

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

ALLEN LATIMER, 2011 PRESIDING

July 18, 2011

A. CALL TO ORDER

The July 18, 2011 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 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. CITIZEN REMARKS

Supervisor Allen Latimer asked if anyone present in the audience wished to address the Board of Supervisors.

No one came forward.

E. CONSENT

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

Supervisor Jessie Medlin verified that the contract for the Law Library is for one year. Board Attorney Tony Nowak said it is for one year with automatic renewals, unless either party cancels the agreement.

Supervisor Medlin said it is his understanding that the Law Library is now being run out of the First Regional Library, and will always be run on fees received from the courts for the operation of the Law Library. Mr. Nowak said that is correct. County Administrator Michael Garriga said if they ever have a need for additional money, the Board would have to approve doing so. If an increase in the fees charged by the courts to support the Law Library becomes necessary, the Board would have to approve the increase for the County courts and the cities would have to approve the increase for the municipal courts.

Supervisor Bill Russell asked about the State Aid Bridge Report and if the County usually did the inspection. Road Manager Russell Dorris said the State Aid Engineer has historically handled that inspection.

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

1. Make Part of Minutes

a. Department of Road Management

1.) MOU with MDOT for Starlanding Road/Tulane to Getwell Road

2.) Report on Inspection of Railroad Grade Crossings

b. Appointments: Youth Court Part-Time Intake Worker:

Sandy Kimmelman (June 30, 2011-Sept.11, 2011)

c. Operation and Management Agreement of the DeSoto County Public Law Library

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

e. IT Dept.:Computer Software Support Agreements with Delta Computer Systems, Inc.

(2)

2. Office of Finance & Accounting: Budget Amendments - Detailed in E

3. State Aid Engineer: 2011 Special Bridge Inspection Board Order

4. Chancery Clerk Allowance (1) \$1,716.66

5. Chancery Clerk Clerk’s Office: Homestead Deletions

Carol Bowen - 1088 2705 5689.00 Mae Lynn Hubbard – 2076 2303 379.00 Joye F. Leonard – 1068 3407 1 9.00

6. Delta Trauma Care: Accept Restricted Donation for EMS Supplies - \$9,603.00

The motion passed by a vote as follows:

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

See Exhibit E

F. OLD BUSINESS

1. Bids Under Advisement: Solid Waste-Residential Collection, Pleasant Hill Rubbish Site Operations and Recycling

County Solid Waste Consultant Jim McNaughton said the County took proposals for residential collections of solid waste in areas controlled by the Board of Supervisors and for operation of the rubbish site and recycling. Mr. McNaughton said there was a lot of interest in the proposal which was due on May 20th. Mr. McNaughton said there were four responses as follows:

BFI Waste Services
Advanced Disposal/All Star
Waste Connections

Michael's Tree and Loader Service (Rubbish site only)

Mr. McNaughton said he worked with Ray Laughter, Jim Bearden and Jim McDougal. He said the committee decided to negotiate with the two lowest bidders who are BFI and Waste Connections. He presented the results of the bid as follows:

Service Level	BFI Waste	Advanced Disposal	Waste Connections	Michael's Tree & Load
Residential Waste				
Residential Collection 1x/Week with a cart	\$10.50	\$13.35	\$ 8.48	No bid
Commercial Waste				
Calculated Rate for Dumpsters at County Facilities Based on Estimates	\$2,745.63	\$3,570.60	\$2,125.52	No bid
Rubbish Site Operation:				
County & Residential Rate/Cubic Yd.		No Bid	\$2.48	\$3.40
Commercial Rate/CY		No Bid	\$5.25	\$3.50
Closure	No Bid	No Bid	Cost + 10%	\$3.15/CY

Mr. McNaughton said any company would need 60 days to make the transition if the County selects a new contractor. He said Waste Connections is the lowest bid. The current rate for collections is \$7.45 per month, which is a very good price. Mr. McNaughton said the proposal from Waste Connections is \$8.48 per month and the contract is for six years for residential waste collection. He said the service is just like the service the County now receives.

Supervisor Eugene Thach asked if the bid includes recycling. Mr. McNaughton said there is no recycling currently for the unincorporated County. The option was discussed by the committee.

Mr. McNaughton addressed the quotes for dumpsters at County facilities based on current estimates. He said, Waste Connections offers the lowest price for each size dumpster which includes two, four, six and eight yard containers. Mr. McNaughton said Waste Connections would provide recycling containers for the County at no additional charge.

Mr. McNaughton said that Waste Connections is the third largest waste company in the country and they are recommending them for award of the contract, as they are the lowest and most qualified bidder.

Mr. McNaughton said, in the request for proposal, they asked for different scenarios for recycling. He said Waste Connections proposed a very good rate for services for every other week with a 95 gallon carton. For a voluntary recycling program the cost would be \$5.28 per month, but they will not start the service until they have 5,000 customers to participate. Mr. McNaughton said, if the County chooses to approve recycling services, the committee recommends Waste Connections with service being selected by residents on a voluntary basis at a cost of \$5.28 per month for pick up every other week. Service would be contingent on 5,000 people signing up.

Supervisor Jessie Medlin asked if the contract would be exclusive. Mr. McNaughton said it makes sense and that is what the committee recommends.

Mr. McNaughton said, regarding rubbish operations, the County has been relying on BFI to judge the life of the rubbish pit. He said, judging the life of the rubbish pit, is not an exact science.

Supervisor Bill Russell asked what the County, currently pays for service at the Starlanding rubbish pit. Interim Solid Waste Director, Ray Laughter said the County pays \$2.25 per cubic yard. Supervisor Russell asked if that cost remains the same. Mr. Laughter said yes. Mr. McNaughton said both Railroad Avenue and Starlanding Road pits have provided benefits to the County. He said Waste Connections presented a price with no volume restrictions. BFI said the true-life estimate for the life of the rubbish is 3.8 years. He said they asked Waste Connections to come back with a price with volume restrictions and they did.

Supervisor Russell asked Mr. McNaughton to explain volume restrictions. Mr. McNaughton said they could bring in all of their trucks to the County site if there are no volume restrictions. He said they asked them for a price with volume restrictions.

Supervisor Medlin said Waste Connections called him and explained that they intend on shutting down Railroad Avenue and reopening the County's landfill. He said the \$2.25 was not to operate two rubbish sites. It was only to operate the County's rubbish site.

Supervisor Russell asked how much the County pays Railroad Avenue. Mr. Laughter said we pay them \$2.30 per cubic yard.

Supervisor Thach said it seems the committee has not agreed on the issues.

Supervisor Medlin said some of these issues came up after the committee's last meeting. He said personally, he would like to get as many days out of the rubbish pit on Sandidge Road as possible. It would be convenient for the people of the County to have two sites.

Mr. McNaughton said every resident could take one load per week into each site.

Supervisor Russell said he wanted to make sure the Board understood all of the options connected to the proposal. He said he is ready to make a recommendation today, but did not want to do so before the Board fully understood all of the issues.

Supervisor Medlin asked if the \$2.48 per cubic yard was firm. Marty Duncan, Division Vice President of Waste Connections, said they thought there was no air space left in the Starlanding pit so that is why they did not consider it in the analysis. Mr. Duncan said now they know there are approximately four years of projected air space and it changes the entire analysis. This will make it more convenient for residents. He said the \$2.25 price for the site on Sandidge Road, as charged today, remains good for those purposes. Mr. Duncan said currently Railroad Avenue is closed on Saturday. He said they would like to take advantage of the DeSoto site being the only pit open on Saturday. Mr. Duncan said contractors pay to put their stuff in the rubbish pit.

Supervisor Tommy Lewis asked about closure of the rubbish pit. Mr. McNaughton said the contractors have responsibility for closing the rubbish pit. He said their proposed cost is cost plus 10%. Mr. Duncan said they figure roughly the cost of the closure would be about \$450,000 but that is not a firm number.

Mr. McNaughton said the County has been relying on the contractor to estimate the life of the rubbish pit. He said the last few years they have come back with an estimate of two years, eight months and 3.8 years. He said he recommended the County get an independent engineer to evaluate how much time is left at the site.

Supervisor Latimer asked if people could have an allotment of four loads per month instead of one per week. Mr. Duncan said he had no problem with that as long as it is not a contractor.

Supervisor Russell said he is for recycling. He said this is the same program as Southaven. The cost comparatively in Southaven is \$6.25 and the County is \$5.28. He said there are many different options for recycling. Supervisor Russell said he thinks the 95-gallon container is important. He said he hopes we will get some publicity to attract 5,000 people to sign so we can get recycling in the County.

Supervisor Allen Latimer asked who would be responsible for notifying the citizens that recycling service is available. Mr. McNaughton said the contractor has agreed to notify the residents, but that does not prevent the County from promoting the program as well.

Mr. Garriga said the County would need to have an aggressive public relations campaign to reach the people on recycling service.

Supervisor Medlin said the Solid Waste Committee had several good meetings. He said this price for recycling is a great price. He said he is not going to vote for mandatory recycling, but he would like to see the voluntary program be successful.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve a contract with Waste Connections as the lowest and best bid for residential collection, commercial collection, and recycling for six years; rubbish pit operations for six years with 4 one year renewal options, with consumer price index cost adjustments; and contingent on the contractor agreeing that everything outside the cart will be picked up; and with the recycling program being voluntary, with the understanding that it will not take effect until 5,000 people sign up for the service. 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-----YES

See Exhibit F.1

2. Miller Station Subdivision Phase II

Board Attorney Tony Nowak said he spoke with counsel for Renasant Bank and they have no objection to the County pulling the letter of credit, but they want a letter of agreement for the County to use the money to fix the roads. Mr. Nowak said they agreed to release the total money for the full cost of the repairs and to have any excess money go toward future repairs.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to authorize the Board President to sign the letter of agreement with Renasant Bank for Miller Station Subdivision roads contingent on the Board Attorney's review, and to authorize pulling the letter of credit with the County to take in the roads after the agreement has been signed and the Road Manager appears before the Board to recommend accepting the roads.

G. NEW BUSINESS

1. Green Globe Certification Presentation (Energy Efficient Project)

County Administrator Michael Garriga said the lighting retrofits in the County buildings have been completed by Siemens. Mr. Garriga said Chris McNeil with Siemens Industries is here today to discuss the progress of the project.

Mr. McNeil said there has been a lot going on the last few months including the completion of the lighting retrofits. He said the water retrofits have also been completed in certain areas. Mr. McNeil said it is now time for the real work to begin. Mr. McNeil said the County has a couple of things for which they can be proud. One is that all of the contractors used on the project are from DeSoto County. He said their company strongly encouraged the vendors to use DeSoto County people as well. Mr. McNeil said the DeSoto County Administration Building is the first existing building in the State of Mississippi to be "Green Globe Certified". Mr. McNeil presented a plaque showing that the Administration Building is "Green Globe Certified". Mr. McNeil congratulated the Board of Supervisors on receiving this award.

2. Advertising County Resources: Hernando Chamber of Commerce

Susan Fernandez of the Hernando Chamber of Commerce appeared before the Board of Supervisors regarding a request for a donation for the Water Tower Festival. Ms. Fernandez said this is the ninth year for the Festival and it will be held September 16-17. She said the Festival draws a lot of people to Hernando, from DeSoto County as well as outside the County. It includes a car show, music, 5-k run, poker run, kids recreation area and other things. She said the Festival has always been well received in the County and outside the area as well. This year, County music singer, Jerrod Neiman will appear. He has had a Number 1 song on the charts and will be a very good draw. The tickets are \$10 for Friday night and \$15 for Saturday night. There is no charge for attendance during the day. Ms. Fernandez said last year the Board of

Supervisors sponsored the Festival with a donation of \$3,500 and asked the Board to participate again this year with the same amount.

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 Eugene Thach made the motion, and Supervisor Tommy Lewis 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. 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-----YES

3. State Aid Engineer: Holly Springs Road Change Order-Lamb Construction Contract

DeSoto County State Aid Engineer Tracy Huffman said the work on Holly Springs Road is complete. Mr. Huffman presented the final change order on the project which represented a decrease in construction cost in the amount of \$33,467.00 making the final project price of \$281,422.50. He presented the final bill for the project for \$196,398.15. Mr. Huffman recommended the Board accept the change order and authorize to pay the bill.

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to accept the project change order to approve the final close out of the project to approve payment of the final bill for \$196,398.15 and to authorize the clerk to write the check to Lamb Construction. 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-----YES

4. County Engineer: DeSoto Road West/Contract for Issues Surveying SWPPP

County Engineer Andy Swims said the Board approved Ferrell Paving as the lowest and best bidder for the project on DeSoto Road. Mr. Swims said he is before the Board today with a contract for the work. There is an option to add \$2,470 that will allow GPS technology in making topography readings. Mr. Swims said it would help determine the cuts and falls in the entire job. He said the County has a stormwater prevention plan called the SWPPP and Mr. Swims recommended waiving the stormwater fee established under the plan.

Supervisor Allen Latimer asked if the stormwater fee was included in the bid price. Mr. Swims said no. But, he said it was in the specifications.

The Board of Supervisors verified that this would not be a violation of the prohibitions of the last six months of the term as a unanimous vote was received on this bid award.

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to approve the contract with Ferrell Paving for DeSoto Road and include a change order for \$2,479 for GPS technology based on the fact that there is a need to complete this project and it is essential to the efficiency and economy of the operation of the County government for the last six months of this term. 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-----YES

See Exhibit G.4

5. Inventory Control Preliminary Dispositions

Inventory Clerk Charmaine McCool presented preliminary inventory dispositions for the Boards consideration.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the preliminary inventory dispositions as follows:

a. Animal Service

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
39344	100038	Press. Washer	Broken	Animal Shelter
NA	County Sticker	Barrel Fan	Broken	Animal Shelter

b. Chancery Court

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
40158	S72L8YHR	Broken	Courthouse Courtroom	

c. EMS/Fire/EMA/OHS

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
35466	NA	WMD Haz Mat Lot	Expired/Out of Date	EMA
35467	NA	WMD Haz Mat Lot	Expired/Out of Date	EMA
35468	NA	WMD Haz Mat Lot	Expired/Out of Date	EMA
35464	NA	WMD Haz Mat Lot	Expired/Out of Date	EMA
35469	NA	WMD Haz Mat Lot	Expired/Out of Date	EMA
34151	70500223	VHF Repeater 50 Watt	Lightning Strike Damage	EMA
33805	69687702	Olympus Digital Camera	Broken	EMA

d. IT Department

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
6273	1100523	IBM 2391 Printer	Broken/Disposal	I.T.
6291	2349487	IBM Terminal	Broken/Disposal	I.T
30132	8804471	IBM Terminal	Broken/Disposal	I.T
30725	SG02L13257	HP Deskjet 1220 Printer	Broken/Disposal	I.T
31307	25851657	Gateway Computer	Broken/Disposal	I.T
31322	C026620	Lexmark Printer	Broken/Disposal	I.T
31446	89079Y6	Lexmark E320 Printer	Broken/Disposal	I.T
31821	9N49644	Lexmark 2490 Printer	Broken/Disposal	I.T
31823	0028919164	Gateway Computer	Broken/Disposal	I.T
31825	890GS81	Lexmark E320 Printer	Broken/Disposal	I.T
32625	USU3320LNY	HP Computer	Broken/Disposal	I.T
33414	0578604303	Howard Computer	Broken/Disposal	I.T
33433	0590554703	Howard Computer	Broken/Disposal	I.T
34751	MXL524064F	HP Computer	Broken/Disposal	I.T
34752	MXL524062V	HP Computer	Broken/Disposal	I.T
35164	12T0050	Lexmark Printer	Broken/Disposal	I.T
35441	MY438J53DD	HP Printer	Broken/Disposal	I.T
35672	3701CFEEK03	Acer Computer	Broken/Disposal	I.T
35717	105880816	Systemax Computer	Broken/Disposal	I.T
36108	JPPD1F1	Dell Computer	Broken/Disposal	I.T
36501	5K4P971	Dell Computer	Broken/Disposal	I.T
36538	MXD52407JY	HP Computer	Broken/Disposal	I.T
37023	3C61B1AY800105	Samsung Printer	Broken/Disposal	I.T
37063	106273596	Systemax Computer	Broken/Disposal	I.T
37074	8619017A42701	Acer Computer	Broken/Disposal	I.T
37089		Acer Computer	Broken/Disposal	I.T
37099	62055MX	Lexmark E342N Printer	Broken/Disposal	I.T
37128	364307C202702	Acer Computer	Broken/Disposal	I.T
39128	67410000E0100	Acer Computer	Broken/Disposal	I.T
39140	27290AEDA2713	Acer Computer	Broken/Disposal	I.T
39157	S9J03239	Lexmark Printer	Broken/Disposal	I.T
39173	THI1111036	HP Printer	Broken/Disposal	I.T
39185	280404E652701	Acer Computer	Broken/Disposal	I.T
39186	280404FE92701	Acer Computer	Broken/Disposal	I.T
39472		Clone Computer	Broken/Disposal	I.T
39959	4CW8CK1	Dell Computer	Broken/Disposal	I.T
730064	8813381	IBM Terminal	Broken/Disposal	I.T
730067	23L2326	IBM Terminal	Broken/Disposal	I.T
40164	HT99THE00610	HTC Cell phone	Broken/Disposal	I.T
39230	268435456212512499	Motorola Cell Phone	Broken/Disposal	I.T
34393	2684354561211289028	Motorola Cell Phone	Broken/Disposal	I.T
40192	268435458412734659	LG Cell Phone	Broken/Disposal	I.T

e. Sheriff's Department

Asset #	Serial #	Description	Reason for Disposal	Location at Preliminary
30966	N/A	Kenwood Radio	Broken	DCSO
31039	867SXX8089	GTX Radio	Broken	DCSO
31774	STH22G290WK	HP Printer	Broken	DCSO
33072	867SXX8021	GTX Radio	Broken	DCSO
33251	0045152803743	Computer DR845M	Broken	DCSO
33264	3340994	Minimate Recorder	Broken	DCSO
33272	XADV41409	Canon Printer	Broken	DCSO
34564	40200561	Motorola Radio	Broken	DCSO
34884	CN65NFG046	HP Printer	Broken	DCSO
34889	28429	Tactical Repeater	Broken	DCSO
35410	8200310042	Street Thunder	Non-Inventory Item	DCSO
35425	682FXJ2820	Motorola Radio	Broken	DCSO

35432	682FXJ6079	Motorola Radio	Broken	DCSO
36287	TWO4E64112B001 B61569	Dell Laptop	Broken	DCSO
36440	2FAFP71W11X177 750	2001 Ford Crown Vic	Wrecked/Parts Only	Cent. Maint.
36618	D2001658309	Compact Refrigerator	Non-Inventory Item	DCSO
36835	353263020288483	Tundra Cell Phone	Broken	DCSO
36921	010712007678665	Nokia Cell Phone	Burned (Car Fire)	Cent. Maint.
36925	APF550025	Acer PC	Broken	DCSO
38347	PSP4206011729011 542714	Acer PC	Broken	DCSO
39786	354831014789796	Nokia Cell Phone	Broken	DCSO
39829	2FAHP71W77X128 120	2007 Ford Crown Vic	Wrecked/Parts Only	Cent. Maint.
40580	2FAHP71W07X157 782	2007 Ford Crown Vic	Wrecked/Parts Only	Cent. Maint.
33148	2FAFP71W1X1539 16	2001 Ford Crown Vic	Wrecked/Parts Only	Cent. Maint.
30949	3516290	Encoder Transponder	Non-Inventory Item	DCSO
30455	00800589	Kenwood Radio	Broken	DCSO
30776	722AAQ2061	Motorola Radio	Burned (Car Fire)	Cent. Maint.
32116	921TCQ0187	Motorola Radio	Broken	DCSO
32406	N/A	ECG W/BP/SP02	Broken	DCSO
32719	890NV58	Lexmark Printer	Broken	DCSO
33209	10429	Sportys Air Band Radio	Lost	See Attached "A"
33988	N/A	Lightbar	Old/outdated	Cent. Maint.
34006	N/A	Lightbar	Old/outdated	Cent. Maint.
34013	N/A	Lightbar	Old/outdated	Cent. Maint.
34677	2FAFP71W44X131 656	2003 Ford Crown Vic	Wrecked/Parts Only	Cent. Maint.
35138	LB89	Lightbar	Burned (Car Fire)	Cent. Maint.
35149	2FAHP71W15X121 371	2005 Ford Crown Vic	Burned (Car Fire)	Cent. Maint.
36171	CN4B9C51SY	HP Printer	Broken	DCSO
36286	TWO04E64112B00 1B11148	Dell Laptop	Broken	DCSO
36514	FCF13BV353	Snap Server	Broken	DCSO
37112	000649	Fujitsu Scanner	Broken	DCSO
38043	CN68SDE1XW	HP Printer	Broken	DCSO
38477	PSV5406004B1209 34E2701	Acer PC	Broken	DCSO
38718	355085028795112	Blackberry Cell Phone	Broken	DCSO
39457	007051	Fujitsu Scanner	Broken	DCSO
39822	CN0KJ4230S00816 4G0036	Dell TV	Broken	DCSO
39853	29927	Cig Pack Transmitter	Broken	DCSO
40216	KCTKT94316536	Kodak Camera	Broken	DCSO
40283	KCTKT94326128	Kodak Camera	Lost	See Attached "B"
40286	KCFHX80503456	Kodak Camera	Lost	See Attached "C"
33985	N/A	Lightbar	Old/outdated	Cent. Maint.
33995	N/A	Lightbar	Old/outdated	Cent. Maint.
33996	N/A	Lightbar	Old/outdated	Cent. Maint.
34001	N/A	Lightbar	Old/outdated	Cent. Maint.
34004	N/A	Lightbar	Old/outdated	Cent. Maint.
34017	N/A	Lightbar	Old/outdated	Cent. Maint.
34673	2FAFP71W54X155 500	2004 Ford Crown Vic	Wrecked/Parts Only	Cent. Maint.

40278	151129	Dewalt Drill	Broken	DCSO
8256	466AUQ0252	Motorola Radio	Lost	See Attached "D"
36371	N/A	Point Blank Armor	Lost	See Attached "E"
39815	9113533	Safariland Body Armor	Lost	See Attached "F"
36294	0107898349890528	Dell Laptop	Lost	See Attached "G"
38605	145542	Sony Camcorder	Lost	See Attached "H"
39206	682FKJ6071	Motorola Radio	Broken	DCSO

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-----YES

See Exhibit G.5

6. Office of Finance & Accounting: Supplemental Claims Docket

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

Supervisor Jessie Medlin asked about the checks to Traveler’s Insurance on page five. County Administrator Michael Garriga and CFO Tom Arnold explained that these payments are on small claims for insurance.

Supervisor Allen Latimer asked about lunacies going through court. He asked if Region IV took some of that responsibility. Board Attorney Tony Nowak said Region IV does help with assessments, but the cases still have to go through the court system.

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

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

See Exhibit G.6

7. Grants Administration: EMA/Accept Awarded Allocations from EMPG

Grants Administrator Joyce Herring said there is a grant available for the operation of the EMA office totaling \$77,536. Supervisor Tommy Lewis asked if there was a match required on this grant. Mrs. Herring anything over \$77,536 would be paid by the County, but there is no match.

Supervisor Jessie Medlin asked if this obligates the County to keep the people connected with the grant. Mrs. Herring said no. It is just for the operation of the office.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve applying for the 2011 Emergency Management Performance Grant CDFA #97.042. 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-----YES

See Exhibit G.7

8. Office of Procurement: Purchases Greater than \$25,000 – EMA

a. Prime Mover Truck

Director of Procurement presented a purchase requisition and quotes in connection with a purchase greater than \$25,000. She said the grant for the prime mover truck was previously approved by the Board to purchase through Homeland Security funds for Batesville, MS. It is being presented to the Board today because this is a purchase greater than \$25,000.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to approve the low quote from Country Ford for a 2011 Ford F-250 4x4 Crew Cab vehicle in connection with Requisition Number 116095-project, it being essential to the efficiency and economy of the operation of the County government for the last six months of this term. 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-----YES

See Exhibit G.8.a

b. Fire Truck for Bridgetown Fire Department

Vanessa Lynchard presented a requisition in connection with a fire truck for Bridgetown Fire Department. She said this would be ordered off a new arrangement on state contract. Since it is over \$25,000, it is before the Board for consideration for approval.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the purchase of a fire truck in connection with requisition number 116084 off state contract, it being essential to the efficiency and economy of the operation of the County government for the last six months of this term. 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-----YES

See Exhibit G.8.b

9. Dept. of Road Management: Finding of Fact – Various Addresses

Road Manager Russell Dorris said, in July legislation that was approved to allow the County to work on underground conduits went into effect. Mr. Dorris said there five applications for the Board’s consideration. He said they have investigated several situations and have found the following locations to be situations that affect the health, safety and welfare of the residents of DeSoto County as follows:

6841 Bramble Lane

7376 Black Oak Drive
2681 Cedar Bluff
2641 Beaver Head Road
6694 Sandbourne West

Supervisor Allen Latimer asked why holes in a yard would be considered a situation affecting the health, safety and welfare of the residents. It is in someone's yard and not the public. Mr. Dorris said these actually fit the new guidelines for declaring them a health, safety and welfare issue. In this particular situation, Mr. Dorris said, the man has filled in the hole several times to have it re-appear. In the future the entire pipe could collapse, effecting everyone serviced along that line, if it is not repaired.

At the recommendation of the Road Manager, Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to declare the following locations as hazardous to the health, safety and welfare of DeSoto County residents and authorize repairs in connection with each in accordance with Mississippi Code Section 19-5-92: 6841 Bramble Lane, 7376 Black Oak Drive, 2681 Cedar Bluff, 2641 Beaver Head Road and 6694 Sandbourne West. 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

See Exhibit G.9

10. Corps of Engineers Permit for Jail Site

County Administrator Michael Garriga said the Army Corps of Engineers is ready to issue the 404 permit for stream relocation on the new jail site. Mr. Garriga said there has to be a 25 foot buffer and stream channel. He said on any future construction of the stream, wetlands may have to be mitigated.

Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to approve the restrictive covenant required by the 404 permit, in substantial form and contingent on the Board Attorney's approval, to authorize the Board President to sign the covenant, to have Land Records draw meets and bounds description for the area encompassed by the covenant, and to send to Army Corps of Engineers in connection with the 404 permit application COE number MNHMK2011231 and water quality certification application WQC number WQC2011017 for the proposed DeSoto County Jail Project in Hernando, MS.

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

See Exhibit G.10

H. EXECUTIVE SESSION

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

I. OTHER ISSUES

1. Wetland Mitigation for Holly Springs Road

Will Killen of Pickering Engineering and Daniel Coggins of Wildlife Mississippi appeared before the Board of Supervisors to discuss wetlands mitigation on Holly Springs Road.

Mr. Killen said the Pickering Firm has been working with the County on Holly Springs Road. He said, in April, the County was required to provide a wetland mitigation plan. He said they brought in Wildlife Mississippi to participate in the plan. Mr. Killen said wetlands mitigation for the project requires approximately 21 acres to be mitigated depending on the type of habitat. He said they have to mitigate greater than 21 acres to satisfy the Corps in this case.

Supervisor Allen Latimer verified that the County would be turning all mitigation efforts over to Wildlife Mississippi. Mr. Killen said yes and noted that the closest wetlands bank they could find is located in Marshall County. He said, in 2010, the cost to purchase mitigation credits through MDOT was \$591,000 and with Wildlife Mississippi, it is \$560,000. Mr. Killen said the County will pay the money and then be reimbursed by the federal government. He said this will come from the Starlanding allocation and this option will save money.

Supervisor Tommy Lewis verified that Pickering had looked at more than one site. Mr. Killen said that is correct. They looked at several different tracts.

The Board questioned how the property could be used. Mr. Killen said it could be used for hunting.

Supervisor Lewis said the only difference is this should save the County money from the option of buying into the Marshall County bank.

Supervisor Russell said it is a great idea to put in a boat ramp with public access at the location. Dan Coggins of Wildlife Mississippi said excessive access within the mitigation area would violate the guidelines, but a boat ramp could be constructed out of the mitigation area, so it may be a great location for the boat ramp.

Supervisor Jessie Medlin asked if there were numbers on what it would cost the County to buy the property. Mr. Killen said yes, and Wildlife Mississippi's fees includes the purchase of the property, but also includes future mitigation management. It is his understanding the County did not have the resources to take care of the mitigation area once it is purchased. He said it is a lot of responsibility.

Supervisor Medlin asked the County engineer if he is recommending doing this. County Engineer Andy Swims said yes. He said Wildlife Mississippi has done a good job on other projects and the County along with Pickering has done a lot of serious investigation on this issue and he thinks Wildlife Mississippi would provide a good resolution.

Board Attorney Tony Nowak said the Board might want specific language in the mitigation management agreement that Wildlife Mississippi would agree to put in the boat ramp or work with the County and the Greenway committee on the construction of a boat ramp.

Mr. Coggins said the property would be purchased from the Hawks family. He said the Hawks family would retain hunting rights to the land as part of the agreement.

Supervisor Latimer asked if hunting would be open to the public. Mr. Coggins said no, it would be restricted to the family. The Board discussed this further and Mr. Coggins explained that the negotiations on the property included the hunting rights. In this case, it would be restricted to the landowner. He said that arrangement is between Wildlife Mississippi and the landowner. Board Attorney Tony Nowak agreed that the County had no input into the hunting issue.

Supervisor Tommy Lewis made the motion and Supervisor Bill Russell seconded the motion to approve the memorandum of agreement between DeSoto County Board of Supervisors and Wildlife Mississippi, for Wetlands Mitigation on Holly Springs Road at the recommendation of the DeSoto County Engineer and based on the fact that it will save the County \$55,000 and contingent upon a public access boat ramp being available if possible. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----NO

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

2. Board Attorney: State Aid Engineering Agreements

At the recommendation of the Board Attorney, Supervisor Bill Russell made the motion and Supervisor Tommy Lewis seconded the motion to approve five different agreements and supporting Board Orders related to the State Aid Engineering as follows:

- 1.) Standard State Aid Engineering for the rate set forth by State Aid & Board Order
- 2.) Addendum to the State Aid Contract & Board Order
- 3.) LSBP Agreement & Board Order
- 4.) State Aid Testing Agreement & Board Order
- 5.) A separate Agreement for Wagoner Engineering to Provide Additional Services Outside the Scope of the State Aid Agreement.

The motion passed by a vote as follows:

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

See Exhibit I.3

3. GIS Independent Contractor

At the recommendation of the Board Attorney, Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to approve an Independent Contractor Agreement for Douglas Hunter to provide services in the GIS Department related to E-911, at a rate of \$10 per hour, but not to exceed a total of \$2,000 and to approve an agreement with E-911 for E-911 to reimburse the County for up to \$2,000 for the services of Douglas Hunter. 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-----YES

4. Attorney General Opinion: Purchases in the Last Six Months of the Board's Term

Board Attorney Tony Nowak reminded the Board of Supervisors of the AG's opinion that he sent to the Board and the restrictions connected with the delivery of County equipment in the last six months of the Board's term.

The Board discussed in particular, a mini excavator for the Road Department that had not been delivered. Procurement Director Vanessa Lynchard she believed that item had received a unanimous vote from the Board of Supervisors upon award of the bid. Mr. Nowak said, if that is the case, the delivery would be allowed. Mr. Dorris said all other equipment had been received.

The Board asked Mrs. Lynchard to verify that the purchases were all being received in accordance with state law.

No motions were made nor votes taken on this item.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to recess the meeting until August 1, 2011 at 9:00 a.m. The motion passed by a vote as follows:

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

THIS the 18th day of July 2011, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Allen Latimer, President
DeSoto County Board of Supervisors