

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

BILL RUSSELL, PRESIDENT 2010 PRESIDING

July 19, 2010

A. CALL TO ORDER

The July 19, 2010, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Bill Russell, 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

Deputy Carl Hurt presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. CONSENT

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

Supervisor Allen Latimer made the motion and Supervisor Eugene Thach seconded the motion to approve the Consent Agenda items as follows:

- 1. Safety Officers Report (1)**
- 2. Grants-Authorization to Apply**
 - a. Highway Safety Grant-\$157,000**
 - b. Occupant Protection Grant-\$10,000**
 - c. MDEQ Grant-Recycle Bin**
- 3. Authorize John Mitchell Director of IT Department to Sign Purchase Requisitions**
- 4. Make Part of Minutes: Memorandum of Intent – Hamilton Beach Brands, Inc.**
- 5. Chancery Clerk Allowance (1) \$2,416.66**
- 6. Sheriff's Dept.-SID: Increase Access to Existing Funds -** Increase amount kept on hand for purchases and payments from \$5,000 to \$10,000.

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 D

E. OLD BUSINESS

F. NEW BUSINESS

1. Laurelbrook Subdivision

Planning Director Jim McDougal appeared before the Board of Supervisors regarding Laurelbrook Subdivision located in Olive Branch. Mr. McDougal presented a map showing property owned by Greater Commission Church which has been taken out of the subdivision approval. The church is permitted as an AR zone. The permit to build the church is currently in process. The two issues are proper zoning for the church and traffic egress.

Supervisor Bill Russell clarified that the property is not part of the subdivision and is zoned AR. Mr. McDougal said that is correct. Mr. McDougal said the residents will present their issues but the AR zoning is already approved.

Supervisor Jessie Medlin asked if the church has met all of the stormwater requirements. Mr. McDougal said yes, and it is ready for site plans.

Mr. Scott Alexander of 13233 Baskins Cove appeared before the Board of Supervisors on behalf of the residents of Laurelbrook Subdivision. Mr. Alexander said he is very happy to have the church as neighbors. He said the only concern is the entrance to the church is in their subdivision instead of the closest main road which is Goodman Road. Mr. Alexander said Laurelbrook has been under construction for six years and there are 40 finished homes and 90 vacant lots. There is a potential of 500 residents and they already have a lot of kids in the subdivision. Mr. Alexander said he has never attended the church but has heard great things about it. He said the church started about 12 years ago and they have 350 members. Mr. Alexander said with the busy neighborhood and the growing church he would like to brainstorm to come up with possible solutions. He said the church is very active with a community center that is open 7 days a week. The church also conducts night classes for English, Angel Food Ministry and other activities.

Mr. Alexander showed a map aerial view of the church property which is located between 2 subdivisions and explained there are two entrances/exits onto Reliance in Laurelbrook. Mr. Alexander said he is speaking for the neighborhood and they are concerned about the traffic. They are concerned for the safety of their children, community services will be hindered and other issues it will cause. They have a neighborhood watch and with that many cars it will be less effective. Mr. Alexander says they think one solution is for the entrance/exit to be located on Goodman Road.

Supervisor Eugene Thach asked if they have discussed these issues with the church and what the church wants to do. Mr. Alexander responded, they have tried to discuss the situation with the church but they will not listen to their concerns.

Supervisor Allen Latimer asked if the homes on Reliance face the street. Mr. Alexander said yes.

Supervisor Thach asked Mr. McDougal if he has looked at the area. Mr. McDougal said yes, and there is some difficulty coming onto Goodman Road due to a pass through and the median. Mr. McDougal said the median was approved by MDOT, there is a cut thru and there are three intersections already within a few feet of each other.

Supervisor Latimer asked Mr. McDougal if there was a house being built on Highway 301 at one time, and because the highway is a state highway, there is nothing the county can do. Mr. McDougal said that is correct.

Mr. Alexander said they will be glad to get ideas from the Board.

Supervisor Thach said they need to talk to MDOT because the county cannot do anything regarding an entrance off Goodman Road until we hear from them.

Supervisor Medlin said the property is 275 feet wide and there are approximately 380 members attending 2 church services. Supervisor Medlin said there may not be as many cars as anticipated and he does not think that MDOT will approve an entrance off Goodman Road based on the number of cars.

Mr. Alexander said any solution would be nice. He said the neighborhood is relatively small and so is the church. But before anything is set in stone, they would like to see a different solution before the church and neighborhood grow and then there is a problem to address.

Supervisor Bill Russell asked if there was anyone from the church who wished to speak.

Pastor Trevor Davis approached the Board and said they bought the property in 2003 from the developer, Dave Goodwin. That property was selected with the understanding that the access road to the church would be Reliance Road. The developer built that road for the church and was part of the deal. Pastor Davis said they have gone through all the proper channels and want the access road to remain on Reliance Road.

No motions were made nor votes taken on this issue.

2. Election Commission – SB 2635

Election Commissioner Paul Beale appeared before the Board of Supervisors concerning Senate Bill 2635 which updates Mississippi Code Section 23-15-153 which gives Election Commissioners throughout the state 5 additional days to work during each year. The approval of the 5 extra days is at the discretion of the Board of Supervisors. Mr. Beale explained that currently the Election Commissioners receive 150 work days per year. He said that with the exception of one year, the DeSoto County Election Commissioners have never used all of those days. Mr. Beale said that redistricting will come up next year.

Supervisor Allen Latimer verified that the extra 5 days will require more pay for the Election Commissioners and they have never used all of the authorized days except 2008. Mr. Beale agreed.

Supervisor Latimer told Mr. Beale the county's assessed value is down, the Board did not give raises to employees last year and the school Board has had cut backs. He asked if the Election Commissioners would consider working for no additional pay.

Mr. Beale said the Election Commissioners do not have to use the work days now, but may have to in the future. He said their maximum pay is \$84 per day. The result of the extra 5 allowable work days if used will be a little more than \$2,000 per year.

Supervisor Bill Russell said he knows the Election Commissioners deserve and need the extra days. He suggested putting this on the County Administrator's desk and let him calculate additional funding in the FY 11 budget. He said we may be looking at no pay raises again this year.

Supervisor Tommy Lewis asked when Senate Bill 2635 takes effect. Mr. Beale said it was effective June 1, 2010.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve adopting 5 extra days of work time for the DeSoto County Election Commissioners. The motion failed by a vote as follows:

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

Supervisor Allen Latimer made the motion and Supervisor Bill Russell seconded the motion to instruct County Administrator Michael Garriga to make a recommendation on the extra 5 days when he presents the FY 11 budget. The motion passed by a vote as follows:

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

See Exhibit F.2

3. Redistricting

Chris Watson of Bridge and Watson appeared before the Board of Supervisors to discuss the company's contract with the county for redistricting. Mr. Watson said they are proud to be in the position to handle the redistricting work for DeSoto County. He said there are many questions that we do not yet have answers. Mr. Watson said one question is what to do about next year's elections.

Mr. Watson said in order to draw election districts they must have census data at the block levels. He said populations must be figured at the block level. The census blocks are lines that are determined by the Census Bureau. The federal government passed a law that dictates when the census data must be delivered, which is April 1, 2011. Mr. Watson said that is in direct conflict with the elected officials qualifying deadline of March 1, 2011. He said they do not know the answer. It is unlikely that anyone wants to change voting precincts, but DeSoto County has grown significantly the last ten years. He said there will have to be some changes and we will not know what those will be until we get the block census data.

Mr. Watson said there are some things they can do to get started. He said they will work closely with the DeSoto County GIS Department with their database and that will save the Board a great deal of money. He said they will get with the County Administrator and start processing data next week. The process may be very difficult this time because of the growth of the county the last ten years.

Mr. Watson said if there have been polling place changes since 2000, they will need to know that information and also where the elected officials currently live. He said he hopes it will go smoothly and that we can get public input. This can be difficult in some areas and not that much of a problem in other areas. Mr. Watson said he is not sure about all aspects of redistricting at this time. They will work closely to exchange information with the county as soon as possible. Since the census does involve public input, it can cause delays. He said, when they attended the MAS Convention, they discussed whether there should be public meetings before we have census data. If public meetings are held prior to gathering the data, it will be hard to let the public know what changes will be made.

Supervisor Bill Russell asked if it is mandatory to hold public hearings. Mr. Watson said he recommends public hearings, but is not aware of any law that mandates them. Because of pre-clearance issues, public hearings are good to have, but there is no law.

Mr. Watson recommended the following:

- 1.) Identify the magnitude of the change.
- 2.) Hold an initial public hearing. It can be a public hearing in each district or just one hearing from the entire county. He said they can get input from elected offices as well.
- 3.) Draw a first run redistricting plan. That will identify any minority voting issues. Mr. Watson said they submit that plan to everyone who has an interest in redistricting.

- 4.) Take in comments, goals and desires and go back to public hearing to provide all information. Depending on the results of the information, we or may not have another public hearing. Eventually, we get to a point where the Board adopts the plan. He said we may or may not do an alternate plan.

Mr. Watson said the Department of Justice looks at voting rights issues and not one man one motion issues. He said look at the impact on minorities in the redistricting process.

Supervisor Tommy Lewis asked how realistic it is to complete the redistricting by March 1st and still hold public hearings. Mr. Watson said that is not realistic to think it will be completed by that date. He said he would like to think this process would be the same as the last redistricting process.

Supervisor Lewis said he does not want to slight the public in any way. The taxpayers could have to fund two elections and that is unwise as well.

Mr. Watson said there are a lot of things that can happen and we cannot accommodate everyone. He said they do not have answers on all of these issues right now.

Mr. Watson said the 2009 census data is not available at the block level. It is broken down by other than the block level. Regardless of what information they receive early, they will do everything possible to draw the lines for the county in compliance with pre-clearance requirements.

County Administrator Michael Garriga said counties with less than 10% growth do not have to go through redistricting. That issue is split among Mississippi counties because about half of the counties do not have 10% growth.

Supervisor Allen Latimer said we may get another Justice Court judge and another constable because of the census. Mr. Watson said that is correct.

Supervisor Russell asked if it is possible to move the qualifying deadline for one year. Mr. Watson said may be possible.

Supervisor Russell asked what the date change would be. Mr. Watson said he did not know but it is possible the current election could be submitted on the current data and the new data taken up at the next election four years later.

Mr. Garriga said it is important for the Board to remember that any charged cost as a result of the redistricting process is out of pocket and not covered by liability insurance, so we must do everything we can to comply even if the unanswered questions make it very difficult.

Chancery Clerk Sluggo Davis asked if block boundaries change from one census to the next. Mr. Watson said yes, they may or may not change, but often they do change as population changes.

Mr. Garriga asked Mr. Watson's suggestion for today. Mr. Watson said the Board needs to decide if a committee will be used to assist with redistricting.

Supervisor Jessie Medlin asked if it is possible to have the census data before April 1, 2010. Mr. Watson said yes, it could be sooner.

Supervisor Russell asked if it could be done through litigation.

Board Attorney Tony Nowak said there have been discussions about going before a court of proper jurisdiction to allow the court to change the qualifying deadlines, but there was no consensus among Board Attorneys.

Mr. Watson said the Board might want to think about holding an initial public hearing early. He said we can also sit down with elected offices so that when data is released, we need to be in a position to devise a plan as soon as possible. The county would be in the best interest to defend a lawsuit. We would be doing everything possible to comply with pre-clearance guidelines.

Supervisor Russell asked if the Board wanted to establish a committee. Supervisor Eugene Thach said he thinks we need to let the County Administrator and Board Attorney work on some of the issues first.

Supervisor Latimer said that is an excellent point. If we have a public hearing, all of the citizens will know it is an open process and that is important.

Supervisor Bill Russell made the motion and Supervisor Eugene Thach seconded the motion to authorize the Smith, Phillips, Mitchell, Scott and Nowak Law Firm to work with Chris Watson of Bridge and Watson to identify any legal relief on the issue of redistricting. 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

4. Accounting

Comptroller Tom Arnold presented the budget amendments to the Board of Supervisors for consideration for approval as follows:

- 1.) Planning Commission-adjust line item for purchase of additional tires for pickup trucks
- 2.) Information Technology-adjust line item for purchase of office equipment for IT Director
- 3.) Circuit Court-supplies much higher than projected and adjust line item for installation of new equipment
- 4.) Lunacy Court-adjust line items for higher than anticipated costs for medical fees and special master fees.
- 5.) Sheriff's Dept.-adjust various accounts for budget deficits and purchase of vehicles.
- 6.) Sheriff's Dept.-adjust various accounts for budget deficits.
- 7.) Sheriff's Dept.-adjust various accounts for budget deficits.
- 8.) Animal Shelter Operations-increase cost of testing supplies.
- 9.) Volunteer Fire Fund-adjust line items for additional fire department allocations.
- 10.) DeSoto Road West Project-adjust line item to pay for additional right of ways.

Supervisor Jessie Medlin asked why the IT Department is purchasing new office furniture. Vanessa Lynchard said the furniture is for the new IT Director. The former IT Director did not use actual office furniture. He worked on a table instead of a desk and used a chair that had no back and was specific to his back issues, so there is no traditional office furniture in that office.

Supervisor Bill Russell asked if there was any reason why the budget amendments cannot be placed on the consent agenda in the future. There was no reason discussed so Supervisor Russell asked that it be included in the motion.

Supervisor Allen Latimer made the motion and Supervisor Eugene Thach seconded the motion to approve the budget amendments as presented by the Comptroller and as detailed in Exhibit F.4.a and to start listing budget amendments on the consent agenda effective on the next Board Meeting. 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 F.4.a

b. Supplemental Claims Docket

The Claims Docket was presented by Comptroller Tom Arnold and Stephanie Hanks of the Accounting Department. Mr. Arnold read the items on the claims docket individually and the Board discussed these items.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor 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 Comptroller. The motion passed by a vote as follows:

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

See Exhibit G.4.b

5. Office of Procurement

a. Sheriff's Department – Uniforms

(1) Cancel Current Bid

(2) Re-bid Sheriff's Uniforms

Vanessa Lynchard presented information regarding performance issues with the current vendor of uniforms for the Sheriff's Department. She said that Delta Uniform saves the county money but they have many service issues. Vanessa explained the first set of information reflects the budget and what has actually been spent. The second set of information listed dates the orders are placed and backorders. Some backorders are as far back as November, 2009 and there are a lot of backorders the vendor was unable to fill so the Sheriff's Office had to order from another vendor.

Vanessa said they have met with Delta and expressed concerns and they committed to have all orders completed by July. However, despite the promises, there are still a lot of backorders.

Vanessa said that Shapiro was selected as the first alternate so therefore we can start using them immediately.

Based on information present on the performance of Delta Uniform including but no limited to: 1.) Excessive backorders 2.) Inconsistent delivery 3.) Inconsistent strategy to fill orders, Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to cancel service with Delta Uniforms for the Sheriff's Department due to performance issues and to start using the first alternate bidder of Shapiro Uniforms identified in bid file number 10-200-003 and previously approved January, 2010 as follows:

	Bid file # 10-200-003																
	Bid Opening Date: Dec. 21, 2009																
	Bid Time: 10:00 a.m.																
	DESCRIPTION	PRICE EACH															
		Delta Uniform @ Batesville, MS				Shapiro Uniforms @ Memphis, TN				At Work Uniforms @Memphis, TN				Mid -South Uniform & Supply			
Dispatch	Category A	511	Propper	Cost of Embroidery	Total with Embroidery	511	Propper	Cost of Embroidery	Total with Embroidery	511	Propper	Cost of Embroidery	Total with Embroidery	511	Propper	Cost of Embroidery	Total with Embroidery
Men																	
	Long Sleeve Shirt - Polo 42056	\$ 30.50		\$ 5.00	\$ 35.50	\$ 29.95		\$ 4.00	\$ 33.95	\$ 31.50	*	\$ 6.00	\$ 37.50	\$ 30.33		\$ 16.00	\$ 46.33
	Short Sleeve Shirt - Polo 41060	\$ 27.50		\$ 5.00	\$ 32.50	\$ 24.95		\$ 4.00	\$ 28.95	\$ 27.50	*	\$ 6.00	\$ 33.50	\$ 27.33		\$ 16.00	\$ 43.33
	Over/Under Size Trousers - F5220-82-250		\$ 26.50		\$ 26.50		\$ 26.95		\$ 26.95		\$ 25.25		\$ 25.25		\$ 26.00		\$ 26.00
	Trousers - F5220-82-250		\$ 25.50		\$ 25.50		\$ 24.95		\$ 24.95		\$ 25.25		\$ 25.25		\$ 26.00		\$ 26.00
	* 42056-3XL \$34.00, 41060- 3XL \$30.50																
Women																	
	Long Sleeve Shirt - Polo 42056	\$ 30.50		\$ 5.00	\$ 35.50	\$ 29.95		\$ 4.00	\$ 33.95	\$ 31.50		\$ 6.00	\$ 37.50	\$ 30.33		\$ 16.00	\$ 46.33
	Short Sleeve Shirt - Polo 61156	\$ 27.50		\$ 5.00	\$ 32.50	\$ 24.95		\$ 4.00	\$ 28.95	\$ 27.50		\$ 6.00	\$ 33.50	\$ 27.33		\$ 16.00	\$ 43.33
	Over/Under Size Trousers - F5220-82-250		\$ 26.50		\$ 26.50		\$ 26.95		\$ 26.95		\$ 25.25		\$ 25.25		\$ 26.00		\$ 26.00
	Trousers- F5220-82-250		\$ 25.50		\$ 25.50		\$ 24.95		\$ 24.95		\$ 25.25		\$ 25.25		\$ 26.00		\$ 26.00
Delivery		min - 1-30, max 15-30				min - In Stock , max 30-45				min - 1-20 max- 20-30				min - 5-10, max 5- 30			

Patrol	Category B (Class A)	Blauer	Perfection	Cost of Embroidery	Total with Embroidery	Blauer	Perfection	Cost of Embroidery	Total with Embroidery	Blauer	Perfection	Cost of Embroidery	Total with Embroidery	Blauer	Perfection	Cost of Embroidery	Total with Embroidery	
Men																		
	Long Sleeve Shirt - 8600ZBK	\$ 33.45		\$ 5.00	\$ 38.45	\$ 30.95		\$ 4.00	\$ 34.95			\$ 29.95	incl in price*	\$ 29.95	\$ 29.64		incl in price*	\$ 29.64
	Short Sleeve Shirt - 8610ZBK	\$ 30.45		\$ 5.00	\$ 35.45	\$ 29.95		\$ 4.00	\$ 33.95			\$ 28.95	incl in price*	\$ 28.95	\$ 26.65		*	\$ 26.65
	Over/Under Size Trousers - 8650	\$ 36.45			\$ 36.45	\$ 38.95			\$ 38.95					\$ 33.50			*	\$ 33.50
	Trousers - 8650	\$ 34.45			\$ 34.45	\$ 36.95			\$ 36.95					\$ 33.50			*	\$ 33.50
Women																		
	Long Sleeve Shirt - 8600WZBK	\$ 33.45		\$ 5.00	\$ 38.45	\$ 30.95		\$ 4.00	\$ 34.95			\$ 29.95	incl in price*	\$ 29.95	\$ 29.64		*	\$ 29.64
	Short Sleeve Shirt - 8610WZBK	\$ 30.45		\$ 5.00	\$ 35.45	\$ 29.95		\$ 4.00	\$ 33.95			\$ 28.95	incl in price*	\$ 28.95	\$ 26.65		*	\$ 26.65
	Over/Under Size Trousers - 8650	\$ 36.45			\$ 36.45	\$ 38.95			\$ 38.95					\$ 33.50			*	\$ 33.50
	Trousers - 8650	\$ 34.45			\$ 34.45	\$ 36.95			\$ 36.95					\$ 33.50			*	\$ 33.50
															min - 5-10, max 5- 30			
Delivery		min - 1-30, max 15-30					min - In Stock , max 30-45					min - 1-20 max- 20-30						
Patrol	Category B (Class C)	Blauer	Perfection	Cost of Embroidery	Total with Embroidery	Blauer	Perfection	Cost of Embroidery	Total with Embroidery	Blauer	Perfection	Cost of Embroidery	Total with Embroidery	Blauer	Perfection	Cost of Embroidery	Total with Embroidery	
Men																		
	Long Sleeve Shirt - 8600ZBK	\$ 33.45		\$ 5.00	\$ 38.45	34.95*		\$ 4.00	\$ 38.95			\$ 29.95	\$ 6.00	\$ 35.95	\$ 29.64		*	\$ 29.64
	Short Sleeve Shirt - 8610ZBK	\$ 30.45		\$ 5.00	\$ 35.45	33.95*		\$ 4.00	\$ 37.95			\$ 28.95	\$ 6.00	\$ 34.95	\$ 26.65		*	\$ 26.65
	Over/Under Size Trousers - 8655 w/side pockets	\$ 39.50			\$ 39.50	\$ 42.95			\$ 42.95					\$ 32.10			*	\$ 32.10
	Trousers - 8655 w/ side pockets	\$ 37.50			\$ 37.50	\$ 38.95			\$ 38.95					\$ 32.10			*	\$ 32.10
						*w name tape												
Women																		
	Long Sleeve Shirt - 8600ZBK	\$ 33.45		\$ 5.00	\$ 38.45	34.95*		\$ 4.00	\$ 38.95			\$ 29.95	\$ 6.00	\$ 35.95	\$ 29.64		*	\$ 29.64
	Short Sleeve Shirt - 8610ZBK	\$ 30.45		\$ 5.00	\$ 35.45	33.95*		\$ 4.00	\$ 37.95			\$ 28.95	\$ 6.00	\$ 34.95	\$ 26.65		*	\$ 26.65
	Over/Under Size Trousers - 8655 w/side pockets	\$ 39.50			\$ 39.50	\$ 42.95			\$ 42.95					\$ 32.10			*	\$ 32.10
	Trousers - 8655 w/ side pockets	\$ 37.50			\$ 37.50	\$ 38.95			\$ 38.95					\$ 32.10			*	\$ 32.10
															min - 5-10, max 5- 30			
Delivery		min - 1-30, max 15-30					*w name tape	min - In Stock , max 30-45					min - 1-20 max- 20-30					

Jail	Category C	511	Propper	Cost of Embroidery	Total with Embroidery	511	Propper	Cost of Embroidery	Total with Embroidery	511	Propper	Cost of Embroidery	Total with Embroidery	511	Propper	Cost of Embroidery	Total with Embroidery
Men																	
	Long Sleeve Shirt - Polo 42056	\$ 30.50		\$ 5.00	\$ 35.50	\$ 29.95		\$ 4.00	\$ 33.95	\$ 31.50	*	\$ 6.00	\$ 37.50	\$ 30.33		\$ 16.00	\$ 46.33
	Short Sleeve Shirt - Polo 41060	\$ 27.50		\$ 5.00	\$ 32.50	\$ 24.95		\$ 4.00	\$ 38.95	\$ 27.50	*	\$ 6.00	\$ 33.50	\$ 27.33		\$ 16.00	\$ 43.33
	Over/Under Size Trousers - F5220-82-250		\$ 26.50		\$ 26.50		\$ 26.95		\$ 26.95		\$ 25.25		\$ 25.25		\$ 26.00		\$ 26.00
	Trousers - F5220-82-250		\$ 25.50		\$ 25.50		\$ 24.95		\$ 24.95		\$ 25.25		\$ 25.25		\$ 26.00		\$ 26.00
Women																	
	Long Sleeve Shirt - Polo 42056	\$ 30.50		\$ 5.00	\$ 35.50	\$ 29.95		\$ 4.00	\$ 33.95	\$ 31.50		\$ 6.00	\$ 37.50	\$ 30.33		\$ 16.00	\$ 46.33
	Short Sleeve Shirt - Polo 61156	\$ 27.50		\$ 5.00	\$ 32.50	\$ 24.95		\$ 4.00	\$ 28.95	\$ 27.50		\$ 6.00	\$ 33.50	\$ 27.33		\$ 16.00	\$ 43.33
	Over/Under Size Trousers - F5220-82-250		\$ 26.50		\$ 26.50		\$ 26.95		\$ 26.95		\$ 25.25		\$ 25.25		\$ 26.00		\$ 26.00
	Trousers - F5220-82-250		\$ 25.50		\$ 25.50		\$ 24.95		\$ 24.95		\$ 25.25		\$ 25.25		\$ 26.00		\$ 26.00
*	42056-3XL \$34.00, 41060- 3XL \$30.50																
Delivery		min - 1-30, max 15-30				min - In Stock , max 30-45				min - 1-20 max- 20-30				min - 5-10, max 5- 30			
Leather Goods and Accessories Category D																	
	Jacket - Blauer 6120 3 Season Jacket	\$ 99.00			\$ 99.00	\$ 99.95			\$ 99.95				\$ 94.55				\$ 94.55
	Jacket - 511, 48040	\$ 68.00			\$ 68.00	\$ 82.95			\$ 82.95	\$ 86.75	*		\$ 86.75	\$ 109.99			\$ 109.99
	Tie	\$ 4.00			\$ 4.00	\$ 2.95			\$ 2.95				\$ 3.60				\$ 3.60
	Gold Serving Bar	\$ 9.00			\$ 9.00	\$ 7.95			\$ 7.95	\$ 9.50			\$ 9.50	\$ 15.10			\$ 15.10
	Gold Name Bar	\$ 10.00			\$ 10.00	\$ 7.95			\$ 7.95	\$ 7.95			\$ 7.95	\$ 12.50			\$ 12.50
*	511-48040 3XL-4XL \$94.00																
Delivery		min - 1-30, max 15-30				min - In Stock , max 30-45				min - 1-20 max- 20-30				min - 5-10, max 5- 30			

Miles from DeSoto County	40	366 Hwy 6 W		30.2	3929 Summer Ave		25	4692 American Way		Agree to visit Jail once a week	1825 Terry Road	
		Batesville, MS			Memphis, TN			Memphis, TN			Jackson, MS	
ALTERNATES												
Jacket	Leather Jacket by Taylor Leather Model G4473	\$ 298.00										

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

b. Approval of Purchases of \$25,000-\$50,000 (State Contract)

Vanessa Lynchard said in the past the Board directed that she bring quotes before the Board between \$25,000 and \$50,000 for approval. She said this one is different because it can be purchased off of the state contract. Vanessa asked if the Board wants to approve this purchase and authorize the purchase to make future purchases off of state contract greater \$25,000 but less than \$50,000.

Supervisor Bill Russell asked why you would get a quote if the item can be purchase off state contract. Vanessa said you can purchase an item without a bid or quote if it is off of state contract.

Supervisor Russell said the Board is looking for the reason of a purchase and how money is spent. Supervisor Jessie Medlin said he thinks that the Board needs to look at anything that cost that much. Supervisor Allen Latimer agreed with Supervisor Medlin.

Supervisor Allen Latimer made the motion and Supervisor Jessie Medlin seconded the motion to approve the purchase of 6 remote radios and equipment for Sheriff’s Department motorcycles in the amount of \$25,250. 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.5.b

6. Hernando Youth Sports Request for Funding

Supervisor Tommy Lewis said that football has been very successful for the Hernando Youth Sports. He said they are requesting \$12,000 to install lights for the football field.

Supervisor Tommy Lewis made the motion and Supervisor Allen Latimer seconded the motion to authorize the clerk to write the check in the amount of \$12,000 to Hernando Youth Sports as authorized by existing local and private legislation for lights in the football field from the District 5 Park Fund. 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

7. District 4 Parks-Eudora Tennis Courts

Supervisor Allen Latimer said he has been talking to Mr. Lee Ashcraft about taking the old slab at the park and making it into a tennis court. He said there was a nice article in the paper about doing that. Supervisor Latimer said the cost is \$33,286. He said Mr. Mark Gardner is working with Mr. Ashcraft and he can get grants to help with the tennis courts.

Supervisor Allen Latimer made the motion and Supervisor Bill Russell seconded the motion to authorize the DeSoto County Grants Administrator Joyce Herring to work with all parties in obtaining grants for the tennis courts at Eudora. 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

8. County Administrator

a. Custodial and Janitorial Services

County Administrator Michael Garriga said with the budget crunch and the economy he is considering outsourcing the cleaning of the county buildings. He said he may affect the current staff but sometimes the cleaning company will hire the staff that is already cleaning the buildings.

Supervisor Jessie Medlin asked how many staff cleans the buildings. Mr. Garriga said he is not sure.

Supervisor Medlin said there are some county buildings that the county should require the parties occupying to handle the cleaning and providing supplies for. Mr. Garriga said he agrees and he wants to identify the buildings that the county should clean and provide supplies to.

Mr. Garriga said he will start working with Facilities and Management Director Kenny Evans and Vanessa Lynchard determine whether there is a cost savings to contract cleaning by bid, quote or other means of analyzing the issue.

b. Insurance Procurement

County Administrator Michael Garriga said he sent the Board a memo regarding our ability to procure county insurance. He said we need to standardize the procurement of the services. Mr. Garriga said he wants to talk to the Board about procuring those services.

Mr. Garriga said the county is in the third year of our health insurance contract and we need to look at health, worker's compensation and liability insurance coverage. He said the county may want to appoint a committee to look at the issue or they may want to keep it before the Board of Supervisors.

Supervisor Jessie Medlin asked if we are looking at one agent for all services. Mr. Garriga said you can have one agent for everything or four different brokers.

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to authorize the County Administrator to prepare the request for proposals for insurance services. The motion passed by a vote as follows:

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

See Exhibit F.8.b

c. Region IV Resolution

County Administrator Michael Garriga said Region IV is in transition right now and was scheduled to start seeing patients effective October 1. But their goal was to have everything in place before July due to the beginning of school. They are a little ahead of schedule and will be ready July 19th.

Supervisor Bill Russell asked if that puts the county in a bind with Region II. Mr. Garriga said no, that he has spoken with the state and everything is okay.

Supervisor Jessie Medlin asked when the county will begin funding Region IV. Mr. Garriga said this will not change funding. There will be no allocation until October 1, 2010.

Supervisor Allen Latimer made the motion and Supervisor Bill Russell seconded the motion to approve A Resolution of the Governing Body of DeSoto County, Mississippi (The "County"), to Withdraw Participation in Region II Regional Mental Health and Mental Retardation Regional District, and Approving Participation in Region IV Regional Mental Health and Mental Retardation Regional District and as fully described in Exhibit F.8.c. 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.8.c

d. PERS Employee Deduction

County Administrator Michael Garriga said on July 1, there was a mandate from the state for all PERS agencies to increase the employee's portion of the match for retirement to 9% from 7.25%. Legislation was effective 7/1/2010, however, Mr. Garriga said there is ambiguity in the legislation as to whether the deduction is to be taken on wages earned in July or wages paid in July. Mr. Garriga said that PERS indicates the county is to make that decision. There has been a request to consider refunding the excess 1.75% deduction to employees.

The first payroll check in July was on July 9, 2010, in which we deducted the 9% employee match. The payroll period for the 7/9/10 check was 6/13/2010-6/26/2010. The full work period was in the month of June. The issue is whether the pay earned in June but paid in July is to be considered for a 9% contribution rate.

Supervisor Bill Russell asked the opinion of the Board Attorney. Board Attorney Tony Nowak said the statute says if you fail to make a payment as required, PERS can require payment of the shortages plus interest. Mr. Garriga said it is difficult to get a consistent statement from PERS on the proper way to handle the issue.

Chancery Clerk Sluggo Davis said he spoke to a PERS representative and the audit department. They said the county can deduct the extra payment from another payroll. PERS said the added benefit to the employee as a result of the contribution increase is an extra half day of sick leave and the additional benefits.

The second pay check in July was on July 23 for the payroll period 6/27/2010-7/10/2010. This payroll includes four days from June. Human Resources director Janna Rogers said the county payroll system will not allow two rates of contribution to be calculated within one payroll period.

Supervisor Bill Russell asked if the computer system will allow this to be corrected.

Benefits Manager Vickie Richmann said that PERS deductions before tax deductions and any refund to the employee would be taxable to the employee.

Ms. Rogers said the next payroll (7/23/2010) will be difficult to resolve because part of it is for June and part of it is for July. Another complication is any variability in time worked for the employee. The contribution amount is based on pay which may vary from paycheck to paycheck depending upon hours worked.

The Board of Supervisors discussed the issue and possibilities of resolving it.

Supervisor Russell said he thinks he is hearing comments from the Board that the employees need to be reimbursed.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin to refund the employees the excess amount (1.75%) held from the payroll covering the work period June 13 through June 26 for the difference between the 7.25% and 9% PERS deduction and to prorate the contributions in the next payroll so that employees get a correct deduction and for the county to pay the adjusted amount required by the new law owed to PERS for payroll periods beginning July 1st. 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

Later in the meeting, Vickie Richmann and Janna Rogers of the Human Resources Department came back to the Board and said they consulted with PERS. PERS will not accept a weighted measure (i.e., a pro-rated amount of deduction). The contribution rate must be either 7.25% or 9%. They cannot run adjustments through the county payroll system and explained there would be an issue on W-2 forms as well.

Ms. Rogers said the payroll that will run today for pay date July 23, 2010, will need to be at the rate of 9%.

Supervisor Allen Latimer made the motion and Supervisor Jessie Medlin seconded the motion to rescind the previous motion on the issue of the PERS deduction taken during this meeting and approve refunding employees the PERS excess deduction (1.75%) for the payroll period 6/13-6/26/2010 and take the 9% from the next payroll date (7/23/2010) which included four days worked in June due to computer issues and PERS inability to take a weighted deduction. 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

e. Administration Building Fountain

County Administrator Michael Garriga said the water fountain in front of the Administration Building continues to have construction issues and was not built properly. The fountain is expensive for the county to maintain and is visibly unattractive. Mr. Garriga said he will work with Kenny Evans and come back to the Board with a recommendation.

9. Accept Ownership of Courthouse Clock Tower

Board Attorney Tony Nowak said the county granted the Hernando Women’s club permission to use County property to construct the Clock Tower on, in September, 2004. In exchange for the Hernando Women’s Club making the improvements the County agreed to take possession of the Clock tower and the improvements on County property once they were completed. Mr. Nowak said the improvements are complete and there is not necessity of the Board taking any further action to verify its prior acceptance of the Clock Tower back ownership and maintenance.

No motions were made nor votes taken on this issue.

10. Resolutions of Appreciation: WWII Memorial Event

Supervisor Bill Russell said the county experienced a very successful event honoring WWII Veterans. A lot of the success for the day's events is due to the work of R.G. and Diane Moore who are present today. Also present was Warrant Officer Hall on behalf of the ROTC. Supervisor Russell said volunteers including the ROTC from Horn Lake, Boy Scout Troop 41 and children and adults from the Palmer Home worked extremely hard to make this event a success. Supervisor Russell said it was very obvious because they were everywhere and we want to recognize their efforts in making the Commemoration of the 65th Anniversary of the Victory of WWII a tremendous success.

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to make the Resolution of Appreciation for the Horn Lake ROTC, Boy Scout Troop 41 and the Palmer Home a part of the minutes. 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.10

11. Hernando Saddle Club

Road Manager Russell Dorris said there is a request to do grading work at the Hernando Saddle Club Arena. Mr. Dorris said it requires no material and the labor is estimated at \$500 which will come from District 5 Park Funds.

Board Attorney Tony Nowak said there is a local and private and this work can be done as an in kind contribution. However, the County needs to track the amount of time and materials contributed and consider that value when determining the annual amount donated under the local and private.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the DeSoto County Road Department to do grading work at the Hernando Saddle Club Arena in an approximate amount of \$500 to be paid from the District 5 Park Fund. 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.11

12. WWII Memorial Event

Mr. Moore said they appreciated the Board of Supervisors commemorating the WWII Veterans. He said they would like to ask the Board to consider doing an event for the Veterans of the Korean War next year. He said we had almost 2 million military to serve in active duty in Korea. This year was the 50 year anniversary of the beginning of the Korean War and they would like to have a memorial war service next year and a service for the VietNam Veterans the following year.

Supervisor Russell said that is a great idea. He has a lot of friends who served in the Korean War. The Board of Supervisors agreed.

G. EXECUTIVE SESSION

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

H. OTHER ISSUES

1. Accounting: Budget Amendments

Supervisor Allen Latimer made the motion and Supervisor Jessie Medlin seconded the motion to approve the budget amendment for Facilities Management due to a shortage of funds for renovations to the Health and Welfare Building and Love and ACI Fire Departments. 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-----ABSENT

See Exhibit H.1

2. Illegal Immigrants

Supervisor Allen Latimer asked Sheriff Bill Rasco to explain the Sheriff’s Department’s response and process for illegal immigrants.

Sheriff Bill Rasco said, if someone has broken the law, the Sheriff’s Department can call INS to verify their citizenship. Sheriff Rasco said they cannot go out to a job site or on the street and ask for proof of citizenship. They can call INS to verify citizenship.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to authorize the County Administrator to respond to a letter received by the Board of Supervisors regarding the County’s position on illegal immigration. 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. Mississippi Shockers

Supervisor Bill Russell the Mississippi Shockers ball team has disbanded.

Supervisor Bill Russell made the motion and Supervisor Allen Latimer seconded the motion to give the Mississippi Shockers 30 days notice of their desire to cancel the lease agreement between the DeSoto County Board of Supervisors and the Mississippi Shockers. 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

4. Sheriff’s Department-Vocational Tech Program

Supervisor Bill Russell said he received a call from a citizen wanting to help prisoners with a vocational-tech program.

Board Attorney Tony Nowak said, from a legal standpoint it can be done, but it is an administrative decision and it would likely present a lot of issues for the jail. Mr. Nowak said that most vocational-tech programs are carried on inside the jail as opposed to prisoners going off-site for training.

The Board of Supervisors agreed that such a program would be very difficult to manage although they appreciate the sentiment to rehabilitate prisoners.

5. IT Director-John Mitchell

County Administrator Michael Garriga introduced John Mitchell as the new DeSoto County IT Director. Mr. Garriga said that Mr. Mitchell is very qualified for the position and we welcome him to DeSoto County.

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to recess the meeting until July 19, 2010, at 9:00 a.m. 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

THIS the 19th day of July, 2010, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Bill Russell, President
DeSoto County Board of Supervisors