

**DESOTO COUNTY BOARD OF SUPERVISORS**

**BOARD MEETING MINUTES**

**DISTRICT THREE BILL RUSSELL, PRESIDING**

**October 26, 2015**

**A. CALL TO ORDER**

The October 26, 2015 meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Bill Russell, Board President.

In the absence of Sheriff Bill Rasco, Supervisor Michael Lee 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 - absent came in later
W. E. Sluggo Davis	Chancery Clerk – absent came in later
Vanessa Lynchard	County Administrator
Tony Nowak	Board Attorney

**B. INVOCATION**

Supervisor Mark Gardner 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 on items not regarding the agenda. 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.

- 1. Environmental Services Director Ray Laughter requested to add 6177 Primrose Lane, Zoning Violation to New Business.**
- 2. Environmental Services Director Ray Laughter requested to add discussion on Household Hazardous Waste Day to Old Business.**
- 3. Board Attorney Tony Nowak requested to add Steven Allen – Potential Litigation for consideration as an Executive Session item.**
- 4. Board Attorney Tony Nowak requested to delete Miller Farms from Executive Session.**

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

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
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Supervisor Mark Gardner, Second District	<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**

**Household Hazardous Waste Day**

Environmental Services Manager Ray Laughter stated that he has had a conversation with Mark Williams, Director of Solid Waste Planning for MDEQ and they have had some funding cuts. Mr. Williams said that MDEQ has a new grant person starting in November and allocated funds will not be approved until the first of the year. Mr. Williams said that he cannot assure the County will get all the funds requested in a grant for HHW Day, but they will do all they can to help get funding after the event. Mr. Williams did not recommend changing the date of HHW Day. Mr. Laughter stated that, typically, the bills run about two months in arrears, so hopefully when they start coming in the funding will be in place.

No action was necessary.

**G. NEW BUSINESS**

**1. Zoning Violation - 6177 Primrose Lane**

Planning Commission Director Bennie Hopkins stated that the issue is an 18-wheeler parked in a subdivision. The truck driver’s wife has the minutes from the meeting regarding parking ordinances and feels they can park the truck in their yard. A gravel driveway has been added to the side of the lot to allow parking.

Supervisor Bill Russell said he had just started parking there. Neighbors reported that he started building the driveway about a month ago and he told the neighbors he was building a driveway to park the 18-wheeler loaded with steel. When the neighbors expressed concern, the man said the road was not posted and he did not have to get permission.

Board Attorney Tony Nowak stated the old parking ordinance said no truck over 1 ton could not be parked in the yard or on the street. He interprets that if parked in a driveway, it is okay.

Supervisor Russell state that we need to relook at this ordinance. The road is a 20,000 pound road and has recently been overlaid. Mr. Nowak stated there is a statute in place for overloaded trucks on county roads and that the Board can post the road for a certain poundage.

Mr. Hopkins advised the Board that the owner wanted to know if he dropped the load, could he still park the tractor of the truck in his driveway. Supervisor Russell stated the vehicle itself is too large.

Supervisor Medlin noted that if culverts were across the road, that would make a difference as well.

Supervisor Russell said an Off Street Parking Ordinance Committee meeting needs to happen very soon to work on the ordinance.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to add Ray Laughter and David Wright to the Off Street Parking Ordinance Committee, have the committee to come back to the Board on how to handle parking in A/R zoning, and authorize the Road Department to post weight limits on Primrose Lane immediately.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>YES</u>
Supervisor Mark Gardner, Second District	<u>YES</u>
Supervisor Bill Russell, Third District	<u>YES</u>

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

Road Manager Andy Swims stated that a truck with that kind of load would definitely tear up the road in a short amount of time.

Chancery Clerk Sluggo Davis came in the meeting. Sheriff Bill Rasco came in the meeting.

**J. EXECUTIVE SESSION**

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

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to recess the Board meeting until October 30, 2015, at 4:00 p.m.

The motion passed by a vote as follows:

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

THIS the 26<sup>th</sup> day of October, 2015, these minutes have been read and approved by the DeSoto County Board of Supervisors.

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Bill Russell, President  
DeSoto County Board of Supervisors