

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

DISTRICT ONE JESSIE MEDLIN, PRESIDING

July 16, 2012

A. CALL TO ORDER

The July 16, 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
Michael Garriga	County Administrator
Tony Nowak	Board Attorney

B. INVOCATION

Supervisor Mark Gardner presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. CITIZEN REMARKS

Supervisor Jessie Medlin asked if anyone was present who wished to address the Board of Supervisors regarding an item not listed on the Agenda.

No one came forward.

E. APPROVAL OF AGENDA AND DELETIONS

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

1. President and CEO of the DeSoto Economic Development Council Jim Flanagan, requested to add Kimberly-Clark Tax Exemption

2.a Director of Administrative Services, Vanessa Lynchard, requested adding an item regarding an unclaimed body to the Agenda.

2.b Director of Procurement, Vanessa Lynchard requested adding a purchase by the Sheriff's Department over \$25,000

3. Board Attorney Tony Nowak asked to add authorization to seek an AG Opinion regarding a parcel on Stateline Road

4. Supervisor Jessie Medlin said he would like for the Board to discuss bounties on eradicating beavers to the Agenda.

5. Supervisor Mark Gardner said he would like to discuss lifting the burn ban.

6. Supervisor Lee Caldwell requested to add discussion about litter in the County.

7.a County Administrator Michael Garriga requested adding a matter of personnel for consideration as an item for Executive Session, Human Resources, Facilities Management

8. Supervisor Jessie Medlin requested adding a matter of Property Acquisition for Cotton Gin for consideration for Executive Session

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to approve the additions to the Agenda.

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. Kimberly Clark Tax Exemption

Jim Flanagan, President and CEO of the DeSoto Economic Development Council, explained that Kimberly-Clark is opening a facility in property owned by Exel Inc. He said that Exel is seeking a personal tax exemption and Kimberly-Clark is seeking a personal tax exemption and a free port warehouse license. Mr. Flanagan introduced Mr. Mark Hoelzer of Exel who was also speaking for Kimberly-Clark. He said their representative was not able to appear due to missing a flight.

Mr. Hoelzer explained that Exel and Kimberly-Clark are seeking 10 year personal tax exemptions and Kimberly-Clark will come back later to request a real tax exemption. He said that Kimberly-Clark has facilities in the United States as well as other countries. He said their average hourly wage with benefits is \$21.66 and with an annual payroll of \$4,391,600.00 excluding benefits. The benefits are health, dental, vision, life and short and long term disability, prescription card and 401K matching program. Mr. Hoelzer said Exel provides training and each person hired, is reimbursed education expenses.

Mr. Flanagan said currently, Kimberly-Clark operates a facility in Southaven in the Airways Distriplex. They are a distributor of medical devices and supplies. This is a new business for the area.

Supervisor Bill Russell asked if a lot of their employees live in Memphis. He said he noticed the percentage for employees living in DeSoto County was low.

Mr. Hoelzer said they closed down a Johnson and Johnson facility in Memphis and some of those employees came to Kimberly-Clark.

Supervisor Lee Caldwell asked if Kimberly-Clark would be able to hire employees from DeSoto County. Mr. Hoelzer said absolutely. Supervisor Caldwell expressed the importance of using taxpayer dollars for infrastructure for the new business and hopes that Kimberly-Clark would seek DeSoto County residents to employ.

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve a 10 personal tax exemption for both Exel Logistics and Kimberly-Clark and a free port warehouse license for Kimberly-Clark.

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 YES
Supervisor Harvey Lee, Fifth District YES

See Exhibit E.1

2.a Unclaimed Body

Director of Administrative Services Vanessa Lynchard said the County Coroner is requesting permission to cremate the unclaimed body of Charles Wilson. Mr. Pounders has been trying to get his only relative, a brother, to claim his body, but he refuses. The morgue has extended the time until they no longer can.

Supervisor Mark Gardner made the motion and Supervisor Harvey Lee seconded the motion to authorize the County Coroner to cremate the unclaimed body of Charles Wilson.

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

See Exhibit E.2.a

2.b Office of Procurement: Sheriff's Department - Purchase exceeding \$25,000

Procurement Director Vanessa Lynchard said the Sheriff's Department requested to purchase helicopter services for the Aviation Unit and the amount exceeds \$25,000 and needs Board approval. She said the money is in the budget. Since this is repair, according to Mississippi Code 31-7-13, no quotes were necessary.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to approve a purchase exceeding \$25,000 for helicopter repair services for the Sheriff's Department.

The motion passed by a vote as follows:

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

See Exhibit E.2.b

3. Board Attorney: Request an AG Opinion regarding a parcel on Stateline Road

Board Attorney Tony Nowak said there is a developer who cannot close on a piece of property until the City of Southaven confirms title. The property is on Stateline Road adjacent to Hwy 55 and was conveyed to the County in 1965. It was then annexed into Southaven and became a city road. Mr. Nowak said the property shows as County property. The City has asked the County to execute a quit claim deed for the property. He would like to seek an AG Opinion.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to authorize the Smith, Phillips, Mitchell, Scott and Nowak Law Firm to seek an Attorney General's Opinion regarding the County's ability to execute a quit claim deed for a right of way located near Stateline Road adjacent to Hwy 55 that was conveyed to the County in 1965 and now belongs to the City of Southaven.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District YES

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. Bounties for Eradicating Beavers in DeSoto County

Supervisor Jessie Medlin said someone told him that counties could offer a bounty for killing beavers. Supervisor Medlin said he was told they could take the beaver tail to the Sheriff’s Department and they could pay \$5.00 for the tail. Sheriff Bill Rasco said he has not heard of this.

Board Attorney Tony Nowak said the hunter must get permission from the landowner and then present the tail to the Sheriff. The Sheriff issues a receipt and the Chancery Clerk processes the \$5 bounty through the claims docket.

Supervisor Medlin said beavers have always been an issue and he would like the Board Attorney to look further into this and see if it is a good way to handle the problem and possibly pay \$10.00 per tail. He said he knew that Mr. Dorris was trying to hire someone to eradicate beavers before he left the county.

County Administrator Michael Garriga said we would need to look into how much the County could contribute to the bounty or hiring someone. He said the Legislators may have allocated some money for beaver control/eradication.

DeSoto County Road Manager Andy Swims said they have not had problems lately because the weather has been so dry. In the past, when they called the person who was hired, they got no response a lot of times. Mr. Swims said they have not had many calls about beavers the last four months. He said there were four in Olive Branch and one on Centerhill Road and the Road Department was able to take care of them.

Supervisor Bill Russell asked if there was a contract for someone to eradicate beavers. Mr. Swims said Will Miller is the person, but he would check to see if there is a contract.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to authorize the Board Attorney to work with the Sheriff and Road Manager to determine if there is an opportunity for the County to contract for beaver control/eradication or any other information on how the County can handle the issue of beaver control.

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	<u>YES</u>
Supervisor Harvey Lee, Fifth District	<u>NO</u>

5. Burn Ban in DeSoto County

Chief Bobby Storey requested lifting the burn ban due to the Forestry Service lifting the burn ban.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to approve lifting the burn ban in DeSoto 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>

Supervisor Jessie Medlin said he is concerned that some areas in the County did not receive rain and that could cause a problem with burning. Supervisor Lee agreed.

The Board of Supervisors discussed areas that did not receive rain and the higher risk of burning and to reconsider the previous motion.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to rescind the prior vote of the Board to terminate the burn ban.

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>

Later in the meeting, Chief Bobby Storey returned and after hearing the Board's concerns about burning. He said they had planned to control the dry spots by controlling the issuance of burn permits. He would like to keep the burn ban in place. He said he did not want to burden the farmers, but they are affected either way. He suggested keeping the burn ban for two more weeks.

Supervisor Medlin said he is concerned about the areas that did not get rain like in Lewisburg. He said they have had absolutely no rain when there was rain all around them.

Supervisor Lee Caldwell said she would like to take Chief Storey's recommendation to leave the burn ban in place. Supervisor Medlin and Supervisor Harvey Lee said that would help the areas that are so dry. Supervisor Gardner agreed.

Supervisor Bill Russell asked Road Manager Andy Swims if there was a lot of debris for them to pick up after the thunderstorms. Mr. Swims said there was some debris to be picked up.

No further action was taken on this item.

6. Litter in DeSoto County

Supervisor Lee Caldwell said she would like to discuss this when the Sheriff's Litter Program is discussed in item H.3.c.

7.a See Executive Session, Human Resources - Facilities Management

8. See Executive Session, Property Acquisition-Cotton Gin

F. CONSENT AGENDA

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

Supervisor Bill Russell confirmed that the millage remained the same for Horn Lake Creek Drainage District.

Supervisor Mark Gardner asked who is handling moving the Polling Place. County Administrator Michael Garriga said the Election Commission would handle it.

Supervisor Jessie Medlin asked about item 1.c regarding the interfund transfer for the Volunteer Fire Department Buildings Fund. Mr. Garriga explained that is the distribution fund that is distributed every year.

Supervisor Harvey Lee made the motion and Supervisor Lee Caldwell seconded the motion to approve the Consent Agenda items as follows:

1. Office of Finance & Accounting

a. Budget Amendments – Detailed in Exhibit F

b. Request from Transfer of Sheriff Seized Funds – Special Investigations Division (SID)

The following seized funds listed have been forfeited by court order to be transferred from the seized account to the forfeiture account. Please approve the transfer of the funds.

Case #	Defendant	Date Seized	Receipt #	Amount	Date of Forfeiture
2012-25549	Geraud Shegog-King	6/4/12	26428	\$1,473.00	6/29/12
2012-26078	Larry Vineyard	6/7/12	26458	\$ 964.00	7/10/12
2012-26078	Demarious Campbell	6/7/12	26458	\$ 370.00	7/10/12
			TOTAL	\$2,807.00	

Transfer from Sheriff-Seized Fund (123-000-139) \$2,807.00
 Transfer to Sheriff-Forfeiture Fund (120-000-238) \$2,807.00

c. Request to Make Interfund Transfer: Volunteer Fire Dept. Buildings Fund

To: Volunteer Fire Dept. Buildings Fund \$600,000.00 (313-000-387)
 From: One mill mandatory Fund \$600,000.00 (002-900-951)

d. Inventory Dispositions – Final

(1.) IT Department

ASSET #	DESCRIPTION	SERIAL #	REASON FOR DISPOSAL	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	LOCATION OF FINAL DISPOSAL
30674	Gateway PC	16298194	Broken/Disposal	2nd floor west closet	07/02/12	FELICIA H	07/09/12
31805	Gateway PC	28668344	Broken/Disposal	2nd floor west closet	"	"	"
32582	Samsung 17" Monitor	GH17HMFV308579D	Broken/Disposal	2nd floor west closet	"	"	"
32602	Howard Computer	542733103	Broken/Disposal	2nd floor west closet	"	"	"
33023	IBM 3487 Terminal	2396956	Broken/Disposal	2nd floor west closet	"	"	"
33394	Dell PC	33394	Broken/Disposal	2nd floor west closet	"	"	"
33551	HP inkjet	SMY44K2B15V	Broken/Disposal	2nd floor west closet	"	"	"
34381	Motorola Cell Phone	1212378021	Broken/Disposal	2nd floor west closet	"	"	"
34383	Kyocera Cell phone	3400662420	Broken/Disposal	2nd floor west closet	"	"	"
34407	Audiovox Cell phone	4207484376	Broken/Disposal	2nd floor west closet	"	"	"
34486	Okidata Printer	AF57023759A0	Broken/Disposal	2nd floor west closet	"	"	"
35968	Acer PC	PSV52C601280404E912701	Broken/Disposal	2nd floor west closet	"	"	"
36503	Dell PC	CK4P971	Broken/Disposal	2nd floor west closet	"	"	"
36536	HP inkjet	TH516230JT	Broken/Disposal	2nd floor west closet	"	"	"
36705	Panasonic Notebook	5GTYA52971	Broken/Disposal	2nd floor west closet	"	"	"
36983	Systemax PC	106139295	Broken/Disposal	2nd floor west closet	"	"	"
37083	Acer Monitor	ETL6102018625015034112	Broken/Disposal	2nd floor west closet	"	"	"
37120	Acer PC	PSP3370600463706BD62700	Broken/Disposal	2nd floor west closet	"	"	"
39145	ViewSonic	QYJ074710867	Broken/Disposal	2nd floor west closet	"	"	"
39164	Acer PC	AF57023759A0	Broken/Disposal	2nd floor west closet	"	"	"
39391	Howard Computer	1148682008	Broken/Disposal	2nd floor west closet	"	"	"
39609	Acer PC	84800020701	Broken/Disposal	2nd floor west closet	"	"	"
39643	Dell PC	FCBT7J1	Broken/Disposal	2nd floor west closet	"	"	"
39653	Custom built pc	No SN	Broken/Disposal	2nd floor west closet	"	"	"
39974	HP PC	MXL8480F1K	Broken/Disposal	2nd floor west closet	"	"	"
39976	HP PC	MXL8480F1Q	Broken/Disposal	2nd floor west closet	"	"	"
40416	Clone PC	No SN	Broken/Disposal	2nd floor west closet	"	"	"
40429	Custom built pc	No SN	Broken/Disposal	2nd floor west closet	"	"	"
41011	Samsung Printer	4F61BAXZ400330	Broken/Disposal	2nd floor west closet	"	"	"

(2.) Sheriff's Department

ASSET #	DESCRIPTION	SERIAL #	REASON FOR DISPOSAL	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	LOCATION OF FINAL DISPOSAL
41769	H&R .22 CALIBER REVOLVER	533264	RETURN TO OWNER	SHERIFF'S OFFICE	06/04/12	JOHN BUSBY	OWNER

ASSET #	DESCRIPTION	SERIAL #	REASON FOR DISPOSAL	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	LOCATION OF FINAL DISPOSAL	DATE OF FINAL APPROVAL
41753	Kodak Digital Camera	KCGPW13000236	Contamination	Unknown	06/04/12	"OSHA"	"OSHA"	07/16/12

2. Establish as Part of the Formal Record and Enter into the Board’s Minutes: Contract Administration

a. Department of Justice Approval to move Greenbrook North Polling Place

b. State Tax Commission: Tax Assessor Recapitulation of Real and Personal Assessment Rolls

c. Commissary Agreement with Premier Supply Link with DeSoto County Sheriff’s Office

3. Board Attorney: Approval of Memorandum of Understanding with the Mississippi Transportation Commission for inmate labor on roads

4. Road Department

a. Additions to Official DeSoto County Road Map and Register

Sunset Farms Subdivision:

<u>NAME OF ROAD</u>	<u>LOCATION</u>	<u>LENGTH</u>	<u>WIDTH</u>	<u>COVE</u>
Sunset Farms Drive	Old Highway 304 – End	1,430’	20’	60’
Eventide Cove	Old Highway 304 – End	635’	20’	80’

b. Safety Report

5. Chancery Clerk Allowance (2) \$1,866.66 \$1,700.00

6. Purchase Requisitions: Authorization to Sign – Art Bullington, Department of Facilities Management

7. Horn Lake Creek Drainage District: Request for Tax Millage Assessment and the Proposed Order

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. State Aid Engineer: Starlanding Road Project – MDOT Concurrence Letter

State Aid Engineer Tracy Huffman presented a draft letter as a formal request to MDOT to resume with concurrence of the submitted preliminary engineering contract for the Starlanding Road Project. Mr. Huffman said the County is responsible for anything greater than \$500,000 if the Memphis MPO or FHWA fail to approve the attached TIP amendment.

Supervisor Lee Caldwell made the motion and Supervisor Bill Russell seconded the motion to approve sending the draft letter to MDOT as presented by the State Aid Engineer requesting MDOT to resume with concurrence of the preliminary engineering contract for the Starlanding Road Project as detailed in Exhibit G.1.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
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Supervisor Mark Gardner, Second District YES
Supervisor Bill Russell, Third District YES
Supervisor Lee Caldwell, Fourth District YES
Supervisor Harvey Lee, Fifth District YES
See Exhibit G.1

2. Board Attorney: Authorization to Draft Management Agreement for Hawks Crossing Park

Board Attorney Tony Nowak said the developer is ready to add amenities to the Hawks Cross Park and he presented a management agreement for the Board’s consideration. Mr. Nowak said that Greenways will manage the park.

Supervisor Jessie Medlin asked if it will cost more money. County Administrator Michael Garriga said there had been no discussion of additional funding, but a management agreement needs to be in place to properly maintain the property.

Supervisor Medlin said there is no homeowners association, but DeSoto County owns the property. He asked who would manage it later.

Mr. Nowak said Greenways would manage the property.

Mr. Garriga said that Supervisor Harvey Lee and Supervisor Bill Russell are currently working on consolidating Parks and Greenways into one system so those areas can be managed more effectively and efficiently.

Road Manager Andy Swims said the amenities have been completed, but the maintenance bond will not be waived until the other items are completed.

Supervisor Lee Caldwell asked if there was a cost for management. Mr. Garriga said Greenways would be taking over management of this property.

Supervisor Bill Russell asked if DeSoto County would be cutting the grass. Mr. Garriga said that is still being discussed in their meetings.

Supervisor Russell said grounds maintenance by the Road Department is being phased out. Supervisor Russell asked if the Road Department will maintain these grounds.

Supervisor Mark Gardner said the committee for Parks and Greenways will make a recommendation about maintenance upon completion of the study. He said he would like to go and look at the park.

Supervisor Russell said hopefully it would be next week. Supervisor Gardner said they are aware that maintenance can affect this year’s budget. Supervisor Russell said it should be resolved next week.

Supervisor Jessie Medlin asked why the Road Department would not maintain the park. Mr. Garriga responded because parks and recreation now fall under Greenways.

Supervisor Bill Russell said he would like to make a decision today and get more information.

Mr. Nowak said there is a need to draft an agreement in order to address such things as the hours of operation, maintenance of park equipment and rules operation etc.

No action was taken on this item

H. NEW BUSINESS

1. Advertising County Resources: Hernando Chamber of Commerce – Request for Support for the Water Tower Festival

Susan Fernandez of the Hernando Chamber of Commerce introduced the new Board President, John Bragg.

Ms. Fernandez said they are asking for support for the Water Tower Festival. The County as supported the festival the past four years by donating \$3,500. She said the Festival is good advertisement for the City and County. It is held in the courthouse and there is music, car show, food and other entertainment that draws people from inside and outside the County. Ms. Fernandez said the Festival brings money into the County.

After having determined that the request to advertise County resources met the guidelines of the policy adopted by the Board of Supervisors, in that there will be visitors from within DeSoto County and outside of DeSoto County who will attend the event, therefore making it a perfect opportunity to advertise the County’s opportunities and resources, Supervisor Harvey Lee made the motion, and Supervisor Lee Caldwell seconded the motion to advertise DeSoto County Resources by contributing \$3,500 to the Hernando Chamber of Commerce to sponsor the Water Tower Festival. In accordance with Section 17-3-3, of the Mississippi Code of 1972, the Board of Supervisors did make a determination that the above request would advertise the resources and possibilities of DeSoto County and thereby advance the moral, financial and other interests of DeSoto County and authorized the clerk to write the check.

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

2. DeSoto County Economic Development Council: Request for Tax Exemptions

a. Milwaukee Electric Tool Corporation

Chris Pace of Milwaukee Electric Tool Corporation thanked the Board of Supervisors for allowing him to appear at the meeting. Mr. Pace said they are expanding the distribution center in Greenwood, Jackson and Olive Branch. Mr. Pace said they are asking for a 10 year personal property tax exemption and would come back when the expansion is completed next year to request a real property tax exemption.

Supervisor Jessie Medlin said he appreciated Milwaukee Tool keeping their facility in Olive Branch. Supervisor Medlin said they pay a good salary and offer good benefits.

Supervisor Mark Gardner said he too appreciated Milwaukee Tool remaining in Olive Branch. He noted their health and dental coverage as good package.

Supervisor Lee Caldwell said 44% of their employees are from DeSoto County and she would like to see that number improve if possible. Mr. Pace said they are working on hiring more employees from the County.

Supervisor Gardner said he likes to remind people that the taxes help pay for infrastructure and schools. He said DeSoto County offers job training through Northwest Community College and the Win Job Center.

Supervisor Caldwell invited Milwaukee Tool to the grand opening of the technical training center. She said they start training students in the ninth grade. Supervisor Caldwell said she would appreciate their input and their partnership in the program. She said the facility opens in October.

Supervisor Jessie Medlin made the motion and Supervisor Mark Gardner seconded the motion to approve a 10 year personal tax exemption for Milwaukee Tool Corporation.

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

See Exhibit G.2.a

b. Gould's Pumps, Inc.

Mr. Dave Clark of Gould's Pump appeared before the Board of Supervisors to request a 10 year personal tax exemption. Mr. Clark said the Gould's Pump to Memphis in 1985 and then to Southaven in 2007. He said they deal in industrial pumps and parts light manufacturing and assembly and distribution.

Supervisor Mark Gardner encouraged Mr. Clark to hire employees from DeSoto County. Mr. Clark said they hire through Kelly Services in Southaven. He said he is a Southaven High School graduate.

Mr. Clark also stated the average hourly wage with benefits is \$27.75. Supervisor Gardner said he appreciated Gould's keeping their business in DeSoto County.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to approve a 10 year personal property tax exemption for Gould's Pumps, Inc.

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

See Exhibit G.2.b

c. FedEx Ground Package System, Inc.

Director of Administrative Services Vanessa Lynchard introduced Mr. David Foell representing FedEx Ground in Olive Branch. Vanessa said they are requesting a 5 year personal tax exemption on an expansion of the currently facility.

Mr. Foell said they are enhancing and upgrading the material handling system in the building.

Supervisor Jessie Medlin noted that the hourly pay scale was generous. He asked if they anticipated hiring additional employees. Mr. Foell said not at this time. He said when they hire new employees they utilize DeSoto County agencies and also conduct local job fairs.

Supervisor Lee Caldwell said she would like to see them continue hiring DeSoto County residents because the residents pay taxes that enable businesses to enjoy tax exemptions.

Supervisor Jessie Medlin made the motion and Supervisor Mark Gardner seconded the motion to approve a five year personal tax exemption for FedEx Ground Package System, Inc.

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

See Exhibit H.2.c

3. Office of Finance and Accounting: Supplemental Claims Docket

a. Inventory Control

Inventory Clerk Char McCool presented one forfeiture to be added to inventory for the Sheriff's Department. Char also presented a preliminary disposition for several items from the Sheriff's Department.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to approve the following forfeiture to be added to inventory and preliminary dispositions for the Sheriff's Department as follows:

(1.) Approve Forfeiture to be added to inventory – Sheriff's Office

AGENCY	CASE #		DATE DECLARED	MANUFACTURER	DESCRIPTION	SERIAL #	VALUE
SID	2012-19184	GERALD UNDERWOOD	07/05/12	SUZUKI	SAMURAI	JS4JC51C9J4204661	1800.00

(2.) Preliminary Disposition Sheriff's Department

ASSET #	DESCRIPTION	SERIAL #	REASON FOR DISPOSAL	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE
36817	TASER X-26	X00-525023	BROKEN	SHERIFF DEPT	07/16/12
33159	TASER M-26	P8-018559	BROKEN	SHERIFF DEPT	"
36272	TASER M-26	P8-022715	BROKEN	SHERIFF DEPT	"
36818	TASER M-26	P8-018546	BROKEN	SHERIFF DEPT	"
38590	HP SCANJET SCANNER	CN65ZA10GK	BROKEN	SHERIFF DEPT	"
31156	GATEWAY PC	26196964	BROKEN	SHERIFF DEPT	"
38439	HP OFFICEJET PRINTER	CN7ACF6133	BROKEN	SHERIFF DEPT	"
34068	HP INKJET PRINTER	CN498B806T	BROKEN	SHERIFF DEPT	"

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.3.a

b. Grants Administration: Apply for State Homeland Security Program for Helicopter Night-vision Equipment for Sheriff Department, Aviation Unit

Grants Administrator Tom Haysley requested the Board of Supervisors to approve applying for the State Homeland Security Program for Helicopter Night-vision equipment. He said the grant is approximately \$25,000 with no County match and it is a onetime award.

Supervisor Bill Russell made the motion to approve the Grants Administrator to apply for a onetime grant for the State Homeland Security Program for Helicopter Night-vision Equipment for the Sheriff's Department at approximately \$25,000 with no County match.

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.3.b

c. MDOT – Donation and Acceptance of Vehicle for Sheriff’s Litter Program

Supervisor Jessie Medlin asked if there was a contract with the state to pick up litter in the County. Sheriff Bill Rasco said the state picks up litter three days during the week and the County picks up litter two days during the week.

Supervisor Lee Caldwell said the Litter Committee wants to talk to the judges about using this as leverage with youth. Sheriff Rasco said parents must give their permission for children to work.

Supervisor Medlin said we may have to add another officer to have enough people to watch them when they are picking up litter. Sheriff Rasco said they already have enough people.

Supervisor Medlin asked if there is enough money to take care of the Litter program. Sheriff Rasco said it would take another vehicle and trailer to run the crew.

Supervisor Harvey Lee made the motion and Supervisor Bill Russell seconded the motion to approve accepting the donation from MDOT of a Vehicle for the Sheriff’s Litter Program.

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.3.b

d. 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 61 to the various Fire Departments. Board Attorney Tony Nowak explained that this is the distribution of the tax refund for insurance 2012.

Supervisor Mark Gardner asked about the “s” on page 1. Chief Financial Officer Tom Arnold said the “s” is for software and this is to refund money for use of the Senior Citizen Center in Southaven.

Supervisor Gardner asked about the claim on page 22 for the Circuit Clerk Fee that states “Failed cases”. Mr. Arnold said the failed cases are the ones where there was no indictment and no compensation.

Supervisor Gardner said on page 30 there is a claim for travel for two Election Commissioners. He said he noticed two commissioners traveled to the same even in separate and he would like to encourage them to ride in one car to save County money.

Supervisor Gardner asked about the claim on page 32 to CDW Gov., Inc. Mr. Arnold said that is for computer equipment for the Sheriff’s Department. Mary Jane Thaxton said it is for card readers and for the use of camera cards.

Supervisor Gardner asked about the claim on page 41 to Select Administrative Service Medical Fee. County Administrator Michael Garriga said this is for the third party administrator for insurance claims for inmates. They review inmate insurance claims, bills, documents, coding and verification of care. This is to ensure the County is not gouged on claims and bills and is a tremendous savings for the County.

Supervisor Medlin asked about how many inmates are treated at the hospital. Sheriff Bill Rasco said he would have to get that information. He said that Dr. Thompson handles all cases at the Jail now

except for serious cases. Sheriff Rasco said that keeps a lot of people from going to the hospital. Previously, more inmates were treated at the hospital. Mr. Garriga said he saw a situation where the County received a bill and no one had knowledge of the person or if they were even in our Jail.

Supervisor Gardner asked if the County incurs medical expenses for state inmates. Sheriff Rasco said the state pays their inmate fees.

Supervisor Gardner said on page 43 there are claims with Ultimate Tire Service for oil changes and asked why the charges are different. Mr. Arnold said it could be one is a heavy duty vehicle and the other is not.

Supervisor Gardner asked about the claim on page 45 to Sunflower Landing. Mr. Arnold said it is an in-house treatment center for juveniles. Mr. Garriga said the County is reimbursed those fees by AOC.

Supervisor Gardner noted that on pages 60 and 65 that we are still paying for dirt and sand. He said in a previous Board Meeting, the Board discussed using County dirt instead of buying it. Mr. Arnold said the 75 loads of dirt were for the rubbish pit in order to comply with EPA. Mr. Garriga said that Environmental Services Manager Ray laughter was getting quotes for this. He said we also discussed that there may not be any dirt available at the time we need it.

Supervisor Lee Caldwell said that Mr. Laughter stated that is looking in other areas to get dirt.

Supervisor Medlin said that is a lot to haul and we are getting a good deal.

Supervisor Medlin said on page 69 there is a claim by the Road Department to Paramount Rental for uniforms and asked the status of the uniform policy. Mr. Garriga said he and Procurement Director Vanessa Lynchard have been discussing areas that use rentals and purchases of uniforms. He said the first step is to send a survey to obtain needs for uniforms in different areas. Then they can come up with a policy to recommend to the Board.

Supervisor Gardner said the County is paying \$12-\$40 for gold shirts. He would like this to be looked at while we are still in this budget cycle.

Supervisor Caldwell asked about the claim on page 74 regarding court assessments. Mr. Arnold explained that these are fees and fines taken in and some to public safety and some go to administration.

Supervisor Caldwell asked about the claim on page 5. Mr. Garriga said that is for Fuelman.

Supervisor Caldwell asked about Kaiser & Blair mood pencils on page 34. Mr. Arnold said that is a school resource item.

Supervisor Caldwell asked about DHS office space on page 50. Mr. Garriga said the County provides space for DHS as well as supplies. He said it is done by a formula. Supervisor Gardner asked if the County has oversight on the expenditures. Mr. Garriga said yes, for purchases over \$100.

Supervisor Caldwell asked about the claim on page 51 to Mississippi State. Mr. Arnold said the County pays for the Extension Service employees' retirement on a quarterly basis.

Supervisor Medlin asked about the claim on page 7 to Travelers. Mr. Arnold said that is for a lawsuit.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell 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

YES

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. Contracts Administration: Information Technology – Renewal of IBM Maintenance Contract

Director of Administrative Services Vanessa Lynchard said this contract adds special software for the Tax Collector and Tax Assessor’s office. The cost is estimated at \$200 per month.

Supervisor Lee Caldwell made the motion and Supervisor Harvey Lee seconded the motion to renew the contract with IBM Schedule for Elite Service maintenance agreement at a rate of \$7,882.56 for 12 months.

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

I. Planning Commission Agenda

1. 11:00 a.m. 2008 EPA Ozone Redesignation Report

Memphis MPO Coordinator Pragati Srivastava and Memphis MPO Planning Coordinator Dan Frazier appeared before the Board of Supervisors to discuss ozone redesignation.

Planning Director Ted Garrod reminded the Board of Supervisors about the report from the EPA having non-attainment designation for a portion of DeSoto County that is in the MPO which is the northern most ten miles. Mr. Garrod said on the ozone redesignation our records continue to show our readings are in attainment; regardless, the Federal Government has put us within the non-attainment area. During the first year we will have to do certain things to meet our guidelines. The MPO will lead the ozone issue and the Planning Office staff will assist.

Mr. Garrod explained that there are two options:

- a. Require source figures and data and certain things as baseline figures while we examine the County’s ability to attain those readings
- b. Use existing budgets for ozone precursors

Mr. Garrod said that both the MPO and the State of Mississippi EPA suggest using our own numbers.

Ms. Srivastava recommended option a. She explained option a, and said it seems like a better option. It does not rely on Shelby County numbers. She said this is the first time DeSoto County has been designated as non-attainment.

Supervisor Mark Gardner asked what we are supposed to do. He said our readings are already below the threshold. He said we have already done a lot toward attainment.

Ms. Srivastava said this is a process we have to do. She said Shelby County is in the attainment reading as well and their numbers are also under the threshold.

Supervisor Bill Russell said he never understood why we are not dealing with Shelby County in our fight with EPA.

Mr. Garrod said the Board could rely on experts at EPA.

Supervisor Russell said he does not know where we are going with this. He said they will not change their rules. He said as long as we are in the MPO we are going to be in non-attainment.

Ms. Srivastava said this designation triggers a one year clock for us. She if we do not do it, it will affect the transportation money we receive from the federal government.

Supervisor Russell asked Ms. Srivastava what she is going to do different in DeSoto County than she is doing in Shelby County. Ms. Srivastava said we have been working in Shelby County and want to look at DeSoto County with fresh eyes. She said we cannot assume what work there will work here. She said the budget numbers are having to with the document they have to establish goals at the state plan. She said the budget says we do not exceed the numbers in Shelby County.

Mr. Garrod said the state DEQ are our allies in this. They want to stay with DeSoto County numbers. He said first we need to recommend options and then the program would take effect. He said there are a lot of positives. He said we will be working on initiatives like no left turns on solid waste pickups to eliminate some stops.

Supervisor Russell said all these arguments were made when we tried to get out before. He asked what the MPO's position is. Ms. Srivastava said the MPO's position is to follow the protocol established. She said we need to make sure we do not miss a deadline. Transportation money coming into our area depends on compliance. She said she is here to talk about not missing a deadline.

Supervisor Russell asked what would be different about this plan than before.

Ms. Srivastava said, before, we were not doing anything to address DeSoto County because you were in attainment. She said they are establishing measures and reports to show that DeSoto County is still achieving attainment numbers.

Supervisor Gardner said he thinks the MPO's approach is logical and he appreciates that. He said it sounds like we will run on parallel tracks with Shelby County. In the next two years, we will have two intersection crossings in DeSoto County with I-69 gets here.

Supervisor Lee Caldwell said she likes the plan. She said we will use our own numbers to show them what we are doing.

J. EXECUTIVE SESSION

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

Supervisor made the motion to adjourn the Board meeting until August 6, 2012 at 9:00 a.m. The motion was seconded the motion by Supervisor .

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>

THIS the 16th day of July 2012, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Jessie Medlin, President

