Flanagan said they are requesting a Freeport warehouse tax exemption for Creedence Holdings LLC dba West Coast Novelty Group and a 10 year Real and Personal Tax Exemption for US Industrial REIT II, the building owners.

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to approve a Freeport warehouse tax exemption for Creedence Holdings LLC dba West Coast

Novelty Group located at 295 Marathon Way, Southaven, MS 38671 and a 10 year Real and Personal Tax Exemption for US Industrial REIT II the owners of the building being occupied by West Coast Novelty Group.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.1.c.d

e. ANDA Pharmaceuticals, Inc.

Mr. Flanagan said ANDA Pharmaceuticals Inc., is requesting a 10 year personal and Freeport warehouse tax exemption. He introduced Anthony Mihelich of ANDA.

Mr. Mihelich said they currently have 62 employees and have been shipping since the end of May. ANDA is a national distributorship of pharmaceuticals and ship to 40 states. They offer a generous benefits package with a 6% match to 401K.

Supervisor Jessie Medlin made the motion and Supervisor Harvey Lee seconded the motion to approve a 10 year Personal and Freeport Warehouse Tax Exemption for ANDA Pharmaceuticals, located at 8644 Polk Lane, Olive Branch, MS 38654.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.1.e

f. Millstone Medical Outsourcing

Mr. Karl Neuberger of Millstone Medical said they have seventy five employees and recruit in DeSoto County. They are located on Polk Lane and offer a good benefits package.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion the motion to approve a Freeport tax exemption for Millstone Medical, located at 8836 Polk Road, Suite 100, Olive Branch, MS 38654.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.1.f

g. Hacks Cross Asset, LP (Five Below)

Mr. Flanagan said the tenant for Hacks Cross Asset, LP is company called Five Below and there was a MOU under Industrial Project Torino. Mr. Flanagan introduced Mr. Max Aldrich.

Mr. Aldrich said Five Below is a new distribution center similar to Dollar Tree. He said the MOU was previously for 65,000 square feet. They sell to the preteen market and recently went public. There will be approximately 102 jobs with an average salary of \$14.60 with benefits. Mr. Aldrich said their headquarters are in located in Philadelphia. He said this will be their second distribution center. They are looking for approximately 96-97 employees through the WinJob Center.

Supervisor Jessie Medlin made the motion and Supervisor Harvey Lee seconded the motion to approve a 10 year Real Property Tax Exemption for Hacks Crossing Asset, LP with the tenant being Five Below, located at 9105 Hacks Cross Road, Olive Branch, MS 38654.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.1.g

h. EXEL Inc.

Kip Greer with EXEL Inc. said their tenant customer is Zimmer US, Inc. and is located in Southaven. They are seeking a Freeport warehouse tax exemption. Mr. Greer said Zimmer distributes medical reconstruction trauma devices and supplies. They have been in business since 1927. They currently have 127 employees and that will grow to 150 after two years. They recruit in DeSoto County and a lot of the current employees are from the county.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to approve a Freeport Warehouse Tax Exemption for the Exel Inc. tenant Zimmer US, Inc. located at 8890 Commerce Drive, Ste. 101, Southaven, MS 38671.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.1.h

i. GE International Inc.

Karla Wisinski, Operations Manager of GE International Inc. in Olive Branch said they are requesting a 10 year Personal Property Tax Exemption. She said GE is expanding to add wind turbine parts distribution to all of the U.S. They will be adding 13 new positions through the WinJob Center and about 20 temporary positions. Ms. Wisinski said due to the timing, they are requesting a nine year Personal Property tax exemption.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to approve a nine year Personal Property Tax Exemption for GE International Inc., located at 9124 Polk Lane Suite 105, Olive Branch, MS 38624.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.1.i

2. Insurance – Worker’s Compensation and Health Insurance Update

a. Worker’s Compensation

Mr. Ric Stallings of Harris Madden & Powell said he met with the insurance committee last week. Mr. Stallings presented a comprehensive proposal for worker’s compensation for DeSoto County employees. Mr. Stallings said his firm has provided service for DeSoto County since 1998. He explained that payroll increases and higher exposure positions makes rates higher. Mr. Stallings said the rate last year was \$530,281 and the renewal rate for 2013 is \$507,984.

Mr. Stallings said the Experience Modification Factor decreased 2% (from 1.05 to 1.03). He said there was a payroll increase by \$757,750 which was mostly in the Nurses class code and EMT class code.

Supervisor Bill Russell asked if there is a way to keep the experience mod down. Mr. Stallings said it is based on the number of claims and the value of the claims. He said with control on claims this would help keep the premium rate down. He said depending on the performance of a certain year, the experience mod will change because each year one year will roll off and a new year will be factored in.

Mr. Stallings said they shopped several different companies which are listed in the presentation. He said they recommend Liberty Mutual Insurance for worker’s compensation insurance for DeSoto County employees.

Mr. Stallings referred to page 11 of the handout and reviewed health claims from 2008-2012. He said the premium for 2013 with today’s payroll is lower than ever in the last 10 years.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the recommendation of Harris Madden & Powell for worker’s compensation insurance with Liberty Mutual Insurance for DeSoto County employees.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.2.a

b. Health

c. Supplemental & Disability

d. Additional Options

Rex Haynes and Barbara Reed of Brown and Haynes appeared before the Board to discuss employee health insurance. Mr. Haynes thanked Supervisor Jessie Medlin, Sheriff Bill Rasco and others for serving on the committee.

Mr. Haynes said his office reviews the county insurance trends every month. He said they always try to improve the county’s cash reserve and said their recommendations of benefit changes would result in a county savings of \$180,000 annually.

Mr. Haynes said the county has requested a hearing aid plan and that is also one of the plan changes. He said 80% is paid on the cost of hearing aids with a maximum employee pay out of \$5,000 every three years. The Board discussed the high cost of hearing aids and that \$5,000 would be a definite benefit.

County Administrator Vanessa Lynchard told the Board that Mr. Haynes and his group have been very responsive to the county needs and requirements. She said their recommendation brings the gap in the county's cash reserve down from \$400,000 to between \$100,000 to \$200,000. She said the county keeps six months of funds in the pool and we are borderline at the limit today. She said this will allow the county to take measures to keep the gap down, and close the cap on the loss.

Supervisor Bill Russell said that is terrific and asked what the difference is with CIGNA. The CIGNA representative said they look very closely at medical claims and other factors and feel like their claims managers do a very good job.

Supervisor Russell asked if an employee is determined to be disabled by a doctor, would a claim be denied. The CIGNA representative said the claims are reviewed by their doctors for those cases.

Supervisor Jessie Medlin said the employees know the insurance benefit is a rich package. He said he would like for the employees to be educated on the changes going into effect.

Supervisor Mark Gardner thanked the committee for their work on the insurance plan.

Sheriff Bill Rasco and Tax Assessor Representative Pete Zee thanked the Board for the hearing aid benefit.

Barbara Reed of Brown and Haynes also thanked the committee including Tom Arnold and Human Resources personnel.

Mr. Haynes thanked the Board and the committee. He said they would meet with Human Resources to set up training and enrollment.

Supervisor Jessie Medlin made the motion and Supervisor Mark Gardner seconded the motion to adopt the recommendation changes of the Insurance Committee for employee health, supplemental and disability insurance as follows:

***Insurance Committee Recommendations for
Benefit Changes
March 1, 2013 DeSoto County Employees***

	Current	Committee Recommends	Savings to County	
	Employee Monthly Premiums	Employee Monthly Premiums		
Employee Only	-0-	-0-	-0-	
Employee/Child(ren) (77)	\$198	\$223 (+\$25)	77 X 25 X 12 = \$23,100	
Employee/Spouse (43)	\$222	\$247 (+\$25)	43 X 25 X 12 = \$12,900	
Employee/Family (120)	\$246	\$271 (+\$25)	120 X 25 X 12 = \$36,000	
			Total \$72,000	
	Benefits	Benefits		
Deductible In / out of network	\$500/\$1,500	\$750/\$2,250	2.73% \$107,238	
			Combined Savings	\$179,238
Add Hearing Aid Benefit		\$5,000 every 3 years	Cost .5% of claims \$19,641	
			Net Savings	\$159,597
Offer Tele-Health on a voluntary basis		\$12.00 per month per household		

Comparison of Life and Short Term Disability Benefits

Recommendations of the Insurance Committee

Current UNUM	Monthly Cost
\$50,000 Life and \$50,000 AD&D	\$6,798
Short Term Disability <u>30 Days</u> / 22 Weeks	\$8,779
Total current monthly cost to County	\$15,577

CIGNA to replace UNUM with upgrade to Short Term Disability

\$50,000 Life and \$50,000 AD&D	\$5,490
Short Term Disability <u>8 Days</u> / 24 Weeks	\$10,263
Total monthly	\$15,753

This upgrade will eliminate the need for AFLAC voluntary Short Term Disability. Savings to employees who no longer need the AFLAC Short Term Disability may be \$30,000-\$36,000 annually or more.

County will no longer payroll deduct premiums for AFLAC or any other company not authorized by the Board. Employees will have the option to continue their AFLAC policies on an individual basis.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.2.b.c.d

3. 10:30 a.m. 2013 Legislative Requests

Supervisor Jessie Medlin recognized the Legislative Delegates and asked them to introduce themselves.

Representative Pat Nelson, District 40; Representative Forrest Hamilton, District 6; Representative Wanda Jennings, District 7; Representative Bill Kinkade, District 52; Senator David Parker, District 19; and Senator Chris Massey, District 1.

a. Affordable Rental Housing

Supervisor Medlin asked Pieter Zee, Tax Assessors Office, to present the Affordable Rental Housing issue. Mr. Zee stated that DeSoto County has experienced the problem since 2005 on assessed low income property as result of Senate Bill 3100

Mr. Zee stated that in the 70's and 80's the government subsidized apartment housing projects. The developer financed 60% of the cost and the government paid the balance of funds for the project. Mr. Zee said when the taxes are assessed; they are not allowed to count the funds that the government provided for the apartments. Therefore, these subsidized apartments are not valued like other apartments that are not subsidized.

Mr. Zee asked the legislature to push for the income from properties to be assessed instead of the value approach. He said the overall taxes lost for 2011 was \$24,953,977.00 for both the cities and county. The legislative book provided to the representatives present gave the breakdown on taxes lost by each city and the county.

Representative Wanda Jennings stated that the Gulf Coast has a huge problem with this same issue. She suggested a membership between DeSoto County and the Gulf Coast Counties to work with MAS in order to pass legislation.

Mr. Zee said the County is now being faced with development of several nursing homes in the County and they are also be subsidized by the government and they will fall under this same legislation.

Representative Forrest Hamilton said whether the House or the Senate gets the bill implemented they need to follow it all the way until it is approved by the governor.

b. Authority for the County to Recover the Actual Cost Incurred in Enforcing the Zoning Laws

Board Attorney Tony Nowak addressed the Legislature regarding the county's ability to recover expenses for court and attorney costs when they have to take a zoning ordinance claim to court. This happens frequently on foreclosed subdivisions and when developers fail to keep their property clean. The county can require compliance with the zoning ordinance but cannot award the County the discretion to award court costs and attorney fees to counties if they successfully prosecute zoning enforcement.

Representative Hamilton asked if the county had the dollars that were lost. Mr. Nowak said that the figures vary from year to year and we could pull the data for them.

c. Delta Bluff Scenic Byway Corridor Management Plan

Greenways Director Larry Jarrett addressed the Legislature regarding the Delta Bluff Scenic Byway Corridor. He stated that the county and cities had worked to get this corridor done and that Mississippi Department of Transportation (MDOT) had approved the plans for this greenway project. He gave a description of the various greenway projects across the county. Mr. Jarrett stated the main concern is how to manage the greenway project down the road. Since this area will be developed as a tourism spot, this Scenic Loop needs to be supported by the legislature to allow for management.

d. State Auditor's Office Cash Basis Accounting Audits

Derrick Surette, Mississippi Association of Supervisors (MAS) addressed the Legislature regarding the request for State Auditor's Office Cash Basis Accounting Audits.

Mr. Surette thanked the Board for their invitation to speak at this Legislative meeting. He said he appreciates DeSoto County's willingness to help for this request to be repealed, since they are not affected by this.

Mr. Surette said he was present to hear the County's presentation on their workers compensation program. He said the workers compensation program was developed by MAS in 1980 and he was glad to see how the county participates in the program.

Mr. Surette presented the following items that they would like all counties to push their legislature delegation to work toward:

- I. Priority Funding Requests (Appropriations/Bonds/Alternative)
 - a. Local System Bridge Program (LSBP) \$20 Million Dollar Deficit Appropriation (5.5% Excess equal to \$250 Million)
 - b. 2013 Regular Legislative Session \$30 Million Dollar LSBP Request
 - c. Alternative Infrastructure Funding Mechanisms
 - d. Rural Fire Truck Program (A 2013 Round of Funding)
 - e. Full Homestead Exemption Reimbursement
 - f. Reimbursement for Local Confinement
 - g. Beaver Control Assistance Program (BCAP)
 - i. BCAP Program – Consideration to restructure BCAP Program from the State Level due to loss of Federal earmark
- II. 911 Funding
 - a. Additional \$1.00 Surcharge Across the board on all communication devices
 - b. Consideration to restructure funding formula
- III. Local Maintenance Authority
 - a. Requesting legislation that will provide counties the discretion to vote whether to accept or decline portions of a road or highway issued to them by The Mississippi Department of Transportation (MDOT)
- IV. Section 42-Housing Update
 - a. Current legal status, and legislative effort
- V. Charter Schools
 - a. Potential Unfunded Mandate

Mr. Surette said our fuel tax revenue supports our State Aid and Fire Truck Programs. He said that Amy Tuck, who was a previous Lieutenant Governor of Mississippi, had put the LSBP in the appropriations funding. The Rural Fire Truck Program was not approved last year and this needs to be pushed since this was a big loss for DeSoto County.

Mr. Surette said the Local Management Authority is in reference to when the State or MDOT wants the county to maintain a road that they previously maintained. The county needs to be allowed to vote on taking in the road. He said this happens when the state is building a new road and they pass the old road to the county to maintain.

Supervisor Mark Gardner said this happened on Hwy 304 when the I-69 road was built. Road Manager Andy Swims said that Hwy 304 was 12 miles of road and cost \$400,000 to repave. Supervisor Lee Caldwell said the County agreed to take this road in order to get the I-69 road built.

Mr. Surette said Marshall County received a five mile section of road, but it had three bridges that had to be maintained with replacement on two of the bridges. They did not have a say in this transaction and it cost them a lot of money for the bridges.

Mr. Surette said the Section 42 Housing issue was discussed recently at a meeting at the capital with 70 counties present. He said Representative Jeffrey Smith, chairman of the House Ways and

Means Committee said he would be filing a bill in early January to address the issue, but the developers want changes that have restrictions. They want to be able to fine the Board of Supervisors, Tax Assessors and Tax Collectors if they misapply the law. We would like to clear the law to be fair and not have to value property any differently than any other property in the County. Mr. Surrrette stated that we need to look at other States to see how they handle taxing low income properties and see if they have the same problems.

Mr. Surrrett discussed the Bond Issue programs and said the counties need to push for this. Representative Wanda Jennings asked how many times the legislature has not had a bond issue. Mr. Surrrett said he had no idea. Supervisor Pat Nelson said there was one bond issue done under the 2012 Legislature.

Mr. Surrrett said the last on his agenda is Charter Schools. He said this probably would not affect DeSoto County, but is an issue in some counties. The main concern is the millage that has to be set for the public school system to operate and the Charter Schools want to make sure they receive funding under the millage also. The State average per school child cost is stated at \$9,000 and they want the money to follow the child. He said there was a bill passed last year, but they did not talk about the money being taken away from the Public School system for the Charter Schools. He said the Board of Supervisors need to review the school's request for their budget before deciding the millage to be set.

Representative Wanda Jennings said they allow the schools to set the maximum millage, but ever since 2001, DeSoto County has not been funded for the children.

Representative Forrest Hamilton said we need to do homework since this is uncharted waters for education.

Representative Pat Nelson said there was a problem with the Charter Schools in regards of transportation. They have to be provided transportation to the Charter Schools along with the transportation to the Public Schools.

Supervisor Bill Russell said the Board is behind the delegation and will listen to what they have to say.

Supervisor Harvey Lee thanked Mr. Surrrett for coming and said he appreciated the way MAS supported the counties.

Mr. Surrrett thanked the Board and introduced Steve Gray, who is the General Administrator for the MAS. He said Steve is responsible for collecting all the data from the counties for MAS.

County Administrator Vanessa Lynchard said Steve and Derrick had brought interest to the counties for them to support and she appreciated their help.

e. Approval to Declare an Emergency

Supervisor Jessie Medlin said Bobby Storey, Director of Emergency Services, was to present this topic, but he has been called out. Supervisor Medlin said the County is requesting that the Board of Supervisors or the Emergency Management Director be allowed to declare an emergency in the county.

Representative Nelson said this request did not get out of committee last session but that a majority of the representatives were in favor of this request. He said they needed 60% vote for it to pass.

f. Homeowners Association Guidelines

Supervisor Bill Russell said there was nothing on this legislative list as important as the safety of the children. He asked that the Board of Supervisors join with the Cities to work on school safety. He said the Sheriff works hard to do this, but he does not have enough officers on the school

campuses. The County needs financial help to protect the children. He asked the House and Senate Representatives to meet with him at a later date of their choosing to discuss what could be done.

Supervisor Russell then discussed the need for homeowners' association guidelines. He said the county cannot work on private property when something goes wrong. There are no laws in the State that holds a developer responsible for stormwater detention and common areas in the subdivisions that were built 25 or more years ago. He asked where the money should come from to make these repairs. Laws need to come from the State on how to handle these situations. He said the county has put together an agreement that has allowed us to work on some areas.

g. Infrastructure and Economic Development Continued Funding

Tracy Huffman, State Aide Engineer, said Mr. Surrett had already spoken on this request, but that DeSoto County had spent \$180,000 on a recent bridge that will have to be replaced. The total cost for the bridge replacement will be \$400,000 and there are no funds to help. He said the LSBP program is a good program and the partnership needs funding.

h. Continued Funding for MDOT

Supervisor Lee Caldwell said most of the Federal funding is 80% with the County being 20%. If the MDOT funds are not approved this hurts the county.

i. Highway 301

Supervisor Caldwell said that Highway 301 stops at Highway 304, but there is four miles south that has been designated Scenic Highway 304/301 and we are asking the State to maintain this stretch of road.

j. Highway 305 – Intersection at Bethel Road

Supervisor Jessie Medlin said this intersection now has blinking light placed by MDOT after the request last year. Supervisor Medlin said there are now four schools using this intersection and that the new Methodist Hospital located on Bethel Road will also increase the traffic. We need to have a red light installed at this location.

Representative Wanda Jennings asked if the county had any traffic counts for this intersection.

Road Manager Andy Swims said they have been doing the traffic counts and he will get a copy to the legislative group.

k. Highway 305 – Church Road to Byhalia Road

Supervisor Medlin said that this portion of road was requested to be five laned due to I-69 being constructed. MDOT had planned to have this done by 2015, but they have not started with the right of ways as of this date. The outlook seems to be 2025 before this construction can be completed. We need for the legislature to push for this construction on Highway 305.

l. Justice Court – Attach fines to Income Tax Refunds

Justice Court Clerk Shirley Beshears spoke to the legislative group requesting a State law to allow the county to attach uncollected fines to the income tax refunds. Ms. Beshears said the county has lost over eight million dollars in uncollected fines. She said this year alone the county had about \$400,000 outstanding fines for county and city collection. We are requesting legislation to be able to put these uncollected fines on the income tax refunds.

m. Legislative Delegation – Request Both Chambers to Submit Bills

County Administrator Vanessa Lynchard said there are times that both chambers need to submit bills in the legislature, due to a better chance for success in getting the bill passed.

n. Military Tax Relief

Supervisor Lee Caldwell said the legislature had passed a bill last year that allowed military personnel getting a \$100 credit toward their car tags. There are some vehicles that the cost of tags does not come up to \$100 and they cannot apply these funds toward anything but car tags. We are

requesting the legislature to pass a bill that will increase this amount to \$200, which will let the military personnel apply \$100 toward car tags and \$100 toward their property taxes.

Representative Pat Nelson said the senior house passed the Veterans designation on the drivers' licenses. He said the Senate version passed and Representative Wanda Jennings got this passed in the House.

o. Scrap Vehicle Disposals – Request to Change Laws Regulating

Supervisor Bill Russell said the current law does not allow for proper disposal of vehicles that have lien holders.

Representative Pat Nelson said that Representative Scott DeLano, represents Harrison County and he wants to get this bill passed.

p. Sheriff Department – Request for Radar Authority

Supervisor Mark Gardner said he had been an EMT in DeSoto County several years ago and he had to make calls where children had died due to speeders in the 35 MPH zones. The ability for the Sheriff Department to maintain radar in the unincorporated areas is a safety issue.

Sheriff Bill Rasco introduced Lieutenant Brian Keller and Commander Macon Moore, who handle the traffic division for the Sheriff Department. They gave a brief presentation on statistics for DeSoto County traffic accidents relating to speeding vehicles in areas of the unincorporated county. Lieutenant Keller said they posted a traffic radar trailer in areas of the county to be able to clock the speed of traffic in several speed limit areas. He said the results were that 70% to 80% of the cars were speeding when clocked.

Supervisor Gardner said the map of the areas in the county where speed is an issue is basically the 35 MPH zones. He said a lot of counties do not have problems like DeSoto County with such a large population.

Representative Forrest Hamilton said he lives in Olive Branch and he has received a lot of call regarding speeders.

Sheriff Rasco said the county only has three Highway Patrolmen and they can't be all over the county to catch speeders. We need to be able to protect our citizens.

Senator David Parker asked if the county was requesting appropriations for the radar. Sheriff Rasco said no, we just need to get bill passed to allow the Sheriff Department to use radar in the unincorporated areas of the county.

q. Sheriff Department – Request for Authority to Ticket Illegal Window Tinting

Supervisor Gardner requested the legislature to pass a law that would allow the Sheriff Department to stop vehicles and give tickets if their windows are overly tinted. This is a very dangerous situation for police officers.

r. State Budget – Fully Fund State Obligations – Homestead Exemption & Tax Loss Reimbursements

Supervisor Harvey Lee said the county is requesting the State to fully fund the State offices in the county. He read the list of offices in the county as follows:

1. District Attorney Office & Staff
2. DHS and Health Department
3. Circuit Court Reporters and Administrators
4. Chancery Court Reporter and Administrators

County Administrator Vanessa Lynchard said the DHS was recently under a lawsuit that required each county to have sufficient staff. DeSoto County had twelve (12) staff at the beginning in 2012 and they now have forty (40) staff. The building they are in does not have the space required for

this number of staff and it is up to the county to find building accommodations. The state will only pay lump sum amounts under \$25,000, but if the cost is over that, they will only pay the amount over a 50 year lease. She said for example, if the building cost is \$100,000 the expenses have to be paid by the county and they reimburse a portion over the 50 years.

Chancery Clerk Sluggo Davis said the State reimbursement to DeSoto County for homestead exemptions has not been the full 100% reimbursement in the past two years. The 2010 reimbursement was 81% and the 2011 was 97%. The county was shorted by \$123,000 in full payment. Mr. Davis said if the legislature tries to increase the homestead exemption to \$100,000 for over 65; the county could lose due to not being able to collect growth over 6%.

s. State Budget – Death Row Appeals

County Administrator Vanessa Lynchard said that if a death row inmate appeals their verdict, the cost of litigation expense has to be paid by the county. We are asking for adequate funding to the Office of Capital Defense to cover these expenses.

t. State Budget – Remove Requirement for AOC to Compensate and Approve County Court Administrators

DeSoto County Comptroller Tom Arnold said the County Court Administrator is a County employee and paid with County funds. The Administrative Office of Courts (AOC) requires the County to send salary expenses for the County Court Administrator to them and they then cut the check to the administrator. This time frame delays the check to the administrator. He said they had request to be able to do direct deposits, but AOC said they could not do this. We are asking for the legislature to change the wording in the funding for the Chancery and Circuit Court Administrators only to be paid by AOC.

u. County Purchases Modify Purchases Under \$1,000 – Without Purchase Requisition

County Administrator Vanessa Lynchard said the ability for a county to make a purchase under \$1,000 without the purchase requisition has helped some counties, but DeSoto County is so large that the Board of Supervisors and Department Heads established that only \$100 purchase could be made without the purchase requisition. The law states that the Purchase Clerk is responsible for these purchases when the necessary paperwork is not done. We are requesting that the law be changed to state that the county employee making the purchase be the ones held liable and not the Purchase Clerk. Ms. Lynchard said the managers of departments cannot protect their budgets when an employee is allowed to make the \$1,000 purchases without the purchase requisition.

v. County Owned Landfills – Exempt County Fees

Environmental Services Director Ray Laughter addressed the legislative group regarding fees levied on solid waste. He stated that Mississippi Code 17-17-219 governs fees paid for solid waste. DeSoto County paid \$31,000 last year. The county has sixteen (16) recycle locations across the county. If this fee was exempt for the county, this would allow us to establish more recycle locations; thereby keeping items out of the landfills.

We are requesting County owned rubbish facilities be exempt from this fee.

Mr. Laughter said that January 10, 2013 is slated to be Mississippi Recycle Awareness Day with a breakfast for the Legislature at the Capitol.

w. Youth Services – Salary Scale and Cost of Living Using Salary Comparison

County Administrator Vanessa Lynchard said that County Court Judge Allen Couch started the battle to secure a salary increase for the Youth Services staff when he took office. The County has seen increases in the Family and Children and Child Support staff, but the Youth Services staff has not seen an increase for DeSoto County. She stated the Legislative Book has the salary for Youth Services staff to be \$24,000, but she found one to be at \$25,000. The cost of living disparity for DeSoto County makes it hard to attract staff for Youth Services. We need qualified people in this service and we are requesting for the Legislature to increase the salaries for Youth Services staff.

x. Local & Private Legislation – Economic Development District

Board Attorney Tony Nowak said DeSoto County is close to the Memphis business market and there are a lot of industries that want to move into DeSoto County. He said as the Legislature just heard early in the Board meeting, the county brought in 350 jobs with the new industries coming into the county. Mr. Nowak said the economic development process does not allow much flexibility and is limited to industrial projects. The County will be submitting a request for local and private legislation for an economic development district for DeSoto County and we are requesting the Legislatures support for this legislation.

y. Transfer of Equipment at Road Department

Board Attorney Tony Nowak said there are special tax funds for operations of county roads and equipment. The county cannot transfer equipment inside the county departments without reimbursement at fair market value to the road department account. He said even if the road department equipment is utilized by the sheriff department for accidents requiring the use of said equipment, all expenses incurred for labor and equipment has to be reimbursed to the road department fund account.

We are requesting legislation to allow for road department vehicles to be transferred to another county department, and the use of any road department equipment if needed for an emergency, be allowed without having to transfer funds.

4. Election Update

Election Commissioner Paul Beale appeared before the Board to present an incident report and update on elections that were held November 6th and November 27th.

Mr. Beale said since there are new Board members he wanted to present the incident report and informed them of incidents that occurred. He said they also report incidents to the FBI.

Mr. Beale said the legislators' job is to pass and kill bills. He said the Secretary of State wants to have TXX machines and with these types of machines, they have to send out 75% of the ballots even though DeSoto County only has 21% who show up to vote. Mr. Beale said the Election Commissioners do their surveys of each voting area through past elections to determine the turnout of each precinct. Mr. Beale said Senate bill 23-15-4 mandates 75% of ballots be printed. He said he is seeking the supervisors support to stop this bill.

Supervisor Bill Russell asked Mr. Surrentt about this issue. Mr. Surrentt said they are aware of this and they would support the county.

Chancery Clerk Sluggo Davis asked what happens if a polling place runs out of ballots. Mr. Beale said they check precincts during the day and they have a backup plan to be able to print ballots or have a system that will allow the Election Commissioners to process hand written affidavit ballots.

Supervisor Mark Gardner said he appreciated what the Election Commission does. He said the price for printing ballots had been discussed recently and he asked the actual cost for printing ballots. Mr. Beale said their purchases go through the procurement department and they research for the best price.

Supervisor Gardner asked why it is so expensive. Mr. Beale said they have to use a special type of paper.

County Administrator Vanessa Lynchard said Procurement was told to use Absolute. Mr. Beale said they are the only vendor who has the special type paper. He said Absolute has printed the ballots for the past 10 years and they charge twenty five cents per ballot. He said they are loyal and they are located in the State. He said they can correct errors immediately. Ms. Lynchard said Procurement did seek quotes and Absolute was in the range.

Supervisor Jessie Medlin made the motion and Supervisor Mark Gardner seconded the motion to accept the election incident report as presented by Election Commissioner Paul Beale for elections

that were held November 6th and November 27th.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.4

5. Extension Service: Pro-Forma Order for 4-H Youth Agent

Director of the Extension Service Joy Anderson appeared before the Board regarding hiring a 4-H Youth Agent at the Extension Service with no change in salary.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to approve hiring a 4-H Youth Agent at the extension office and the Board to provide a salary of \$24,802.31.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>ABSENT</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.5

Supervisor Jessie Medlin made the motion and Supervisor Harvey Lee seconded the motion to recess the meeting until 1:45 p.m.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>ABSENT</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

6. Office of Procurement: Bids Under Advisement

a. Aerial Imagery

GIS Director Matt Hanks said there was a bid opening for the 2013 Aerial Photography Services for both DeSoto County and Tunica County. Mr. Hanks said he worked with Procurement Clerk Karen McNeil in Procurement and a committee as follows:

Stephen Gullett – Tax Assessors’ Office
 Tom Haysley – Planning Department
 Scott Young – Engineering Department
 Scott Trapolino – GIS Department
 Matt Hanks – GIS Department

Mr. Hanks said they received 36 inquiries and 14 bids to fly with a 6-inch color resolution. The bids were closed on December 7 and after reviewing the bid proposals the committee recommended Furgo. Mr. Hanks said Furgo stated they would be in the area working for another location, which helped keep the bid lower.

Supervisor Jessie Medlin asked if the Board can only approve the part of DeSoto County.

County Administrator Vanessa Lynchard said it depends on how the bid specifications were written.

Mr. Hanks said the bid specs stated the options required DeSoto County to select and contract with the vendor. Tunica would then have the option to participate in the services being provided and “piggyback” off the County’s contract. The additional service to Tunica was an option in bid specifications.

Mr. Hanks said whoever DeSoto County chooses would not be a problem for Tunica County, because our bid is lower and grant money will cover the cost. He said they anticipate an award on January 17th.

Ms. Lynchard said the auditor looks at the bids.

Ms. McNeil said the bids were based on flying over DeSoto and Tunica Counties at the same time.

Supervisor Medlin said we need to know which option Tunica will take.

Board Attorney Tony Nowak said clarification is needed to see if the bid specifications were written to allow the combined bid to be chosen by DeSoto County. If the combined bid cannot be chosen according to specifications, then the lowest bid must be chosen for DeSoto County or the reason for not choosing the lowest bid must be clearly justified and explained in the minutes. He said if we awarded one contract for both DeSoto and Tunica, Furgo appears to still be the lowest bid.

The Board discussed at length why Access Geographic was not the lowest and best bid. In particular, it was discussed how Access Geographic would subcontract the work to Pinnacle Mapping Technologies. The County employed Pinnacle in 2007 to provide GIS mapping services and experienced significant problems with the services and product provided. The County eventually asserted a breach of contract claim and withheld a portion of the payments due Pinnacle. GIS had to repair much of the data received from Pinnacle and the County never received everything it contracted for. As a result of the number of problems experienced with Pinnacle the bid by Access Geographic cannot be considered the lowest and best bid.

Based upon the discussion of all factors, Supervisor Harvey Lee made the motion and Supervisor Lee Caldwell seconded the motion to accept Furgo as the lowest and best bid for aerial imagery for DeSoto County and accept Surdex as the 1st alternate bidder in connection with bid file number 13-10-001 as follows:

VENDOR	Alternate Yes or No	Piggyback Yes or No	PROPOSAL RESPONSE			Additional Requirements	Alternate Proposals	
			DeSoto County (6" Resolution)	Tunica County Option A (6" Resolution)	Tunica County Option B (Lower Resolution)			
Gorrondona & Associates, Inc. 2118 Mannix Drive San Antonio, TX 78217	Yes	Yes	\$ 72,495.00	\$ 73,445.00	\$ 39,250.00			
Premier Geospatial 15000 West 64th Avenue Arvada, CO 80007	Yes	Yes	\$ 52,117.00	\$ 54,167.00	\$ 32,263.00	Both counties must fly at same time		
James W. Sewall Company 136 Center Street, P.O. Box 433 Old Town, ME 04468-0433	Yes	Yes	\$ 59,243.62	\$ 57,336.38	\$ 40,723.38			
Magnolia River Geospatial, Inc. 4975 Bradford Drive, Suite 100 Huntsville, AL 35805	No	Yes	\$ 49,504.00	\$ 41,398.00	\$ 27,738.00			
Surdex Corporation 520 Spirit of St. Louis Chesterfield, MO 63005	Yes	Yes	\$ 44,600.00	\$ 41,250.00	\$ 22,405.00			
Carolina Resource Mapping 3517 Wrightsville Avenue Wilmington, NC 28403	Yes	Yes	\$ 39,500.00	\$ 37,660.00	\$ 33,760.00		\$69,900.00 if both counties flown together	
Access Geographic, LLC 507 E. Del Rio Drive Tampa, AZ 85282	Yes	Yes	\$ 39,756.00	\$ 40,435.00	\$ 38,745.00		\$68,756 if both counties pick Option A	\$66,842 if Tunica picks Option B
G-Squared, LLC 20 Ardmore Highway Fayetteville, TN 37334	Yes	No	\$ 73,000.00	\$ 70,650.00	\$ 38,700.00	Must fly together		
L. I. Smith & Associates, Inc. 302 North Caldwell Street Paris, TN 38242	Yes	Yes	\$165,501.00	\$ 172,317.00	\$ 65,440.00			
Rocky Mountain Aerial Surveys 229 Airport Road, H46 Longmont, CO 80503	Yes	Yes	\$ 49,445.00	\$ 47,853.00	\$ 21,681.00			
The Atlantic Group, LLC 2223 Drake Avenue SW, Suite 200 Huntsville, AL 35805	No	Yes	\$ 44,908.78	\$ 43,463.02	\$ 34,390.97			
Mapcon Mapping Consultants, Inc. 4545 South 2300 East Salt Lake City, UT 84117	Yes	Yes	\$ 56,761.00	\$ 53,531.00	\$ 50,687.00		\$90,542.00 for DeSoto only at 3"	\$91,449.00 for Tunica only at 3"
Sanborn 6701 Carmel Road, Suite 301 Charlotte, NC 28226	Yes	Yes	\$ 54,700.00	\$ 51,800.00	\$ 38,000.00			
Fugro EarthData, Inc. 7320 Executive Way Frederick, MD 21704	Yes	Yes	\$ 37,704.46	\$ 36,490.63	\$ 26,974.41			
RECOMMENDATION: Fugro EarthData, Inc. First Alternate: Surdex								

Included in the motion is to verify the bid specifications and to let Tunica advise their choice and bring the information back to the Board on January 7, 2013.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.6.a

b. Traffic Signs and Accessories Re-bid

See Exhibit H.6.c**d. Guard Rails**

Procurement Clerk Sheila Morris said they received only one bid for guard rails and it is was from Southern Guardrail.

Supervisor Harvey Lee made the motion and Supervisor Mark Gardner seconded the motion to award the bid for guard rails to Southern Guardrail as the lowest and best bid in connection with bid number 13-156-014 as follows:

BID ITEM: Re-Bid Annual Bid-Guardrails		BID FILE NUMBER: 13-156-014	
BID OPENING DATE: December 4, 2012		BID OPENING TIME: 2:00 p.m.	
	SOUTHERN GUARDRAIL Co., INC.		
ITEM			
Class A	\$ 19.00	PER LINEAR FOOT	
GR Bridge Ends	\$ 2,100.00	each	
Type 2 Terminal Ends			
Section ET-2000	\$ 2,300.00	each	
Guardrail Terminal			
Anchor, Flared	\$ 2,300.00	each	
Do you agree to sell to other jurisdictions at the county price?			
	No		
RECOMMENDATION: Southern Guardrail Co., Inc.			
		FY 13 EXPENSE BASED ON FY12 USAGE	FY12 Pricing
ITEM	FY12 EXPENSE		
Class A	\$ 6,904.60	\$ 5,703.80	\$ 23.00
GR Bridge Ends	None	\$ -	\$ 2,400.00
Type 2 Terminal Ends			
Section ET-2000	\$ 5,120.00	\$ 4,600.00	\$ 2,560.00
Guardrail Terminal			
Anchor, Flared	Usage not tracked		\$ 2,575.00
TOTAL	\$ 12,024.60	\$ 10,303.80	
BUDGET IMPACT:	16.70%	Decrease	

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.6.d**7. Office of Finance and Accounting – Supplemental Claims Docket**

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

Supervisor Jessie Medlin asked about the claim on page 64 to MDOT for Craft Road for the I-269

Bridge. County Administrator Vanessa Lynchard said it should have been paid and the total will be \$200,000.

Supervisor Medlin asked about the claim on page 39 to the Boy Scouts for liability insurance for the rescue unit.

Chief Financial Officer Tom Arnold said it is insurance that is paid out of the Rescue Unit to the Boy Scouts of America. The Rescue Unit works with the Explorers and the insurance will cover them if they get hurt.

Supervisor Lee Caldwell asked about the claim on page 37 for Prisoners Medical to the Hempstead County Sheriff's Department.

Sheriff Bill Rasco said they transported an inmate from Oklahoma and usually they do not bill us for housing prisoners when they hold them, but they did on this one.

Supervisor Caldwell asked about the claim on page 42 for a Surety Bond for Milton Nichols. Mr. Arnold said the county pays for those bonds.

Supervisor Caldwell asked if the County pays for all Surety Bonds.

County Administrator said there are certain ones the County is required to pay. Supervisor Caldwell asked if any bonds are out of date. Ms. Lynchard said Mr. Arnold took over the program and they are all up to date. He has done a great job of keeping track of the Surety Bonds.

Supervisor Mark Gardner asked about page 28 to North Mississippi Tire. Sheriff Bill Rasco said they buy a lot of tires for vehicles to keep on hand.

Supervisor Gardner asked about the claim on page 45 for microchip smart tags and if they are for dogs. Ms. Lynchard said yes. She said a lot of people do not know about this service the county provides to citizens, but the Animal Shelter can insert a microchip for \$10.00 in a citizen's dog.

Supervisor Gardner asked about the claim on page 70 to McBride Dale Associates. He said he remembered the Board voted to extend the corridor study at no cost.

Deputy Planner Tom Haysley said they are still using the budget for the corridor study. This is the actual cost of the contract.

Planning Director Ted Garrod said there is no cost for the extension. The price is maximized. It is reimbursed by a grant which ends December 31, 2012.

Supervisor Gardner asked if the money is budgeted for the next three quarters. Mr. Garrod said yes.

Supervisor Gardner asked about the expenditure on page 71 for the new Jail. He asked if \$43,000 is the end of expenditures on the new Jail. Mr. Arnold said it is getting close.

Ms. Lynchard said the retainage has been reduced down to 2.5% and can be reduced one more time and bring it down to 2%.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Harvey Lee made the motion and Supervisor Jessie Medlin seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Chief Financial Officer.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.7

8. Grants Administration

a. Acceptance of VISTA Member Grant

Grant Writer Lexi Taylor appeared before the Board to request acceptance of a VISTA Member Grant for Youth Court. Ms. Taylor said that Judge Celeste Wilson is very passionate about the youth in DeSoto County. She is striving to break the cycle and will do anything she can to prevent kids from returning to court.

Ms. Taylor said this program is funded by the University of Mississippi and will allow them to use an Americorp VISTA volunteer recruit and train as part of a mentoring program in DeSoto County. She said that Judge Wilson would oversee the administrative obligations of the VISTA member.

Ms. Taylor said there is a salary match - \$1,500, supplies - \$1,000, computer/printer - \$3,000, cellphone - \$500, mileage - \$1,000. The County financial obligation is \$7,000.

Ms. Taylor said Judge Wilson wants to get the mentor program started and would need an assistant to coordinate the mentoring program. It would be a 40 hour per week position at a salary of approximately \$30,000 annually.

Supervisor Jessie Medlin asked the timeframe of the grant. Ms. Taylor said it is for one year.

Supervisor Lee Caldwell made the motion and Supervisor Bill Russell seconded the motion to approve acceptance of the VISTA Member Grant for one year to benefit Youth Court.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.8.a

b. Approval of Kellogg's Grant Proposal

Ms. Taylor said this grant is limited to males of color and she has been working on this grant with Carla Crockett of Region IV Mental Health Center. She said Region IV is applying for the grant and it includes African American and Latino males ages 12-18. They receive free follow-up services as they transition from juvenile detention back to their homes and neighborhoods. The goal is to provide support to youth and their families in order to prevent reoffending or dropping out of school. Ms. Taylor said there is no financial obligation to the county. This grant is strictly for Region IV and the county has to be the recipient because they cannot apply since they are not a non-profit.

Supervisor Jessie Medlin asked if the male benefactors are citizens of the United States. Ms. Taylor said there is nothing stated in the grant that they must be legal citizens.

Supervisor Bill Russell made the motion and Supervisor Harvey Lee seconded the motion to approve the grant application proposal to apply for the Kellogg's Grant.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>NO</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>

Supervisor Lee Caldwell, Fourth District
Supervisor Harvey Lee, Fifth District

YES
YES

Supervisor Medlin said his dissenting vote is based on the grant not having restrictions stated regarding illegal citizens.

Supervisor Mark Gardner asked if it can be made for all males. County Administrator Vanessa Lynchard said we cannot make rules on how to apply for a grant. The application is specific for what is available.

See Exhibit H.8.b

9. Inventory Control Form and Dispositions

a. Request for Approval of New Comprehensive Inventory Disposition Form

Inventory Clerk Char McCool presented a revised inventory disposition form that allows for more detailed information.

Supervisor Lee Caldwell thanked Ms. McCool and said she appreciated her listening to their concerns and providing what is needed on the form.

Supervisor Harvey Lee made the motion and Supervisor Lee Caldwell seconded the motion to approve the new comprehensive inventory disposition form.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.9.a

b. Preliminary Dispositions

Inventory Clerk Char McCool presented preliminary dispositions for consideration of approval by the Board of Supervisors.

Supervisor Harvey Lee made the motion and Supervisor Lee Caldwell seconded the motion to approve the preliminary inventory dispositions as follows:

1) Facilities Management (1)

ASSET #	DESCRIPTION	SERIAL #	REASON FOR DISPOSAL	LOCATION AT PRELIMINARY
10074	HOBART DEEP FRYER	07024412EL	NOT WORKING PROPERLY	SHERIFF DEPT - JAIL

2) Sheriff's Department (4)

ASSET #	G R A N T	DESCRIPTION	SERIAL #	ISSUE/REASON FOR DISPOSAL	Y R A C Q	C O S T	LOCATION AT PRELIMINARY
32724		HP LASER PRINTER	CNB5H10026	USB JACK BROKEN/NRC	02	2H	SHERIFF DEPT
38844		HP LASERJET PRINTER	CNDY159690	PAPER TRAY & PAPER FEEDER ARE BROKEN & WILL NOT WORK - HAS BEEN WORKED ON BUT STILL DOES NOT WORK/NRC	09	13H	"
39796		HP PHOTOSMART PRINTER	FGSS004158UC	USB PORT BAD/NRC	09	1H	"
40211		HP SCANJET SCANNER	CN99UA70CN	WILL NOT FEED PAPER CORRECT & JAMS/NRC	10	5H	"
40735		HP OFFICEJET PRINTER	TH05A214FF	PRINT HEAD BAD / REPLACEMENT PARTS NO LONGER AVAILABLE	10	2H	"
40828		19" VIEWSONIC MONITOR	QC6073970601	POWER SUPPLY BAD / NCR	10	1H	"

ASSET #	G R A N T	DESCRIPTION	SERIAL #	ISSUE/REASON FOR DISPOSAL	Y R A C Q	C O S T	LOCATION AT PRELIMINARY
40801		FORD CROWN VIC 2007	2FAHP71W27X128087	AUTO ACCIDENT/VEHICLE TOTALED	10	13K	SO - CNTRL MTNC
41705		FORD CROWN VIC 2007	2FAHP71W57X157762	AUTO ACCIDENT/VEHICLE TOTALED	11	12K	SO - CNTRL MTNC
42085		FORD CROWN VIC 2008	2FAHP71V98X144666	AUTO ACCIDENT/VEHICLE TOTALED	12	13K	SO - CNTRL MTNC

ASSET #	G R A N T	DESCRIPTION	SERIAL #	ISSUE/REASON FOR DISPOSAL	Y R A C Q	C O S T	LOCATION AT PRELIMINARY
634199		CAMERA & (2) MONITORS	NONE	NORMAL WEAR & TEAR FOR 10 YRS - NOT WORKING PROPERLY/OUT DATED - NR	02	2H	SHERIFF DEPT
31099		HS COLOR CAMERA	NONE	NORMAL WEAR & TEAR FOR 11 YRS - NOT WORKING PROPERLY/OUT DATED - NR	01	4H	"
33266		WIRELESS VIDEO RECORDER	AU611	NOT WORKING PROPERLY - CONSIDERED OUT DATED 2006/NRC	03	55H	"
34193		KODAK DIGITAL CAMERA	KCKEA54309728	OUT OF WARRANTY - POOR QUALITY PICTURES/NRC	09	3H	"
39851		WEATHERPROOF REPEATER	30610	EXPOSED TO WATER DURING RAIN STORM - WARRANTY EXPIRED/NRC	09	3K	"
40907		KODAK DIGITAL CAMERA	KCXKT92709595	EXTERIOR DAMAGE HAS CAUSED THE INABILITY TO FOCUS ON SMALL ITEM NECESSARY PHOTOGRAPHING EVIDENCE/NRC	11	2H	"
40906		TINY TOT 2 WIRE	NONE	DOES NOT WORK EFFICIENTLY/NRC	11	14H	"

ASSET #	G R A N T	DESCRIPTION	SERIAL #	ISSUE/REASON FOR DISPOSAL	Y R A C Q	C O S T
32121		MOTOROLA 8250 H/H RADIO	921TCQ0249	RETURNED FROM VENDOR - CAN NOT REPAIR - PARTS ONLY/NR	02	9H
38666		SONY MINI CAMCORDER	145505	NO LONGER WORKS - PARTS NOT AVAILABLE/NR	08	3H
38746		SONY MINI CAMCORDER	140735	NO LONGER WORKS - PARTS NOT AVAILABLE/NR	09	3H

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.9

10. Contracts Administration

a. Tax Collector – Bankruptcy

County Administrator Vanessa Lynchard said the Tax Collector has been experiencing problems with bankruptcies and causing lawsuits. She said Mr. Treadway is seeking to enter into a contract with Beth Owens.

Board Attorney Tony Nowak said the Board would need to make a finding that this is in the best interest of the Board.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to table this item until more information is obtained.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

b. Proven Pest Management for New Jail

Contracts Administrator Melissa Grant said the county has a contract with Proven Pest Management for various county buildings and she needs to add the new Jail to the contract. The additional building is included in the budget. Ms. Grant said the contract has been reviewed by the Board Attorney.

Supervisor Harvey Lee made the motion and Supervisor Jessie Medlin seconded the motion to approve adding the new Jail to the Proven Pest Management agreement for a term of one year and for the Board President to sign the document.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.10.b

c. Sheriff’s Department – New Agreement with Cintas for shredding services for the Detention Center

Contracts Administrator Melissa Grant said there are two additional contracts with Cintas for the Detention Center and the Sheriff’s Administration Building for shredding services. She said the fee for the Sheriff’s Administration office is \$66.90 per stop and the fee for the Detention Center is \$44.85 per stop. It will be billed on one invoice and is for 36 months.

Supervisor Bill Russell made the motion and Supervisor Harvey Lee seconded the motion to approve two contracts with Cintas for shredding services at the Sheriff’s Administration Building and Detention Center added to the current contracts for 36 months period.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>ABSENT</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>

Supervisor Harvey Lee, Fifth District

YES

11. Board Attorney – Approval to Seek an Attorney General’s Opinion on Contracting for the Recreational District

Board Attorney Tony Nowak said there are questions about contracting for the Recreational District. For example, Mr. Nowak said he wants to clarify if contracts should be under the Recreational District or the Board of Supervisors.

Supervisor Bill Russell made the motion and Supervisor Harvey Lee seconded to authorize the Board Attorney to seek an Attorney General’s opinion regarding contracting for the Recreational District.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

12. Sheriff’s Department: Sub-station

Sheriff Bill Rasco said he is seeking to set up a sub-station in the eastern part of the county in Olive Branch. He said he eventually wants to have sub-stations in other parts of the county.

Sheriff Rasco said a landowner is donating land with a building. They will need to install phone and computer cables. Sheriff Rasco said the phone number will remain the same as the Sheriff’s Department. Pat McLeod and Mary Jane Thaxton from the IT Department discussed if it is through Centurytel, they may have to use them for internet service. Ms. Thaxton said computers would go through the county carrier.

Supervisor Bill Russell said a position could probably be paid from money they will save at the Sheriff’s Department by moving the deputies to Olive Branch. He said there should be a good savings on fuel costs.

Sheriff Rasco said it is a must to start up a sub-station in Olive Branch.

Supervisor Mark Gardner said he would like to see a presence on the other side of the county as well.

Supervisor Jessie Medlin said in addition to saving on fuel and patrol cars, they will have access to satellite use in that part of the county.

Board Attorney Tony Nowak said if the Sheriff uses his funds entirely, he will not need money from county funds.

Supervisor Russell said Sheriff Rasco could use his funds and come back to the Board later if necessary.

Supervisor Mark Gardner made the motion and Supervisor Jessie Medlin seconded the motion to endorse the Sheriff to proceed with a sub-station in Olive Branch.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

13. Crimestoppers Report

Supervisor Mark Gardner said he & Supervisor Lee Caldwell met with Crimestopper Coordinators in Horn Lake, Southaven and Olive Branch. Serving on the committee is Sheriff Bill Rasco, Board Attorney Tony Nowak, Supervisor Mark Gardner, Supervisor Lee Caldwell and County Administrator Vanessa Lynchard.

Supervisor Gardner said there have been issues with Crimestoppers in the past, but a new spirit of cooperation came out of the meetings.

Supervisor Caldwell said the meetings were good. She said everyone expressed their concerns and lines of communication were opened and everyone learned a lot. She said that Trish Harper with the State Crimestoppers came and shed a light on the situation. She said as we move forward, there is new breath in the program. She said that Sheriff Rasco stepped up with leaderships and there were also new people from the police departments.

Supervisor Gardner said they will meet on a monthly basis and they are revamping the program and getting a new phone number that will be publicized so people will know DeSoto County Crimestoppers.

Supervisor Caldwell said information about Crimestoppers was sent to the schools last week.

Supervisor Jessie Medlin asked if Crimestoppers will work with the Sheriff's Department. Supervisor Caldwell said yes.

Supervisor Gardner said the meeting was very good and it should have been conducted a long time ago. The Crimestoppers organization is financially sound and they are audited every year.

Supervisor Medlin asked if the County contributed money.

County Administrator Vanessa Lynchard said \$1 of every court filing goes to Crimestoppers. Supervisor Gardner said it could be raised to \$2 but they said it was not necessary at this time.

No action was necessary on this item.

See Exhibit H.13

14. Swinnea Road Construction, Church Road to Nail: Preliminary Opinion of Probable Cost

Road Manager Andy Swims and Assistant County Engineer Scott Young appeared before the Board to discuss a preliminary cost estimate for Swinnea Road Construction from Church Road to Nail Road.

Supervisor Mark Gardner said he and Supervisor Lee Caldwell met with the mayor of Southaven and Neel Schaffer. He said the county will pay one half the costs of engineering fees for the project.

Mr. Young said the environmental piece has already been done by Neel Schaffer. They will have approximately 1900 feet for drainage with five lanes being engineered and three lanes built. Box culverts will be used on the roadway for five lanes in Southaven and two lanes on the south end of the road.

Supervisor Gardner said Neel Schaffer has already done the preliminary engineering. There is \$1.2 million in the budget. He said we need to state a not to exceed amount for engineering and the city will pursue right of ways, with these costs to be split with the county. Supervisor Gardner said he and the mayor have concern with the some of the land being a part of an estate.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to authorize the Smith, Phillips, Mitchell, Scott and Nowak Law Firm to draft a memorandum of

understanding with the City of Southaven for engineering services for Swinnea Road, not to exceed \$110,000.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.14

15. Administration Building Security

Supervisor Mark Gardner said in light of recent events with the bomb threat and other occurrences in our county, he would like to pursue a prior discussion about security in the Administration Building. He said on September 24th the Board approved a scanner for the building. The quote for the scanner was \$6,358.23. Supervisor Gardner said he talked to Deputy Hurt on Friday and asked him to express his opinion on how to pursue security for the building.

Deputy Carl Hurt of the DeSoto County Sheriff's Department said he can search bags but they need a device that will check people.

Supervisor Gardner said after the bomb threat, he thinks there needs to be a deputy at the front and back door. He said that Deputy Hurt made one other observation. He said the scanners need to be placed just inside the building so people do not have to stand outside in the weather while waiting to go through the scanner. He said there will be some costs associated with that.

Sheriff Bill Rasco said that could be accomplished with stands and straps like in other buildings.

County Administrator Vanessa Lynchard said they could proceed with the purchase requisition.

Deputy Hurt also pointed out that there needs to be an evacuation plan. Someone needs to be in charge of communicating to the people and then quickly get everyone out of the building. It needs to be a plan that everyone is aware of and they know what to do and where to go.

Supervisor Bill Russell asked if there is an alarm. Ms. Lynchard said there was, but it was removed with the new phone system.

Ms. McLeod said it is still being worked on and that can be expedited immediately.

Ms. Lynchard said there is a plan.

Supervisor Gardner asked if there is an alarm or plan for the courthouse. Ms. McLeod said there is an alarm that should be working and they test the panic button once a week. She said Fred Perez of the Sheriff's office tests the panic button. Sheriff Rasco confirmed that it is tested every Monday morning. Ms. McLeod suggested doing a study on the alarms to ensure they are adequate and working appropriately.

Supervisor Gardner asked Facilities Director Tony Martin to work with Ms. McLeod on the alarm systems.

There was discussion on after hour access by employees.

16. Department of Road Management: Request for Approval of Road Condition List

Road Manager Andy Swims presented the affidavits for the Board of Supervisors to sign to approve the Road Condition List. Mr. Swims said the affidavits are due no later than December 31, 2012. It will become an exhibit to the 4-Year-Road Plan that will be presented to the Board of Supervisors for approval on or before February 1, 2013.

The Board of Supervisors discussed the Road Condition List and the fact they have inspected the roads and accept the recommendations to the Four-Year Plan for construction and major maintenance of roads and bridges and to sign the affidavits as presented by Road Manager Andy Swims.

In accordance with Section 65-7-117 Supervisor Jessie Medlin made the motion and Supervisor Harvey Lee seconded the motion to approve the Road Condition List as presented by Road Manager Andy Swims for Fiscal Year 2012 and to sign the affidavits.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>YES</u>

See Exhibit H.16

I. PLANNING COMMISSION AGENDA

DeSoto County Board of Supervisors
Planning Agenda
December 17, 2012
11:00 a.m.

PUBLIC HEARING

Rezoning Amendment

Supervisor Medlin made a Motion to open a Public Hearing for the rezoning application identified as Getwell-Pleasant Hill (721). Supervisor Lee seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, HARVEY LEE	<u>YES</u>

Getwell-Pleasant Hill Rezoning (721) - Application is for approval of Rezoning of property from Agricultural-Residential (A-R) to Neighborhood Commercial (C-1), identified as 3010 Pleasant Hill Road. Subject property is located on the north side of Pleasant Hill Road and east side of Getwell Road in Section 27, Township 2, Range 7 and is zoned Agricultural (A-R). (District 5)

Mr. Garrod presented the Getwell-Pleasant Hill Rezoning (721) application and stated the burden of proof is on the applicant to prove that there has been a substantial change in the character of the neighborhood that would support the rezoning of the property along with a public need to rezone, or that a mistake was made in a previous rezoning of the property. Mr. Garrod states the Planning Commission recommended denying this application and that a letter in opposition of the application was received from the City of Hernando. Mr. Garrod stated the Planning Commission felt this was a premature application and that the applicant should wait to apply for rezoning until there is a buyer for the property that could give a more definitive idea what the property would be used for. He then stated Ms. Carol Stevens was present earlier in the meeting to voice her opposition of this application.

Supervisor Medlin asked if there was anyone present to speak for or against this application.

Supervisor Lee stated he spoke with the applicant and she does not wish to pursue this application at this time.

Supervisor Medlin made a Motion to deny this application without prejudice. Supervisor Gardner seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>ABSTAIN</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, HARVEY LEE	<u>YES</u>

Supervisor Medlin made a Motion to close a Public Hearing for the rezoning application identified as Unified Waste Systems/Starlanding Landfill (720). Supervisor Lee seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, HARVEY LEE	<u>YES</u>

Supervisor Medlin made a Motion to open a Public Hearing. Supervisor Russell seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, HARVEY LEE	<u>YES</u>

Unified Waste Systems/Starlanding Landfill Rezoning (720) – Application is for approval of Rezoning of property from Agricultural-Residential (A-R) to Agricultural (A), identified as 9353 Starlanding Road. Subject property is located on the south side of Starlanding Road and east side of Wilson Mill Road in Section 21, Township 2, Range 9 and is zoned Agricultural (A-R). (District 3)

Mr. Garrod stated the applicant has requested this item be continued to the January 7, 2013 meeting of the Board of Supervisors.

Supervisor Medlin made a Motion to continue the Public Hearing for Unified Waste Systems/Starlanding Landfill Rezoning (720) until the January 7, 2013 meeting at 11:00 a.m. Supervisor Russell seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, HARVEY LEE	<u>YES</u>

NEW BUSINESS

Minor Lots

Frank E. Smith Minor Lot (6842) – Application is for final subdivision approval of one (1) lot of 5.0 acres and one (1) lot of 4.94 acres out of 9.94 acres. Subject property is located on the south side of Slocum Road and west of Getwell Road in Section 33, Township 3, Range 7 and is zoned Agricultural (A). (District 5)

Mr. Garrod presented the application for Frank E. Smith Minor Lot (6842) for final subdivision approval of one (1) lot of 5.0 acres and one (1) lot of 4.94 acres out of 9.94 acres. He noted that the Planning Commission voted unanimously to recommend approval of this application.

Supervisor Medlin asked if there was anyone to speak for or against this item. No one was present.

Supervisor Lee made a Motion to approve the Frank E. Smith Minor Lot (6842) subject to required right-of-way dedication, if any, and Health Department approval. Supervisor Medlin seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, HARVEY LEE	<u>YES</u>

Other Items:

1. Order Authorizing Assessment of Lien for Property Maintenance 10705 N Cockrum 38632

Mr. Ray Laughter, Environmental Services Manager, presented an Order Authorizing Assessment of Lien for Property Maintenance 10705 N Cockrum 38632, Parcel # 3-06-6-23-01-00027-00. He stated the Board of Supervisors ordered the property to be cleaned at their September 4, 2012 meeting. He then stated Complete Lawn Service completed the clean-up of the property at a cost of \$200. He stated the Order Authorizing Assessment of Lien for Property Maintenance 10705 N Cockrum 38632; Parcel # 3-06-6-23-01-00027-00 is for \$200.

Supervisor Medlin asked if Mr. Laughter will need to come back and ask for an assessment to be added after each job is completed. Mr. Nowak confirmed that under the new statute, Mr. Laughter will need to come back after each job is completed and ask for an assessment.

Supervisor Russell made a Motion to approve the Order Authorizing Assessment of Lien for Property Maintenance 10705 N Cockrum 38632; Parcel #3-06-6-23-01-00027-00 is for \$200. Supervisor Lee seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, HARVEY LEE	<u>YES</u>

Supervisor Russell asked if the original Order to clean the property would allow the County to clean the property for the next twelve months without giving notice. Mr. Laughter stated the County will need to give a two week notice prior to any clean-up being performed on a property.

2. Order Authorizing Assessment of Lien for Property Maintenance 6107 Broken Hickory 38680 (Pie Shaped Lot)

Mr. Ray Laughter, Environmental Services Manager, presented an Order Authorizing Assessment of Lien for Property Maintenance 6107 Broken Hickory 38680 (Pie Shaped Lot), Parcel # 1-09-7-

25-00-0-10-00. He stated the Board of Supervisors ordered the property to be cleaned at their September 4, 2012 meeting. He then stated Complete Lawn Service completed the clean-up of the property at a cost of \$700. He stated the Order Authorizing Assessment of Lien for Property Maintenance 6107 Broken Hickory 38680 (Pie Shaped Lot), Parcel # 1-09-7-25-00-0-10-00 is for \$700.

Supervisor Medlin asked if Mr. Laughter will need to come back and ask for an assessment to be added after each job is completed. Mr. Nowak confirmed that under the new statute, Mr. Laughter will need to come back after each job is completed and ask for an assessment.

Supervisor Lee made a Motion to approve the Order Authorizing Assessment of Lien for Property Maintenance 6107 Broken Hickory 38680 (Pie Shaped Lot), Parcel # 1-09-7-25-00-0-10-00 is for \$700. Supervisor Medlin seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, HARVEY LEE	<u>YES</u>

Supervisor Russell asked if the liens for the Assessments will be disclosed for the properties at the tax sale. Mr. W.E. Davis stated the tax sales are done by the Tax Collectors office and that the liens will not be added until November, after the property is sold at the tax sale. Mr. Nowak stated the liens would be in the lien book, as well as, in the judgment book. Supervisor Russell stated he is concerned the assessment could cause large sums of money to be attached to property and the buyer would not be aware of the liens.

Mr. Laughter presented a Memo requesting to close the rubbish pit on Sandidge Road for an additional day during the holidays.

Supervisor Medlin made a Motion to approve the closing of the rubbish pit on Sandidge Road for an additional day during the holidays. Supervisor Lee seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, HARVEY LEE	<u>YES</u>

J. EXECUTIVE SESSION

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

K. OTHER

1. EUDORA FIRE DEPARTMENT

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to reject all bids on the Eudora Fire Department.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>

Supervisor Harvey Lee, Fifth District

YES

Supervisor Jessie Medlin made the motion to recess the Board meeting until December 20, 2012 at 10:30 a.m. The motion was seconded by Supervisor Harvey Lee.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District

YES

Supervisor Mark Gardner, Second District

YES

Supervisor Bill Russell, Third District

YES

Supervisor Lee Caldwell, Fourth District

YES

Supervisor Harvey Lee, Fifth District

YES

THIS the 17th day of December 2012, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Jessie Medlin, President
DeSoto County Board of Supervisors