

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

DISTRICT THREE BILL RUSSELL, PRESIDING

October 21, 2015

A. CALL TO ORDER

The October 21, 2015 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 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 Michael Lee	District 5
Sheriff Bill Rasco	Sheriff
W. E. Sluggo Davis	Chancery Clerk
Vanessa Lynchard	County Administrator
Tony Nowak	Board Attorney

B. INVOCATION

Supervisor Lee Caldwell presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. CITIZENS REMARKS & PRESENTATIONS

Supervisor Bill Russell asked if there was anyone present who wished to address the Board. No one came forward.

E. APPROVAL OF AGENDA: ADDITIONS AND DELETIONS

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

Board Attorney Tony Nowak added the following for consideration as an Executive Session item:

1. Potential Litigation – Miller Farms

County Road Manager Andy Swims added the following to New Business:

1. Robinson Crossing Flooding

County Administrator Vanessa Lynchard added the following to Old Business:

1. Year End Inventory

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the agenda with the additions and deletions set forth above.

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 Michael Lee, Fifth District	<u>YES</u>

F. OLD BUSINESS

1. Order Establishing Burn Ban

Board Attorney Tony Nowak stated he has the order establishing the Burn Ban that was approved at the last Board meeting and it needs to be made part of the minutes.

Supervisor Bill Russell asked if the Governor’s Declaration of Burn Ban would be sufficient.

Mr. Nowak said the Governor’s ban would last until he rescinds it or until the Forestry Commission determines drought and wildfire conditions no longer exist. The County had already set their ban lasting for 30 days or until the Forestry Commission determines drought and wildfire conditions no longer exist, whichever occurs first. Thus, the two bans work together. .

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to approve the Order establishing the County Burn Ban and authorize the Board President to sign.

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 Michael Lee, Fifth District	<u>YES</u>

See Exhibit F.1

2. 2015 Year End Inventory Report

County Administrator Vanessa Lynchard presented the 2015 Year End Inventory Report to the Board. She stated that this report needs to be made part of the minutes.

DESOTO COUNTY					
FISCAL YEAR 2014/2015					
FIXED ASSET DISPOSITION LIST					
	<u>FROM</u>	- 10/01/14		<u>09/30/15</u>	
		<u>TO</u>			
	BEGINNING BALANCE	ADDITIONS	DELETIONS	ENDING BALANCE	ACTUAL CHANGE
	October 1, 2014			September 30, 2015	10/01/14 TO 09/30/15
MOBILE EQUIPMENT	19,808,216.76	1,682,823.96	371,781.56	21,119,259.16	2,622,084.80
FURNITURE AND EQUIPMENT	11,740,777.47	730,536.87	343,412.06	12,127,902.28	774,249.62
LAND	3,679,670.22	0.00	0.00	3,679,670.22	0.00
BUILDINGS	65,063,568.24	0.00	0.00	65,063,568.24	0.00
IMPROVEMENTS OTHER THAN BUILDINGS	857,340.97	4,546.00	2,745.00	859,141.97	3,602.00
CONSTRUCTION IN PROGRESS	2,031,547.50	8,168,625.02	0.00	10,200,172.52	16,337,250.04
INFRASTRUCTURE	149,372,219.42	396,600.00	0.00	149,768,819.42	793,200.00
TOTALS	252,553,340.58	10,983,131.85	717,938.62	262,818,533.81	20,530,386.46
	PREPARED BY:	Charmaine McCool			
	DATE PREPARED:	October 21, 2015			
		DESOTO COUNTY			

	OFFICIAL TITLE:	INVENTORY CONTROL CLERK		
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Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the Inventory Clerk’s 2015 Year End Report and make it a part of the minutes.

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 Michael Lee, Fifth District	<u>YES</u>

See Exhibit F.2

G. NEW BUSINESS

1. Road Department –Finding of Fact- Robinson Crossing Sub Division

County Road Manager Andy Swims presented the Finding of Fact on Robinson Crossing Subdivision. He stated that a lady from the subdivision came in with pictures relating to the flooding that has happened in the subdivision. He presented the pictures to the Board. He said the cove area of the subdivision shows the flood issues and this has happened three (3) times in the last 1 ½ years.

Supervisor Mark Gardner stated that there is a house under construction that is in the flood waters.

Mr. Swims said there is an 18 inch culvert over the Bean Patch Creek that seems to be plugged up and this may be the problem. He said this is a tiny lot with a large outlet for the area and the County has taken in the subdivision. The attached photos show damages to private property associated with drainage and erosion at 4339 Robinson Loop East, in Robinson Crossing Subdivision, which is affecting the health, safety and welfare of the public. The cost for repair is approximately \$9,043.92 to clean out approximately 100’ of ditch on the outlet end of the drain pipe and install rip rap..

Supervisor Mark Gardner said a new phase of the subdivision is under construction. Supervisor Jessie Medlin asked if the County had looked at the drainage on this construction.

Supervisor Lee Caldwell stated that this is a Bridgforth subdivision and they should be contacted to help correct this drainage situation.

Supervisor Mark Gardner made the motion and Supervisor Jessie Medlin seconded the motion to allow Supervisor Mark Gardner and Supervisor Lee Caldwell to talk with Mr. Bridgforth first about the developer making the repairs to 4339 Robinson Loop East in Robinson Crossing Subdivision, if the developer doesn’t agree to make the repairs, then allow the Road Department to fix based on the finding of facts presented to the Board in accordance with Mississippi Code Section 19-5-92.1 and the cost not to exceed the \$9,043.92.

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 Michael Lee, Fifth District	<u>YES</u>

See Exhibit G.1.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to authorize the Board Attorney to do the temporary easements if necessary for the Robinson Crossing Subdivision.

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 Michael Lee, Fifth District	<u>YES</u>

H. EXECUTIVE SESSION

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

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to recess the Board meeting until October 26, 2015 at 9:00 a.m.

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 Michael Lee, Fifth District	<u>YES</u>

THIS the 21st day of October , 2015, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Bill Russell, President
DeSoto County Board of Supervisors