

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

ALLEN LATIMER, PRESIDENT 2008 PRESIDING

July 21, 2008

A. CALL TO ORDER

The July 21, 2008 meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Allen Latimer, Board President.

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

- Supervisor Jessie Medlin-----District 1
- Supervisor Eugene C. Thach-----District 2
- Supervisor Bill Russell-----District 3
- Supervisor Allen Latimer-----District 4
- Supervisor Tommy Lewis-----District 5
- W. E. Sluggo Davis-----Chancery Clerk
- Michael Garriga-----County Administrator
- Tony Nowak -----Board Attorney
- Sheriff Bill Rasco-----Sheriff

B. INVOCATION

Supervisor Eugene Thach presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. CONSENT

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

Supervisor Bill Russell said he would like to remove the interlocal agreement with the City of Olive Branch for the Library from the list of Consent Agenda items.

Supervisor Russell asked about the list for disallowed homesteads and the list of objections to the disallowed homesteads in the Consent Agenda.

Chancery Clerk Sluggo Davis said the State Tax Commission will not allow homesteads in certain situations. Commonly, these are when the applicant owes state taxes or there is a fine or lien from the state against that person or the person is claiming homestead in another location. He said his office works with applicants who have been wrongly denied their homesteads and that list comprises the objection to the disallowances.

Supervisor Russell asked about the donation from Byhalia of the police dog. Sheriff Bill Rasco said Byhalia did donate a police dog to Desoto County. Supervisor Russell said he would recommend the County Administrator send Byhalia a thank you note for the donation of the dog. Sheriff Rasco said the donation of the dog represents an estimate of a \$10,000 value to the county. Sheriff Rasco said, since Desoto County has hired the officer who originally trained the dog, he has committed to allowing the officer and dog to be used in Byhalia whenever there is a need.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the list of Consent Agenda items as follows:

1. Accounting

a. Transfer of Street Crime Unit Seized Funds

Case #	Defendant	Date Seized	County Receipt #	Amount	Date of Forfeiture
DCS-0805221318	Melvin Campbell	5/22/08	20666	\$116.00	7/9/08
DCS-0805291786	Sara West	5/29/08	20704	<u>\$490.00</u>	7/9/08
			Total	\$606.00	
Transfer from Street Crimes Seized Funds		(124-000-139)		\$606.00	
Transfer to Metro Forfeiture Fund		(125-000-238)		\$606.00	

b. Repay Interfund Loans

From: Administration Building Bonds I&S	\$270,000.00	(212-000-149)
To: General County Fund	\$270,000.00	(001-000-054)

c. Request to Make Interfund Transfer

To: Road Fund	\$ 4,852.65	(156-000-387)
From: General County Fund	\$ 4,852.65	(001-900-951)

2. Chancery Clerk Allowance - \$1,350.00

3. Remove Vanessa Lynchard - Add Jeannie Colvin Sign Purchase Requisitions for Law Library

4. Grant Applications – Emergency Operations Center (EOC) Grant – 75% / 25% match

5. Order Objecting and Accepting Disallowances On Homesteads By Mississippi State Tax Commission

ORDER OBJECTING DISALLOWANCES ON HOMESTEADS BY MISSISSIPPI STATE TAX COMMISSION

That this day the Chancery Clerk, W. E. Davis, did present to the Board of Supervisors of DeSoto County, Mississippi, a list of homesteads disallowed by the Mississippi State Tax Commission and charged back to Desoto County. The Board of Supervisors objected to the following disallowances:

- 2072041000009800 ALBONETTI, PATRICK JOSEPH
- 1077261200017200 ALLEN, LAWRENCE E
- 1077261200017200 ALLEN, LAWRENCE E
- 2059310000001100 BARBER, LAURA MAE
- 2072041700024800 BARKER, JERRY E
- 1068281400001900 BROWNING, ROBERT
- 3067350300003300 CORBITT, PHILLIP LEROY
- 2062100300000600 DILL, MICHAEL A
- 2099320300011600 GIBSON, JACKIE D
- 2082032100022100 JACQUE, STEPHEN R
- 1077261700022500 KEENE, JOSEPH R JR
- 1065211100004600 KING, KEVIN
- 2073050600020200 MATHIES, BRIAN A
- 3086230400000600 MOORE, DANIEL C
- 1077351100003300 MUNDINGER, NORMAN C
- 1097251400003000 PORTER, JOHN F
- 1068270100001100 SCHOLL, JOHN A
- 1068270100001100 SCHOLL, JOHN A
- 2071120800000200 SMITH, GARLAND H
- 1059321000042100 TAYLOR, FREDERICK J
- 2074180900001200 TINNIN, JIMMY
- 4086130200025800 UNDERHILL, JAMES L
- 2072101100004700 WEST, JEFFREY B
- 1069300900010600 WRIGHT, GLYNN

ORDER ACCEPTNG DISALLOWANCES ON HOMESTEADS BY MISSISSIPPI STATE TAX COMMISSION

That this day the Chancery Clerk, W. E. Davis, did present to the Board of Supervisors of DeSoto County, Mississippi, a list of homesteads disallowed by the Mississippi State Tax Commission and charged back to Desoto County. The Board of Supervisors accepted to the following disallowances:

1059320800034500	ABNEY, MICHAEL JOE
1065222300012900	ADKINS, SYLVIA M
1089310100004100	AIELLO, MARK
2083060400061000	ALPIZAR, MARCO F
1088270900001400	ANDRESS, CARL J
3067350000000101	ANGLIN, JERRY WAYNE
1074190500078600	BAILEY, ELLA L
1088330100067000	BALDERAS, LAZARO
2089320000000200	BARNES, ANNIE L PRUITT
1065221700037900	BARNES, SANDRA L
2061111000006100	BEAN, TABITHA
2053060000005000	BEASLEY, ROBERT
1068340020008800	BEENE, SCOTT
1097250100038100	BELL, MARK A
1068270100000200	BLACKBURN, BARRY C
2072030300010800	BLANKENSHIP, JEFFREY H
2076230100012500	BOLAND, HUBERT S III
2083060100006700	BOOTH, ROBERT E JR
1089310100005200	BRADY, CHARLES
2062030700009800	BRITT, THERESA W
3099300000002900	BRITTENUM, EARVEN K
2061020300000800	BROOKS, PHILLIP D
2081010800028000	BROWN, A NICOLE HARRIS
1069320200000800	BROWN, DAVID
1097350400000300	BROWN, FINELY GILDER
1089321700007100	BROWN, JASON
1086231400213300	BUCHANAN, JOEL W
3086130110001500	BUECHELE, LINDA ZEMAN
1088330200121500	BURCHFIELD, DEBRA G
2079290000005200	BURKLEY, LEE ANDREW
2061110100016600	BURNETT, PATRICK
3073070700002000	BURNS, KEVIN P
1079310300014300	BURROUGH, BONNIE S
2081120700008500	BUTLER, BRADLEY S
2081010300032400	BUTLER, WILLIAM H
2081010300032400	BUTLER, WILLIAM H
1086140300007900	CAMP, RICKY
2062090400007500	CANNON, PAULA M
1088331000002800	CAREY, SHAWN L
3074185130004600	CARMON, DANNY
3073071700015000	CHANDLER, RONNIE
1086231000071800	CHAPEL, SHANNON S
2061110700009600	CLAYTON, ANGELA
1087262000016500	CLINTON, STASHUNYA R
3063080000003301	COLE, KEITH B
1088330200102600	COLVIN, BOBBIE JOE
3078280200002300	CROWELL, BILLY JOE
1067353000012900	CURLE, WILLIAM E
2081010300026500	CURRY, CHARLES RICHARD JR
2081120200004300	DEJOHNETTE, RICHARD
1069290500007400	DELASHMIT, RICKY
1087260200287400	DELEON, ORALIA
1087260100301300	DE LEON, YEIMI BARRON
1086230400007900	DEMPSEY, LARRY
1088330500231600	DICKSON, BILLY CHARLES JR
1078280900007600	DUFF, PATRICK L
3067350400007400	DURHAM, KRISTY L
2065160200004500	EALY, SCOTT
1069290600025300	EASTERWOOD, BRENDA C
1078270000001401	EDWARDS, LUCIUS
2061021400026300	ELKINS, MICHAEL W
2072090900051000	ELLER, RYAN MICHAEL
1086140300004500	ELLIS, DONALD L JR
2062031700008800	ELSDEN, R PETER
2062031700008800	ELSDEN, R PETER
2081020700001700	EMERY, MICHAEL C
1067352500060800	FABRO, LIWAYWAY D
1079320700000300	FENNELL, FLORENCE L

107932070000300 FENNELL, FLORENCE L
106726210000700 FIFER, TOMMY L
1086140400026700 FISCHER, JAMES A
1074200800042100 FISHER, MICHELLE R
2062100300000300 FLAGG, DAVID
1067261600007900 FLAYLEY, CHRISTOPHER
1059320700029700 FLOWERS, DEBRA
2076230200017600 FOUST, DARRELL
305929000000700 FRANCIS, DOUGLAS
2073070300000300 FRENCH, RICHARD T
1079300200162500 FRYE, MICHAEL K
1089300200017800 GARDNER, ROBERT ARTHUR
1079290500002600 GARY, AMANDA
1088330500201700 GILES, TIMMY R
2076230400064600 GILMORE, STEVEN D
1086231000082300 GOBER, WILLIAM D
1077260900006600 GOFORTH, BRADLEY S
2075210300003800 GOING, JAMES P JR
107828000001800 GREENE, RICHARD H
1085220600168300 GUTHRIE, ROBERT T
1085220600168300 GUTHRIE, ROBERT T
2071110200008600 HALL, DAVID CHADWICK II
1086232000007500 HALL, RODNEY LAWELL
1065221700037100 HAMMONS, KEVIN S
1088271500024400 HANKINS, LARRY W
2054180000000900 HANNA, DENNIS
4081020000000800 HARRELL, JAMES L
1097251700008300 HAWKS, HOWARD T
2081021200007400 HELTON, DAVID K
2081021200007400 HELTON, DAVID K
3086230100001600 HENSLEY, MICHAEL T
2061110100023300 HERNANDEZ, ERIC S
1087350400003700 HESS, ELIZABETH O
1085220400147300 HICKS, BOBBY J JR
1089320800007700 HICKS, DIANE L
1067353500023000 HILL, JASON H
3081120300001600 HILL, ROBERT E
2061010000003200 HOING, MARK H
2076230100009000 HOLLOWELL, TERESA S
2054200000000805 HOPKINS, BRUCE M
3067360000000205 HUDSON, RUTH GRADY
2072090800062300 HUGHES, JEREMY
3072040100003200 HULL, JAMES H III
3059320100001000 HUNSUCKER, MARK A
2062030800004100 HUTCHINS, ANDREW T
2079290000002300 JACKSON, HAROLD
1064170100002800 JACKSON, SABRINA
3093070400027200 JAMES, JEFFREY SCOTT
3068330100000700 JOHNSON, BRETT
3073080500000500 JOHNSON, ROGER
1088330500224900 JOHNSON, RUSSELL
2083060500058300 JONES, KENNETH R
2065160200004900 JONES, MICHAEL J
1088330500223300 JONES, STERLING
4073050100000100 JONES, WILLIE L
2063080200000500 JOYNER, KATHLEEN
2072090100001800 KENNEDY, MICHAEL G
4086130400053900 KENT, JOHN W
1074190300023400 KINARD, KAREN K
2081011400051600 KING, AMANDA D
2081010300027400 KIRK, GREG L
1069310700005100 KOHLHOF, RICK A
2072090300016000 LACROSS, BRIAN C
1079292800035500 LANE, FRED
1079292800035500 LANE, FRED
3052090000000301 LAUGHTER, RAMONA G
1088340100006600 LAWSON, L P
1065222300017100 LAZO, TITO A
2072101000000100 LEBLANCE, GARY J
2078280000001704 LEE, ERICA W
1067351500033300 LEE, MELVIN
3086132720000300 LESLIE, MARY JO M
2073060100001500 LINDOU, CARL
2082100100000400 LIPSEY, HAL ALAN
2082100100000400 LIPSEY, HALL ALAN

2082031900019700 LIPSMAYER, TIMOTHY
 1065222200011100 LONG, SHERRY L
 1078281800012400 LORIO, SETH G
 3073072300010200 LULOW, CASEY J
 3067350200000300 LUTRICK, PETER GLENN
 1084107400010600 MAGGIORE, RUSSELL A
 3074180020000901 MANNING, MARCUS E
 1088280200007800 MARTIN, SCOTT D
 108516000001401 MARTIN, JUANITA D
 1086240700039100 MARTINEZ, FILEMON
 1079320400002500 MATHIS, LARITA
 2083060100004700 MATTINGLY, DEBORAH L TUBBS
 2079300300000600 MAY, PAMELA D
 1079302100004200 MCCARTY, ERROL O
 1079302100004200 MCCARTY, ERROL O
 3073061800029600 MCCLELLAN, KEVIN V
 1086231500203200 MCCUTCHEN, PHILLIP N
 1086231500203200 MCCUTCHEN, PHILLIP N
 3066230100001400 MCFARLIN, HOWARD A JR
 1079302000017200 MCKENZIE, MARK E
 2082030600006800 MEDINA, GUILLERMO
 1068270040000400 MEGGS, JAMES W
 1068270040000400 MEGGS, JAMES W
 1068345630003200 MILLER, CHARLES H JR
 1067351700006600 MILLER, DONALD A JR
 3086130040006200 MILLER, WILEY J
 2063070100001300 MONTGOMERY, MARTY
 3067350300001600 MOONEY, JOHN R
 2073060400021500 MOORE, BRADY E
 2073060200003000 MOORE, JAMES T
 1084170500019500 MOORE, KELLY
 1087260700000600 MOORE, LORI D
 3073060800018100 MOORMAN, MITCHELL
 1069290600034300 MORELLI, STEPHEN J
 2083060400057600 MORGAN, KERRY B
 1086230400008700 MOSHER, STEPHEN M
 1088281100017800 MOSKOP, MICHAEL S
 1068270030001200 MURPHY, DENA R
 2081010200025300 NEEDHAM, PHILLIP M
 1097250100045500 NEVILL, WILLIAM S
 1068280100001000 NEWSOM, DIANE
 3086140100000200 NICHOLS, JACKIE
 2073050300015800 NICHOLSON, SANDRA D
 1074190700120100 NICKLES, STEVE LANE
 1078280000000811 NOEL, ULYSSES M
 1079290800004900 OGBUEHI, KATRINA
 1067261300006300 OLDHAM, DONALD D
 1088330500236600 OZMENT, RICHARD D
 1087350100000700 PANNELL, PENNY ADAMS
 1074190600096400 PARBS, BRIAN E
 1077351900007500 PAYNE, LEIGH R
 3073070000001601 PENNY, MURIEL L
 3073070000001601 PENNY, MURIEL L
 2082031700034600 PHILLIPS, DONALD RAY
 2081021700018600 PIPPIN, VINCENT
 2076230400042700 POWELL, ROBERT E
 2077350000002400 POWERS, WILLIAMS A III
 1067262400014100 RAGLAND, REX
 1069290500006600 RAGSDALE, JIMMY H
 2097250000000402 REED, JOHNNY C JR
 1088270400247700 REED, RONALD W
 3068340200002600 REEDY, DANIEL T
 2074180200003700 REESE, JOHN M
 3095210000000601 RHINES, WANDA
 1086230600036700 RICHMOND, IRVIN W SR
 1077260200000800 RODDY, NORMA A
 1059320400015300 RUCKLE, GARY E
 1079292400022500 RUSHING, JAMES B
 1086240900003900 RUSSOM, ROBERT
 3073070700005100 RUTHERFORD, DANNY S
 3092040100000600 SAMPICO, ROBERT E
 2081020200015800 SAVAGE, WILLIAM E
 1079300200150500 SCHUETZ, CARL E JR
 2065160700004000 SCHUMACHER, DAVID D
 1088330500231900 SCOTT, ROBERT WILLIAM III

1088331100007600	SCRUGGS, CURTIS N
1068340910008300	SEALE, MICHAEL J
1079292400021300	SHELBY, TIMOTHY C
1088330500236000	SIMMONS, MICHAEL R
3097360100001500	SIMMONS, SALLY D
1068347640000100	SIMONEAUX, KENT W
4086130200023300	SIMS, BETTY ANN
1079292800036200	SMITH, DARRYL T
1077260900002000	SMITH, KATHY D
2089300000001101	SMITH, LARRY D
1088340100030300	SMITH, ROBERT E II
1088280600014700	SPARACELLO, FRANK E
2073060700019700	SPARKMAN, HARRY L
1088330500203800	SPENCER, JAMES S
3094190300051500	SPOONER, MARK E
1074190800207300	STACKS, MAJOR E
1088281400022200	STAMPS, MARGARET D
3094190600041700	STATLER, JERRY W
2072041400016500	STEVENS, JEREMY
1088330500216000	SWAN, HALL J
3073060400007400	SWINDLE, BRINE S
2076230400064100	TANNER, KEN F
1088330200101300	TAYLOR, J P
1086140300020800	THIBODEAUX, RALPH J JR
3081120400000700	THOMAS, DAVID C
1065211100004900	THOMAS, RANDY
2098340200000100	THOMAS, RODNEY D
2083060100005600	THOMPSON, RANDAL L
1079292100001700	TIDWELL, JAMES R TAYLOR
1068340210003800	TROUTT, BILLY D
1088330200123100	TRUSTY, DONNY LYN
1059320300011800	TUBBS, BRADFORD D
1067262000008400	VERNON, DANIEL L
1088330500205600	VERNON, DAVID W
1074191600005300	VINCENT, MARY R
1074191600005300	VINCENT, MARY R
2072031000008300	WAGNER, DOUGLAS E
1067352300000600	WALDRIP, SANDRA
2065220200001500	WALLACE, LARRY C
1088281400026200	WALLS, MELVIN E JR
1079311000020500	WARD, ZAVIER
2061021400027700	WARREN, GWENDOLYN
1086240600069600	WATSON, ROBBIE W
1068340010001400	WATSON, TIMOTHY P
1089310100002000	WHEELER, ANGELLA
2053070100000300	WHITBY, WALTER M
1074190200008000	WHITE, GLENN E
2071010000000603	WIGGINS, ANNETTE W
3064200100000800	WILLEY, MICHAEL G
1085220400140600	WILLIAMS, DANNY
2073060000000801	WILLIAMS, IOLA B
2073060000000801	WILLIAMS, IOLA B
1084170200004500	WILLIAMS, JEROME
2061110100000600	WILLIAMS, JIMMIE O
2061110100000600	WILLIAMS, JIMMIE O
1079292300018500	WILLIAMS, STEPHEN
1068341410006000	WILLIAMSON, VINCENT ALBERT
1065211100004000	WILSON, DAWN
1068341110013500	WILSON, IDA J
1079292000010800	WONG, EDWARD
2062031300000900	WOTEN, JERRY WAYNE
2079300400000900	WOOD, NATHAN
3079310000003100	WOODS, DENVER J
1078340000001900	WOODS, JOYCE ANN B
1074190500082900	WRIGHT, THOMAS T
1074190500082900	WRIGHT, THOMAS T
3075160300001200	YOCHUM, JOEL D
1088330500195300	YOUNG, CASEY W
1077352200057700	YOUNG, MICHAEL L
1078281300019200	ZABORSKI, MIKLOS
1088330500228100	ZACHARY, SHEILA R

6. Make Part of Board Minutes

a. Interlocal Agreement with the City of Olive Branch-Joint Operation of Public Library

b. \$7,000,000 Civic Center Bond Issue

7. Inventory Dispositions-Final

a. Building & Grounds

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
34770	28006140379	CSI Pro Camera	Destroyed by Inmates	See Attachment
34771	28006170402	CSI Pro Camera	Destroyed by Inmates	See Attachment
34773	28006170406	CSI Pro Camera	Destroyed by Inmates	See Attachment
34774	28006170405	CSI Pro Camera	Destroyed by Inmates	See Attachment
34775	28006140380	CSI Pro Camera	Destroyed by Inmates	See Attachment
34776	28006140375	CSI Pro Camera	Destroyed by Inmates	See Attachment
34777	28006140376	CSI Pro Camera	Destroyed by Inmates	See Attachment
34778	28006140384	CSI Pro Camera	Destroyed by Inmates	See Attachment
34779	28006140383	CSI Pro Camera	Destroyed by Inmates	See Attachment
34784	28006170420	CSI Pro Camera	Destroyed by Inmates	See Attachment
34785	28006170419	CSI Pro Camera	Destroyed by Inmates	See Attachment
34786	80655180711	CSI Pro Camera	Destroyed by Inmates	See Attachment
34787	80655180741	CSI Pro Camera	Destroyed by Inmates	See Attachment
34772	28006170398	CSI Pro Sec Camera	Destroyed by Inmates	See Attachment

b. Hernando/OB Library

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
35218	DKS4N41	Dell PC	Broken	HQ/Angie King

c. IT Department

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
31682	PR4010034	Xerox Printer	Broken	IT Dept
33529	31ADD009801	Panasonic Camera	Broken	IT Dept
5078	JPCD180005	HP Printer	Broken	IT Dept
31308	MY1AL1S0D7	HP Printer	Broken	IT Dept
8151	2374647	IBM Monitor	Broken	IT Dept
32622	GH17H9NW700751	Samsung Monitor	Broken	IT Dept
35569	MY47S3P1MT	HP Printer	Broken	IT Dept
6290	4161205633	Epson Printer	Broken	IT Dept
6244	USCB413285	HP Printer	Broken	IT Dept
30471	SG94K13023	HP Printer	Broken	IT Dept
30431	SG94L130VJ	HP Printer	Broken	IT Dept
30439	SG93F13119	HP Printer	Broken	IT Dept
5083	No s/n	IBM Monitor	Broken	IT Dept
37078	Q5W062504724	Viewsonic Mtr	Broken	IT Dept
30202	23MHVCR	IBM Mtr	Broken	IT Dept
32144	No s/n	Southern Systems PC	Broken/Parts	IT Dept
30742	23143670001	Micron PC	Broken/Outdated	IT Dept
30809	2531561001	Micron PC	Broken/Parts	IT Dept
33541	CN3BQ221MN	HP Printer	Broken	IT Dept
31798	G3120625327	Linksys Access Point	Broken	IT Dept
36989	Q1550600384	Ricoh Laser Printer	Broken	IT Dept

d. Land Records

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
35190	720KLVY	Lexmark E234 Printer	Broken	101
31790	333023150113	ViewSonic 19" Monitor	Broken	101
31089	25941757249	Dell Dim PC	Obsolete	101
31090	BX11W01	Dell Dim PC	Obsolete	101

e. Planning Commission

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
30902	OC156655	Sharp Calculator	Broken	Planning Commission
31379	15VX21BC	SONYMICRO	Broken	Planning Commission

8. Department of Road Management – Additions to FY 2008 Asphalt Overlay

Woodside Drive: Lake Forest Drive West – End .1 mile
 Old Hwy 61: Old Hwy 61 & Bass Landing – State Aid portion of road 1.3 miles
 Approximate Total Cost of \$142,260
 These changes need to be included in the 2008-2011 Four Year Road Plan

9. Safety Officer’s Report

10. Sheriff’s Dept.-Approval to Accept Restricted Donation of Police Dog from Town of Byhalia Police Dept.

The motion passed by a vote as follows:

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

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to accept the list of the Consent Agenda items with the exception of item D.6.a which is the interlocal agreement with the City of Olive Branch for joint operation of the public library. The motion passed by a vote as follows:

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

See Exhibit D

E. OLD BUSINESS

1. Public Hearing Continued -- Relocation of Aviation Unit

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to reopen the Public Hearing regarding the relocation of the Desoto County Sheriff’s Aviation Unit. The motion passed by a unanimous vote.

Sheriff Bill Rasco said the Sheriff’s Department has not yet found another location for the Aviation Unit. He said they have searched for a site. Sheriff Rasco said, if the citizens that live near the recommended site for relocation do not want the Sheriff’s Department in the area, the Sheriff’s Department does not want to be there. Sheriff Rasco said, if the citizens are that much against the relocation of the Unit, he wishes to withdraw the recommendation for the relocation to that site.

Supervisor Russell asked how affects the construction on the Health Department. County Administrator Michael Garriga said the county cannot start construction until the Aviation Unit is moved.

Supervisor Russell asked if the county must have another Public Hearing. Mr. Garriga said the Public Hearing was done as a courtesy to the people in the area at the request of Supervisor Lewis. He said the county was not required to have this Public Hearing and are not required to have another Public Hearing for another site.

Supervisor Russell said he does not see how the Board can be fair unless there is another Public Hearing.

Sheriff Rasco suggested moving the Aviation Unit to the Road Department until a jail facility is built that would include the Aviation Unit.

Supervisor Allen Latimer said he feels like the citizens in that area should have a chance to voice their opinion on that relocation as well.

Road Manager Russell Dorris said that site is in the City of Hernando so the Board may want to have dialogue with the City on the relocation to the Road Department site.

Supervisor Tommy Lewis said he would like to accept the Sheriff's recommendation to continue to look for another site.

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to close the Public Hearing on the Sheriff's Department Relocation of the Aviation Unit to Laughter Road. The motion passed by a unanimous vote.

Supervisor Allen Latimer made the motion and Supervisor Eugene Thach seconded the motion to have a Public Hearing notify the citizens in the area near the Department of Road Management on August 6th.

Mr. Lem Couch thanked the Board for listening to the citizens in the area who had concerns about locating the Aviation Unit on Laughter Road.

2. Reconsideration of Vehicle Bids

County Administrator Michael said, after the last meeting we met with the Planning Commission staff and feel like the vehicles selected may be inappropriate for their work requirements. Also, the Tax Assessor's office felt like the Chevrolet Aveo was not as good a car as the Ford Focus and they recommended getting the Ford Focus.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to reconsider the purchase of all vehicles as approved on July 9th. The motion passed by a unanimous vote.

Supervisor Medlin said he did not think the Board made the best decision on these vehicles. Supervisor Russell said he thinks we need to do more comparison of the vehicles.

Supervisor Eugene Thach said he is concerned about the mileage with the vehicles.

Supervisor Russell said he would like for everyone to voice their concerns and then have Michael Garriga, Vanessa Lynchard and Russell Dorris come back with a recommendation based on concerns of the Board.

Supervisor Allen Latimer said he agrees it is better for the Planning Commission personnel to have trucks and not cars.

Supervisor Medlin said, if we get cars for the Tax Assessor's office for one year and they do not work out, we can trade them the next year.

The Board of Supervisors instructed that this item be considered at the next meeting.

3. Nomination of Jail Site Committee

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to accept the recommendations for Economic Council appointees to the Jail Site Selection Committee of Henry Weir and Wayne Bartlett and to accept Dan Cordell as an alternate. The motion passed by a unanimous vote.

The Board of Supervisors acknowledged that Supervisor Lewis and Supervisor Thach have already made their appointments to the Jail Site Selection Committee.

Supervisor Eugene Thach said that he is not ready to confirm his appointment at this time.

Supervisor Allen Latimer made the motion and Supervisor Jessie Medlin seconded the motion to appoint Winn D. Brown, Jr. for the District 4 appointee for the Jail Site Selection Committee. The motion passed by a unanimous vote.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to appoint Jimmy Woods as the District 1 appointee to the Jail Site Selection Committee. The motion passed by a unanimous vote.

Supervisor Russell said he recommends scheduling meetings immediately. The Board of Supervisors agreed. Later in the meeting, Supervisor Tommy Lewis approved letting the Jail Site Selection Committee start immediately. He said we also need to start talking to Mr. Benjamin who was hired to help with the project. He asked if we need to get recommendations about contacting the architects at this point.

County Administrator Michael Garriga said that each site has unique features that the architect would need to consider. He said he thinks it would be appropriate to solicit bids for architects.

Sheriff Bill Rasco said he met with Irb Benjamin last week. Mr. Benjamin presented a plan that is currently being used by Alcorn County. He said in Alcorn County they have the court system located in with their facility. He said Mr. Benjamin is knowledgeable on what he is doing.

Supervisor Russell said the direction of the Site Selection Committee should be selecting a site for the jail or a multi-purpose site.

Mr. Garriga said the Site Selection Committee is only going to be concerned about the site selection for the building and not what is located in the building. He said additional space should be considered for ancillary facilities. They discussed that the Site Selection Committee should look for 120 acres for the jail and the acreage could be used for other facilities in the future.

F. NEW BUSINESS

1. Belmor Lakes

Matt Plitt appeared before the Board of Supervisors representing residents of Saddle Bend Drive and Vanderbilt Drive of Belmor Lakes Subdivision. He discussed a drainage ditch that runs between Estates of Southern Trails and Belmor Lakes. He said he has lived in the area for four years and never had any problems until the last two years.

Supervisor Bill Russell asked if the ditch in question is a natural stream. County Engineer Andy Swims said yes, but it was relocated.

Mr. Plitt said they moved into their home in Belmor Lakes in July, 2004 and had no problems with drainage until July, 2006.

Supervisor Russell asked what has changed between 2004 and 2006. Mr. Plitt said the development of the Estates of Southern Trails has been added to the area. He said the water flows north in this area of the county. He said the Estates of Southern Trails has deposited greater than one foot of sediment in the drainage ditch as of December, 2006. On February 5, 2007, water reached 20 inches on a certain property in Belmor Lakes Subdivision. He presented pictures of a hole that was dug on the Estates of Southern Trails that drains the roads. The Core of Engineers came to the area in August, 2007, and requested the county present plans to address the drainage issues. He showed pictures taken from January 10, 2008 where the water had backed up.

Mr. Swims said that the county had added and required detention ponds in the area to address some of the flooding.

Supervisor Russell asked if the runoff from Mitchell's Corner increased flooding in the area.

Mr. Swims said flooding was a problem before Mitchell's Corner and has probably become worse since the development of Mitchell's Corner. Mr. Swims said there was a significant problem before Mitchell's Corner was developed. He said a lot of water comes across Highway 305. He said Mitchell's Corner is putting in detention ponds to address that issue.

Supervisor Russell asked if the county can force them to build the detention ponds in Mitchell's Corner faster. Mr. Swims said he has asked them to do that. He said that Mitchell's Corner has submitted everything except the plans for the large detention pond. He said they should be able to do so within the month.

Supervisor Jessie Medlin something should be done to address this problem. He said the detention ponds should probably come first in Mitchell's Corner.

Mr. Plitt said the biggest issue occurred on May 10, 2008. He said water topped College Road for more than two hours and water levels exceeded 30 inches on some resident's property.

Mr. Plitt said he has not been able to get flood insurance on his property. County Administrator Michael Garriga said that everyone is eligible for flood insurance. Mr. Plitt said that we acknowledge that the county is developing plans to address future issues, but little has been done to address the current flooding problems. Mr. Plitt said he recommends the county widen the ditches in the area to address the flooding problems.

County Engineer Andy Swims said he knows the Plitts are frustrated with the issue. He presented a letter dated July 14, 2008 which was addressed to Matt and Kabie Plitt. The letter outlines the steps that have been taken address the issues at Belmor Lakes (for complete copy of the letter see Exhibit F.1). Mr. Plitt said that Dave Ingram and Kevin Thomas have taken some steps to remove silt. He said he is not sure if they have addressed every issue, but they have addressed the ones the county requested.

Supervisor Bill Russell asked Mr. Swims if he is satisfied the water is not flowing in excess of what it was before the subdivision was built. He asked if the detention that was built by Dave Ingram and Kevin Thomas in the Estates of Southern Trails overflows. Mr. Swims said no. Mr. Swims said they choked down the drainage from the detention pond from 48 inches to 24 inches.

Supervisor Russell asked if there are any impediments in the drainage north of the subdivision. Mr. Swims said yes, a property owner there is very concerned about the water issues on his property as well, but that is in the City of Olive Branch. Mr. Swims said that Mitchell's Corner is also in the City of Olive Branch.

Mr. Plitt said he is not arguing that the detention pond is not adequate. The problem is the silt is already there and the water in the ditch cannot flow.

Mr. Swims said NRCS did not indicate they were interested in doing anything with the project. He said they may change their position later, but now they are not committing to

any action in the area. He said, when NRCS was in the area, they noticed a gravel bank that is eroding in the area, and they feel this is contributing to the flooding issues.

Sheriff Bill Rasco said he noticed flooding over College Road since he has been in office.

Supervisor Tommy Lewis asked how far is it from the Plitt's house to College Road. Mr. Swims said probably 1,000 feet. Mr. Swims said we could enlarge the ditch, but he is concerned about the property to the north of this area because the ditch meanders. To enlarge the ditch, may transfer the problem to the property owner to the north.

Supervisor Russell asked if Mr. Swims is saying the problem is coming from Mitchell's Corner. Mr. Swims said the problem existed before Mitchell's Corner was developed. He said the detention pond in Mitchell's Corner should help the situation.

Supervisor Lewis said he thinks this situation qualifies under a health, safety and welfare concern issue for the county. He said he thinks the Corp of Engineers has identified that as a blue line stream. Supervisor Lewis said he would like to get DEQ, the Corp of Engineers and NRCS together to come up with a solution for the drainage issue.

Linda Windham, another property owner in Belmor Lakes, said the issue of the fence on her property is a real issue. She said they bought the house in December, 2006. She said they wanted to install a fence for their pets. She said they had the builder to build the fence 12 inches from the ground. Ms. Windham said, when they completed the fence, it was 12 to 18 inches above the sediment, but now the sediment has increased.

Supervisor Jessie Medlin said we need to do something on the north side of the road where the silt has filled up that ditch. Mr. Swims said it would help this flooding issue, but it would increase the water down stream to the north if you take the meandering of the stream out to the north.

Supervisor Tommy Lewis made the motion to hire someone to do a study to determine what it will take to make the water flow and submit the plans to the Corp of Engineers and to work with NRCS to the north and south of College Road to alleviate the problem at Belmor Lakes Subdivision. Supervisor Jessie Medlin seconded the motion.

After discussion, Supervisor Tommy Lewis withdrew the motion and Supervisor Jessie Medlin withdrew his second.

Supervisor Thach asked what Mr. Swims recommends.

Mr. Swims said he is concerned that the Plitts will still have flooding because they are in a low area.

Supervisor Russell said it sounds like the sediment run-off is coming from Mitchell's Corner. He said that what is happening last year and this year is the result of having tremendous rains. He said we were in drought conditions before the Windhams and Plitts bought their homes. He said the engineer can determine the run-off before a development is built. Supervisor Russell said he does not understand why we are not talking to Mitchell's Corner about the issue. Supervisor Russell said he is not sure it will help the situation if we do not address Mitchell's Corner too. Mr. Swims said he want the Board to understand that the problem was there before Mitchell's Corner was developed. He said he puts some responsibility on Tommy White because of the way he constructed Belmor Lakes Subdivision.

Supervisor Allen Latimer said he is not opposed to helping, but we need to sort through to see what we can do legally. He mentioned another development in the county where the county was not allowed to fix such a drainage issue.

Mr. Swims said he is afraid that the problem of flooding will not be solved by enlarging the ditch. He said Steve Wilson may be a good resource to study the problem. He said Mr. Wilson formerly worked for NRCS and he may a good person to survey the situation.

Supervisor Russell said he does not think he can vote for this. He said the county's responsibility is to make sure the development will not create more runoff when it is built. He said he thinks all the county can do is to encourage Mitchell's Corner to put in their detention pond. Mr. Swims said Mitchell's Corner is sending silt and Mitchell's Corner should take care of that.

Supervisor Russell said, if we determine any of the sediment is coming from another development, they should handle the problem. If they are not respond or are not responsible, the county should handle the problem.

Supervisor Lewis asked if we get Mitchell's Corner to work on the problem, do we have to have plan for the Corp of Engineers anyway. Mr. Swims said yes, we have to have a plan either way.

Supervisor Russell asked if it is the county's responsibility to hire someone to do the study. Mr. Nowak said it is not the county's responsibility, but the county can elect to do so. He said it sounds like it will be difficult to find a solution that addresses all the concerns and issues.

Kaby Plitt said that DEQ determined that most of the sediment is coming from Mitchell's Corner and they have documented the problem. The evaluation will be submitted to their engineer.

Mr. Swims said they usually tell the county to fix such problems.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to contact Steve Wilson to give the county a proposal to do a study, which will include making recommendations for improving to the drainage problems, and an estimate of the cost. This is to be reported to the Board of Supervisors at the next meeting. The motion passed by a unanimous vote.

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to make the letters from the Plitts regarding the situation part of the minutes. The motion passed by a unanimous vote.

2. Series 2008 Bond Refunding

At the recommendation of the Board Attorney, Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to remove this item from the agenda. The motion passed by a unanimous vote.

3. Series 2008 -No Protest Hearing

Board Attorney Tony Nowak reminded the Board that this is the date of the no protest hearing for the \$7,000,000 bond for the Civic Center.

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to open the floor for anyone interested in protesting the 2008 \$7,000,000 bond to come forward. The motion passed by a unanimous vote.

Supervisor Allen Latimer asked if anyone would like to come forward to comment on the 2008 \$7,000,000 bond issue. Mr. Sluggo Davis also confirmed that his office had not received any written protest.

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to close the floor for comments on the 2008 \$7,000,000 bond. The motion passed by a unanimous vote.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the resolution that no protests have been filed on the 2008 %7,000,000 bond. The motion passed by a unanimous vote.

1. DeSoto Arts Council

Elaine Abadie and Sunny Stuckey appeared before the Board of Supervisors representing the DeSoto Arts Council. Elaine Abadie said they were here to tell the Board how the money they have allocated to the Arts Council has been spent. She said they started the Community Arts Program for a mini grant program. Ms. Abadie said they have spent \$14,000 for school programs, projects and festivals. She said the Arts Council will be moving into the first Community Arts Building located at 660 West Commerce Street in Hernando. She said the Arts Council has been selected for a \$20,000 grant from the National Arts endowment and it is a matching grant. This project will happen in October, 2008. The school system, library and community foundation will partner with the Arts Council for this project. Ms. Abadie said they have selected Mark Twain’s book, The Adventures of Tom Sawyer for the event. The schools will read the book as well. Ms. Abadie said the Arts Council wanted to thank the Board of Supervisors for the budget allocation.

County Administrator Michael Garriga reminded the Board that the Arts Council applies for budget funding every year and was a good example of how the county’s money is used and the benefits it provides.

5. Accounting – Supplemental Claims Docket

Stephanie Hanks presented the claims docket to be paid for the various departments.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code annotated, Supervisor Eugene made the motion and Supervisor Tommy Lewis seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller with the hotel fees for the Board of Supervisors and the County Administrator’s Office to be decreased to an amount not to exceed the claims as presented on the docket. The motion passed by a unanimous vote.

Supervisor Bill Russell asked if people can now use the Starlanding rubbish pit site now. Mr. Garriga said yes. He said we have a verbal agreement with the rubbish pit. Supervisor Russell said he would like to publish something in the paper to notify the public about the facility. **See Exhibit F.5**

6. Inventory Dispositions-Preliminary

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to approve the inventory dispositions as presented by the Inventory Clerk Amy Henley as follows:

a. PBX Operator

Asset #	Serial #	Description	Loc. At Preliminary
3305	NA	Centracom CPC1000	Inv. Clerk
11099	AH19V915422MTT	Centracom CTX	Inv. Clerk

b. Animal Shelter

Asset #	Serial #	Description	Loc. At Preliminary
35758	9022315275	Canon Digital Camera	Inv. Clerk

c. Operations

Asset #	Serial #	Description	Loc. At Preliminary
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The motion passed by a unanimous vote. **See Exhibit F.6**

7. Bids Under Advisement

a. Health Department

County Administrator Michael Garriga said we opened bids for the Health Department. He presented the bids as follows:

BID TAB SHEET

Equipment: New Building: Health Dept. /DHS
Bid opening: 2:00 p.m.

Bid File Number: 08-383-441-001
Bid Opening Date: July 17, 2008

<u>Bidder</u>	<u>Base Bid</u>	<u>Additional Cost for Trane System</u>	<u>Total Bid</u>
C & M Builders, Inc.	\$3,068,700.00	NONE	\$3,068,700.00
T. D. L. Contractors, Inc.	\$2,996,000.00	\$41,000.00	\$3,037,000.00
Windham and McDonald, Inc.	\$2,904,000.00	\$14,000.00	\$2,918,000.00
Jaycon, Inc.	\$3,039,000.00	\$10,000.00	\$3,049,000.00
Levine and Poore	\$3,100,000.00	NONE	\$3,100,000.00
Wagner General Contractors	\$3,039,000.00	\$47,000.00	\$3,086,000.00
Seiler-Nabers Construction LLC	\$3,684,000.00	\$41,500.00	\$3,725,500.00

RECOMMENDATION: Windham and McDonald, Inc

Mr. Garriga said the bids came in higher than anticipated. But he has reviewed the budget and the county does have resources to use to cover the costs of the project. He said the budget for the building was anticipated two years ago and prices have escalated since that time.

Supervisor Bill Russell made the motion to accept the low bid without the Trane unit, but contingent on the contractor supplying the Trane unit at no additional cost if the bid specified a Trane unit.

Building and Grounds Director Kenny Evans explained that most contractors will supply a Trane unit at no additional cost. It was determined that there needs to be clarification on whether the Trane unit was specified in the bid. Supervisor Russell withdrew his motion.

Later in the meeting, Board Attorney Tony Nowak reported that he has verified the specification for the job did not specify a Trane unit.

Supervisor Tommy Lewis said we need to be sure to ask for a local agent on the performance bonds in the future.

Supervisor Bill Russell made the motion to approve the low bid from Windham and McDonald Inc. at \$2,918,000.00 and not to include the options for the Trane unit. The motion passed by a unanimous vote. **See Exhibit H.1.a**

b. EMS-River Rescue Boats-Reject Bids

Vanessa Lynchard said that bids were received for the river rescue boat The bids were received as follows:

<u>Bidder Name</u>	<u>Manufacturer/Model/Year</u>	<u>Exceptions to Bid</u>	<u>Bid Price</u>
SeaArk,Marine, Inc	SeaArk Model 2260 River Runner	Outboard protection/tow	\$34,453.00 Delivery: 150-180 days

Line guide combination bar
\$1,033.00 (included in bid price)

She said the recommendation from Emergency Services is to reject all bids because the bid amount greatly exceeded the funds available for the expenditure.

At the recommendation of the Director of Emergency Services, Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to reject the bids for the river rescue boat. The motion passed by a vote as follows:

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

See Exhibit F.7.b

8. Board Attorney

a. Property Acquisition Procedures

Board Attorney Tony Nowak said he has reviewed the statutes regarding right of way acquisition. He said the can acquire right of way that is less than \$10,000 without an appraisal if we apply federal statutes. That would require the county to use an appraiser who can supply a quote on a professional basis as to the value of the property. He said it is called the local fair market approach. Mr. Nowak said you would still need to get a value for the property. He said the law changes to say you can negotiate the price, but it requires an appraisal. He said the county can receive a waiver of appraisals on low value acquisitions. Mr. Nowak said the county would need a written policy to acquire property without an appraisal.

Supervisor Tommy Lewis asked how much money will be saved. Mr. Nowak said that Mr. Norwood is checking to give an estimate at this time. He said we can write for an Attorney General's opinion on the matter to see whether they determine that an appraisal is necessary.

No action was taken.

b. Election Commission-Removal of Signs

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to remove this item from the Agenda. The motion passed by a vote as follows::

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

c. Open Container Ordinance

Board Attorney Tony Nowak said he has prepared a proposed ordinance regarding open containers. He said we have not advertised for a Public Hearing. He said, if the draft is approved by the Board, we can advertise. Mr. Nowak said the proposed ordinance includes public places and vehicles.

Supervisor Allen Latimer asked if that includes bars and restaurants. Mr. Nowak said outdoor areas would be included unless it was an area that was an extension of the restaurant, like a fenced sitting area. Supervisor Latimer asked if the ordinance would make it a violation for someone to carry a corked bottle of wine in their car. Mr. Nowak said it would not be included if the bottle is corked or has a top on it even though it had been previously opened.

Sheriff Bill Rasco said there are a lot of young people who drink in the parking lots in the county.

Chancery Clerk Sluggo Davis asked what if there is a designated driver. Mr. Nowak said, currently, the passenger could get a ticket for possession of an open container even if the driver was not drinking.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to call for a Public Hearing on August 18th regarding the proposed open container ordinance. The motion passed by a unanimous vote.

Supervisor Tommy Lewis asked if this ordinance will apply in the cities. Mr. Nowak said all of the county ordinances are county-wide unless the cities have an ordinance in place on the same issue.

d. Lee Family Cemetery

Board Attorney Tony Nowak said he talked to the property owner, Mr. Hudson. Mr. Hudson told Mr. Nowak that he would give the county permission to go across his property but not the public. Mr. Hudson said anyone that anyone interested in viewing the cemetery could call him for specific permission.

Supervisor Jessie Medlin said he was hoping they would let the county put in a road.

Supervisor Thach said he does not think we should spend taxpayer money at the cemetery.

Supervisor Bill Russell said he would like to know how hard it would be to have it designated as historical.

Supervisor Medlin said he thought the museum could do something for the cemeteries. Supervisor Medlin said there would need to be a fence around the cemetery because the cows would destroy the head stones.

Supervisor Thach said, if the Board votes to do it for one, we would have to do it for everyone.

Supervisor Russell asked if we can get the guidelines for adding cemeteries to the Historical Register.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to allow the County Administrator to talk to Brian Hicks to see if the museum will take a look at the cemetery and maintain it.

The motion passed by a vote as follows:

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

Supervisor Russell asked if the Board wants to form a committee to set a policy for such cemeteries.

9. Department of Road Management

a. Cleveland Construction-Change Order #1

County Engineer Andy Swims said that Cleveland Construction forgot to include \$593 in their change order estimate which will cover the price of sales tax and \$200 plus was necessary to handle bad soil situations that came up during the Forest Hill PUD project. He asked for approval to pay those costs.

At the recommendation of the County Engineer, Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to authorize the Clerk pay Cleveland Construction for change order #1 plus \$593 in sales tax and \$200 plus to cover the soil issues on the Forest Hill PUD project. The motion passed by a unanimous vote. **See Exhibit F.9.a**

b. Road Improvements Projects

(1.) Old Hwy 51

(2.) Oak Grove Road

Road Manager Russell Dorris said he would like to talk to the Mayor and County Engineer about these projects.

At the recommendation of the Road Manager, Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to hold this item over. The motion passed by a unanimous vote.

10. Animal Services

a. Report on Vaccination Program

b. Request to Implement Microchip Program

Vanessa Lynchard presented a report that Monica Mock in Animal Services had compiled regarding pet adoptions and fees since the vaccination program began. Ms. Lynchard said that when the program started a year ago, they hoped it would pay for itself. She said, after 18 months, it is paying for itself from the \$15 increase. She said they would like to use the other \$10 of the adoption fee to provide microchips in the animals. She said that the Animal Shelter personnel can insert the chip at a cost of nine dollars. When other agencies insert chips, there is often a fee for the service. This one does not have a fee. She said that the microchip has the name, address and phone number of the pet owner and also the Animal Shelter information.

Supervisor Bill Russell asked if we could advertise this service and open it up to the public. Vanessa said they would like to start the service immediately and see how it works, and come back later with recommendations.

Monica said this is a very good microchip and is made by Bayer of Bayer Aspirin.

Vanessa said the program will help in many ways to identify the animal that is being adopted and keep it from being lost. She would like approval to have the Board Attorney to draw up paperwork to use microchips for the program and authorization to implement the program.

Supervisor Allen Latimer said it is a wonderful program and is cheaper for our citizens.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to authorize the Animal Services Department to implement a microchipping program for adoptions as soon as it is practical to do so. The motion passed by a unanimous vote. **See Exhibit F.10**

11. Circuit Court-Lease Agreement for Copier

Vanessa Lynchard presented a contract for a copier in the Circuit Clerk's office with Copyplus Inc. She explained that, since the Circuit and Chancery Court offices are fee based, they are not required to follow the copier contract used by the county.

At the recommendation of the Circuit Court Clerk, Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to approve the contract with Copyplus Inc. with language changes as recommended by the Board Attorney for a copier in the Circuit Clerk's office at a monthly cost of \$574.50 and as further described in Exhibit F. The motion passed by a unanimous vote. **See Exhibit F.11**

12. Dane Maxwell Presentation

Board Attorney Tony Nowak introduced Dane Maxwell to the Board of Supervisors. Mr. Maxwell came before the Board to discuss heavy haul issues on roads in Desoto County. Mr. Maxwell said he has worked in Desoto County over the years although he is from the Mississippi Gulf Coast. He said he has been a county employee on the Gulf Coast for 10 years in the Sheriff's Department in Harrison County. Mr. Maxwell said he works with MDOT and the Mississippi Highway Patrol as well. He said he has worked to establish rules and regulations for commercial trucking on county and state roads. He said helped establish an ordinance for heavy haul issues in Harrison County. Other states are also taking the initiative to protect their roads and citizens in their communities from transportation accidents. He said motor carrier enforcement ordinance was established along with a unit of enforcement to reduce accidents in Harrison County. In the four years after the ordinance was established, accidents in Harrison County were reduced by 75%. The new sheriff in Harrison County abandoned the unit but the ordinance is still being enforced. He said the ordinance generates revenue, but it should be used to reduce accidents and damage to the roads and not to produce revenue. He said the benefits are a reduction in local traffic accidents and a reduction of accidents from commercial traffic.

Supervisor Allen Latimer asked if we have jurisdiction on I-69 and I-55. Mr. Maxwell said you can enact stricter ordinances on those roadways and enforce them. He said you cannot change state or federal ordinances to do less than what they are designed to do. He discussed intrastate enforcement of ordinances and traffic laws.

Mr. Nowak said he asked Mr. Maxwell to come and talk to the Board about his field of expertise to see if there is any interest on the Board to establish such an ordinance.

Sheriff Bill Rasco asked if that is all those officers did in those established units in Harrison County. Mr. Maxwell said yes. He said you must train the deputies in the enforcement of the ordinance. He said you can look to what is practical in your area in establishing an ordinance. He said there are hazardous materials being transported in the county on a daily basis. He said he could give a proposal for setting the ordinance up and another for training the officers in the enforcement of the ordinance. Within one year, the county will get their money back through fines.

Sheriff Rasco asked how the county keeps from violating MDOT's jurisdiction in enforcing the ordinance. Supervisor Russell said he would like for Mr. Maxwell to talk to the Sheriff and see if the Sheriff has interest in establishing such an ordinance.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to allow the Sheriff and Board Attorney to meet with Dane Maxwell and report back to the Board on the possibility of enacting a truck safety ordinance in Desoto County. The motion passed by a unanimous vote.

The Board of Supervisors recessed the meeting until 1:30 for lunch.

13. County Consulting Engineer – Termination of Existing Contract and Approval of State Aid Contract

Board Attorney Tony Nowak said the contracts are outdated with the County Consulting Engineer. He said it would be best to terminate the existing contracts and approve another contract in an updated version. He said the biggest need is for the state aid contract. He said this contract would require the County Consulting Engineer to turn invoices in to the state and county. He also said the County Consulting Engineer wants to start charging cost plus on other projects, outside the scope of State Aid projects, for which he currently charges an hourly rate.

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to cancel the current contract with the County Consulting Engineer and approve the new

contract as recommended by the Board Attorney for his state aid portion of his contract. The motion passed by a vote as follows:

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

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to form a committee to work up a new contract with the County Consulting Engineer Daniel Murphy and acknowledge that it would be appropriate for the Road Manager to work on the committee with two Supervisors, Board Attorney Tony Nowak and County Administrator Michael Garriga. The motion passed by a vote as follows:

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

Supervisor Bill Russell Made the motion and Supervisor Eugene Thach seconded the motion to allow Supervisor Tommy Lewis and Supervisor Allen Latimer to be on the committee to discuss the County Consulting Engineer's contract. The motion passed by a vote as follows:

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

G. EXECUTIVE SESSION

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

H. OTHER

1. District 4 Park Fund

Supervisor Allen Latimer made the motion and Supervisor Jessie Medlin seconded the motion to allocate \$5,000 from the District 4 Park Fund to the City of Horn Lake Park Fund. The motion passed by a unanimous vote.

2. District 2 Park Fund

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to allocate \$15,500 to the City of Southaven and \$15,500 to the City of Olive Branch Parks Departments from the District 2 Park Fund. The motion passed by a unanimous vote.

3. Emergency Services – Jackson State University Software Program

Board Attorney Tony Nowak said Jackson State University is working on a software program for Emergency Services and they want to use Desoto County as a pilot for the program. He said there is no cost for the program and the agreement looks fine from a legal standpoint.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to approve the agreement between Desoto County and Jackson State University for Desoto County Emergency Services to act as a pilot for a software program. . The motion passed by a vote as follows:

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

4. Military Activation of County Employees

Sheriff Bill Rasco said the Sheriff’s Department has two employees who will be activated to go overseas. He said they thought that the county had some benefits available.

County Administrator Michael Garriga said the county pays for their insurance and holds their position for two years.

Board Attorney Tony Nowak said the county has to provide the same benefits the person had when they were working. He said, if they have family coverage they were paying for that coverage, they would still continue to pay that part of the coverage.

Supervisor Bill Russell said we need to find out whether we have any active duty military that we are paying for to make sure we are providing benefits that we need to provide to our military.

5. Grant-DUI Cars

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to approve a resolution to apply for a grant for three DUI cars. The grant amount is \$274,000 with a local match of \$27,000 plus. The motion passed by a unanimous vote.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to adjourn the meeting until August 4, 2008, at 9:00 a.m. The motion passed by a vote as follows:

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

THIS the 21st day of July 2008, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Allen Latimer, President
DeSoto County Board of Supervisors