

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

DISTRICT THREE BILL RUSSELL, PRESIDENT, PRESIDING

September 8, 2015

A. CALL TO ORDER

The September 8, 2015 meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Bill Russell, 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

County Administrator Vanessa Lynchard presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. 9:00 a.m. PUBLIC HEARING FY 2016 BUDGET

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to open the Public Hearing for the FY 2016 budget discussions.

The motion passed by a vote as follows:

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

DeSoto Arts Council, First Regional Library, House of Grace, Healing Hearts Child Advocacy Center, Mid-South Food Bank and DeSoto County Sheriff’s Department were present to address the Board.

1. Director of First Regional Library Ed Hughes thanked the Board for their generous support in the past. Mr. Hughes stated that the WIFI in the libraries had been down due to internal equipment that is outdated and presented a list of needs to be replaced. He stated that he has talked to the Director of the Mississippi Library Commission for financial support, and was told they do have dollars in the budget that they are hopeful will go toward internal cabling.

Supervisor Bill Russell asked how much they were talking about. Mr. Hughes deferred to the Library’s IT person and she stated that the quote was in the packet labeled Cyber Technology included wiring and access points, but did not include whole building wiring. These quotes are for replacing equipment at all 5 libraries in DeSoto County.

County Administrator Vanessa Lynchard pointed out to the Board that the library was presenting two requests. One was the original request of \$32,000.00, and one additional for the WIFI. Supervisor Russell asked if WIFI was working in any of libraries. Mr. Hughes stated that it is very spotty.

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to take under advisement both requests from First Regional Library.

The motion passed by a vote as follows:

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

Supervisor Jessie Medlin asked how much was in the rainy day fund. Mr. Hughes stated that it was down from last year. The State requires them to have 3 months' operating costs in it and they are right at that now.

Supervisor Lee Caldwell stated that the County had spent a good bit of money repairing Walls and Horn Lake Libraries and an inspection of Horn Lake showed very dirty carpet. The County has an agreement with City of Horn Lake that they will take care of the cleaning. She asked Mr. Hughes to encourage the library staffs to turn in maintenance issues before they get large.

Supervisor Mark Gardner asked if the libraries receive funding from the other five counties in the region and the cities, and if they asked for proportional similar increases from all. Mr. Hughes stated that they did ask for funding from all of them, but they are not getting from them what they asked. He also stated that was the advantage of a multi-county system. Tunica has given more due to casino funds in past, but they are not this year. Lafayette is giving more this year.

Supervisor Bill Russell asked if the cities in DeSoto County were contributing. Mr. Hughes stated that they did not put WIFI costs in the budget requests presented to the cities as these were new costs that have just come up. The Board thanked Mr. Hughes for his work with the library system and asked him to convey their thanks to all the library staff.

See Exhibit D.1.

2. DeSoto Arts Council Director, Margaret Yates stated that she has been the Director for almost a year and she understands more that the Arts Council needs to have more of a presence in the schools. They have added an art teacher to their board to help with this. The Arts Council will have their first Coat & Tie Art Show at Hernando High School this year and they have received a grant to benefit Lewisburg Middle School's art program. They also hope to partner with one middle school that does not staff an art teacher in an after-school art club that has been formed by students. Ms. Yates also stated that they hope to have a Teacher's Art Exhibit in the spring. With an increased knowledge of how the Arts Council works and with lessons learned in working with Earth Day, they also plan on promoting upcycling art with the high schools. Ms. Yates stated that the Arts Council would like to have some sort of program for the mentally challenged. She stated that with the announcement of DeSoto Museum to purchase the building in which the Arts Council is located, they will have to look at space to accommodate these programs. Their financial situation has suffered with the loss of wedding venue revenue. Ms. Yates concluded in saying that the Arts Council needs as much or more than they received last year in this year's budget.

Supervisor Lee Caldwell informed the Board that art is offered in grades Kindergarten – Third, all the High Schools have art programs, and Middle Schools teach art through their gifted programs. Mrs. Caldwell invited Mrs. Yates to contact her about participating in the schools' programs.

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to take under advisement DeSoto Arts Council's request.

The motion passed by a vote as follows:

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

Supervisor Bill Russell stated that last year the DeSoto Arts Council received \$18,000.00 and asked how much Mrs. Yates was requesting this year. She stated that they would like \$20,000.00. Supervisor Jessie Medlin asked if they ask the schools for money and Mrs. Yates said they do not. Supervisor Mark Gardner asked what their other sources of funding were. Mrs. Yates stated that the Mississippi Arts Commission gives \$15,000.00 and other sources are memberships and in-kind donations. The Board thanked Mrs. Yates for her work with the DeSoto Arts Council and encouraged her to continue the work in the community.

3. House of Grace Director Lorraine Cady introduced Melissa Dabar, a member of the House of Grace Board. Mrs. Cady expressed her thanks to the Sheriff and the Board for the support shown to House of Grace and the work there. Mrs. Cady stated that they did not ask for a specific amount because board has been so generous. Mrs. Cady informed the Board that domestic violence is increasing rapidly. The support given purchases bus tickets for clients, gas cards, taxi service, medicine and medicinal supplies, doctor visits, school supplies, security at shelter, and much more. House of Grace is the only shelter between the Mississippi River & Tupelo and the Tennessee state line & Cleveland, MS. They are the only certified center in Mississippi and they represent nine counties. Work was done on the shelter facility last year for the first time in 11 years in order to pass inspection. Melissa Dabar, (former House of Grace client with 3 daughters, is now on the House of Grace Board, leads a recovery group there, a practicing attorney, and an RN) spoke in support of House of Grace and thanked the Board for their continuing support.

Supervisor Lee Caldwell thanked Mrs. Dabar for her testimony and her willingness to give back to the work of the organization. She also complimented Mrs. Cady for always doing a good job.

Supervisor Bill Russell told Mrs. Cady that he appreciated her and all she has done.

Supervisor Mark Gardner also voiced his thanks and noted that House of Grace asked for \$28,500.00 last year and is that what they were requesting this year. Mrs. Cady affirmed. He also asked if they had any other sources. Mrs. Cady stated that all the cities donate. Southaven gives in kind, some other counties donate, some churches, and the thrift shop gets a tremendous amount of support. Supervisor Gardner asked Mrs. Cady to let us know of fund raising opportunities. Mrs. Cady informed the Board that their annual horse show is coming up in September at Hernando Saddle Club.

Supervisor Michael Lee asked for more information regarding the thrift store. Mrs. Cady stated it is located at 2136 Stateline Rd. W. in Southaven. Clients can shop there at no cost for themselves, their children and household goods when they leave the shelter.

Sheriff Bill Rasco informed the Board that the Sheriff's Department has seen an increase of domestic violence cases from 64 in September 2013 to 124 in September 2014. He also pointed out that domestic calls are the most dangerous calls law enforcement officers go on.

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to take under advisement House of Grace's request.

The motion passed by a vote as follows:

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

Supervisor Lee Caldwell asked all the groups that were represented to please let the Board know if they have events that in which the Board can take part and help get the word out. The Board wants to support all the groups in that way.

4. Healing Hearts representative, Ashley Schachterle thanked the Board for their past financial support and for their help with Breakfast with Santa last Christmas season. Mrs. Schachterle stated that they had sent in a budget request for \$30,000.00 this year because of a matching grant opportunity with VOCO. The grant will provide up to \$90,000.00 so they need \$30,000.00 to match.

Supervisor Mark Gardner stated that he recalled Healing Hearts saying that their presentation last year was one time request, but after speaking with Bill Renovich he is hearing that this is a 3 year matching grant. Mrs. Schachterle stated that the grants are open for 3 years. Because of a large increase in services last year, their grant was increased. She stated that they work with DHS, law enforcement, FBI, State Board of Education, Attorney General, and other entities. They are currently working with the Attorney General and State Board of Education to make a brochure helping authorities identify child abuse.

Supervisor Gardner asked if Healing Hearts plans on this being an ongoing line item in budget or a 3 year commitment. Mrs. Schachterle said that with VOCO money they hope to be in the budget each year.

Supervisor Michael Lee asked if there was any other funding. Mrs. Schachterle stated that they receive money from the cities, VOCO, and fundraisers about every month or two.

Supervisor Jessie Medlin asked if their grant was larger this year. Mrs. Schachterle stated that it had gone from \$67,000.00 to \$90,000.00. Supervisor Medlin asked if Healing Hearts has a budget. Mrs. Schachterle stated that their budget is \$260,000.00. Supervisor Medlin asked if she could get a copy of that to the Board. Mrs. Schachterle affirmed.

Supervisor Lee Caldwell made the motion and Supervisor Michael Lee seconded the motion to take under advisement Healing Hearts' request.

The motion passed by a vote as follows:

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

5. Estella Greer of the Mid-South Food Bank (formerly known as Memphis Food Bank) came to the Board with James Huffman and Fred Ashwell with the Food Bank. She stated that they serve 31 counties in the Mid-South, 18 of which are in Mississippi. Statistics show that in DeSoto County 24,380 persons have food insecurity; 41% are above the poverty level, 25.3% are children. MSFB partners with Calvary Baptist, Heartland Food Pantry, Interfaith Council, Olive Branch Food Pantry, Palmer Home, Sacred Heart Southern Mission, and Samaritans to help distribute food. After realizing that some partners did not have resources to have perishable items, they started bringing refrigerated trucks to the Landers Center for distribution. In 2014 they brought over 1 million pounds in perishables to DeSoto County.

Supervisor Lee Caldwell asked if MSFB used a tracker. Mrs. Greer stated that they had implemented a new pantry tracker and encourage their partners to use it. Supervisor Caldwell asked how many food banks in were in MS. Mrs. Greer stated there are 3. One in Jackson, one in TN that serves MS, and one in Alabama that serves MS. Supervisor asked how the agency handles donations from stores and how

much comes back to MS. Mrs. Greer stated that when they get donations from stores, they contact the agency and agency gets the food directly from store. She stated that MSFB has a handling fee for agencies, but no contract fee. That money helps cover the infrastructure, trucks, tractor trailer. Once agencies join, they must go through safe food handling class.

Supervisor Caldwell asked how the food gets to local pantries. Mrs. Greer stated that they send out a shopping list weekly and agencies pick from that list. They can pick up or have delivered. That food is purchased and donated through Feeding America.

Supervisor Bill Russell asked where that food comes from. Mrs. Greer stated food drives and much is donated through Feeding America. The receiving Agency must have contract with MSFB to pick up from stores.

Supervisor Caldwell asked if there was a sponsor for the mobile food pantry. Mrs. Greer affirmed. Supervisor Caldwell asked about screening. Mrs. Greer stated that MSFB uses an income scale and some people turn in a self-declaration. She said they serve people that barely miss qualifying for government assistance and many seniors. She stated that there are people making tough choices regarding nutrition. The income scale is in a hand out provided.

Supervisor Caldwell asked if MSFB works in tandem with MS Food Network. Mrs. Greer said Yes, if an agency is a partner with MSFB they receive commodities from the state. Mrs. Greer said they were asking for funding to purchase food. 80% of funding comes from Shelby County. Donors are designating funds that are limiting funds for other counties. They are asking for \$6,000.00 in support to purchase food for DeSoto County.

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to take under advisement Mid-South Food Bank's request.

The motion passed by a vote as follows:

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

Supervisor Lee Caldwell asked as a private citizen what is best means to help. Mrs. Greer stated they can buy much more per dollar than individuals, so monetary donations are best. For every dollar they receive, they can provide three meals. Funds can be designated for DeSoto County.

Supervisor Bill Russell asked what is basic criteria for being an associate with MSFB. Mrs. Greer stated you must be a non-profit organization or church equivalent and provide food to needy individuals. She remarked that House of Grace qualifies and she will be getting in touch with them. As member of Feeding American they are a first responder for food for disaster relief. Supervisor Russell asked if any cities had any financial obligation with MSFB. Mrs. Greer stated only Shelby County and Memphis.

See Exhibit D.5.

6. Sheriff Bill Rasco stated that after turning in flat level request, they reviewed and worked on a staff proposal. He stated that dispatched calls are increasing, crime trends are decreasing, and arrests are increasing. Sheriff Rasco stated that the Sheriff's Department must maintain a staffing level that allows them to remain proactive rather than reactive. His proposal is to add 8 patrol officers at \$484,561.00, equipment at \$320,888.00, and a maintenance person dedicated to the Sheriff's Dept at \$44,767.00 for a total increase of \$989,160.00. Sheriff Rasco went on to say that he could take 8 vehicles off and purchase them through the SID forfeiture account to bring the total down to \$797,160.00

There was some discussion regarding monies budgeted last year for cars that is still in the budget and

money that is requested for more cars. The Board wanted to know why he needed all the extra money and Sheriff Rasco said for extra expenses for whatever came up with more prisoners each year. There was also discussion regarding money that was transferred from patrol to administration recently and why that was done if new officers are needed. Sheriff Rasco stated that it is a shuffling game to be sure the services are out there. It will probably take about a year to get 8 quality people to fill these positions. They will take people back to SID and CID that have been taken out. Sometimes they take people out of courthouse to be on patrol. Supervisor Medlin asked how many deputies were assigned to the courthouse. Sheriff Rasco stated the deputies in courthouse are taking people back and forth, transporting prisoners, 17 total doing lots of things.

Supervisor Lee Caldwell made the motion and Supervisor Michael Lee seconded the motion to take under advisement Sheriff Rasco's request.

The motion passed by a vote as follows:

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

See Exhibit D.6.

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to close the Public Hearing for the FY 2016 budget discussions.

The motion passed by a vote as follows:

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

E. 10:00 a.m. PUBLIC HEARING 2012 FIRE CODE

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to open the Public Hearing for the 2012 International Fire Code.

The motion passed by a vote as follows:

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

EMA Director Bobby Storey and Deputy Josh Harper presented the draft of the Fire Code adoption along with some explanation. Supervisor Jessie Medlin asked if we did something like this a few years ago. Deputy Harper stated the current code is from 2006, and they want to adopt 2012.

Supervisor Mark Gardner asked if this was the 2012 International Code minus the residential sprinkler mandates. County Administrator asked Deputy Harper to highlight the changes for the board.

Deputy Harper explained that the red type explains the appendixes. County Administrator Vanessa Lynchard asked what will the county be adopting on sprinklers. Deputy Harper stated that the code is 12,000 square feet. He further explained that the cities have used different square footages, but they are recommending the County adopt what the code recommends and not be restrictive like the cities. Chief Storey stated this applies to all schools and day cares. (see handout) It does not apply to

churches during regular worship hours; only if they are used as day care. This is for new construction or new classification.

Supervisor Mark Gardner asked if this applies to any commercial building 12,000 square feet or larger regardless of use, and if that was the previous requirement. Deputy Harper affirmed. Supervisor Gardner asked if there was an exemption on agricultural buildings, such as barns. Deputy Harper stated this does not apply to agricultural buildings. Chief Story stated that since this does apply to new construction, in the event of an inspection, if deficiencies are found and a builder continues with construction without fixing the problem, they can be fined.

Supervisor Lee Caldwell stated to Chief Storey and Deputy Harper that the Board applauds the work and intense study that went into this adoption plan.

Supervisor Mark Gardner asked Board Attorney Tony Nowak if it would be advisable to vote on the proposed adoption of the Fire Code at this meeting. Mr. Nowak asked the Board to table the vote to give him an opportunity to review the documents and ask questions regarding language.

Supervisor Michael Lee made the motion and Supervisor Lee Caldwell seconded the motion to table the vote to adopt the 2012 International Fire Code, and authorize the Smith, Phillips, Mitchell, Scott & Nowak law firm to review the documents for appropriate language.

The motion passed by a vote as follows:

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

Supervisor Bill Russell asked if there was anyone from the public who wished to comment. No members of the public came forward.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to close the Public Hearing for adoption of the 2012 International Fire Code.

The motion passed by a vote as follows:

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

See Exhibit E

F. CITIZENS REMARKS & PRESENTATIONS

Supervisor Bill Russell asked if there was anyone present who wished to address the Board regarding a topic not listed on the Agenda.

Kate Freeman, Mississippi Wildlife Rehabilitation Education Director spoke to the Board informing them of the upcoming 3rd Annual Eagle Fest on September 26th from 10am – 4pm at the Dub Patton Pavilion at Arkabutla Lake. This is a fundraiser for ARK (Arkabutla Wildlife Rehab Facility). When complete, this will be a resource for wildlife rehab and environmental education for schools and families. Ms. Freeman stated this is a free event with local exhibitors, bird sanctuary from St. Louis, MS Wildlife Rehab, Museum of Natural Sciences, children’s activities, and concessions. The event is currently being promoted via VIMEO.com that was recorded at Shelby County Library. ARK is a partnership between the Corps of Engineers at Arkabutla, Desoto Greenways, and MS Wildlife Rehab. The ARK property is open to public for hiking, and this is a fundraiser for a building.

Supervisor Bill Russell asked about the Ranger station at Arkabulta that is being replaced, and if the Corps was donating that. Ms. Freeman stated they have been talking to the Corps about taking that over as temporary building until the new buildings are built.

Supervisor Lee Caldwell asked for this to be advertised on the county website and thanked Ms. Freeman for the work that is done through MS Wildlife Rehab.

G.APPROVAL OF AUGUST MINUTES

The Board of Supervisors considered the minutes for August as presented.

The official minutes of the Board of Supervisors were read for the month of August 2015.

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to accept the minutes of the Board of Supervisors for August, 2015, as presented this date with changes to the draft minutes previously submitted. The motion included approving all minutes as presented with those changes pursuant to Section 19-3-27 of the Mississippi Code of 1972, annotated.

The motion passed by a vote as follows:

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

See Exhibit G

H. APPROVAL OF AGENDA: ADDITIONS & DELETIONS

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

1. County Road Manager Andy Swims requested adding discussion regarding mowing off the right of way at Hallum Estates, off Liberty Estates Drive.

The Board discussed this project that had been done previously to keep the streets from flooding. A berm was built and a blue line ditch was cleaned out. Mr. Swims recommends the ditch be cleaned from time to time to keep it from silting in and mowing to help with vegetation getting too large on the ditch banks. The board had much discussion and asked to wait for more finding of fact. No action was taken.

2. Supervisor Bill Russell requested to add discussion regarding an insurance pool.

The Board discussed allowing DCRUA to be in the insurance pool and reimburse the county for the fees. This includes the sewer district and E911. Board Attorney Tony Nowak stated there would have to be an agreement to outline who selects the policy, which would be the county. Ms. Lynchard stated that Adult Drug Court is on County insurance and they are totally reimbursable. The pool is meant for people who are not county employees, but work for separate distinct government entities who elect to participate in County insurance. Supervisor Bill Russell asked County Administrator Vanessa Lynchard to find out about PERS retirement with these entities. No action was taken.

3. County Administrator Vanessa Lynchard asked to delete the contracts labeled in Consent as I.9.A., B., E., F., H., and I.

4. County Administrator Vanessa Lynchard asked to add authorization for the firm of Smith, Phillips, Mitchell, Scott & Nowak to work on a lease agreement with Tom & Peggy Flinn for the Coroner's lease.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to authorize the firm of Smith, Phillips, Mitchell, Scott & Nowak to work on a lease agreement with Tom

& Peggy Flinn for the Coroner's lease.

The motion passed by a vote as follows:

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

5. County Administrator Vanessa Lynchard requested permission to join in on a virtual meeting to express interest in a Federal grant that would provide funding for Coldwater Bottom and Arkabutla Lake lands.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to authorize County Administrator Vanessa Lynchard permission to join in on a virtual meeting to express interest in a Federal grant that would provide funding for Coldwater Bottom and Arkabutla Lake lands.

The motion passed by a vote as follows:

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

6. Board Attorney Tony Nowak requested approval of the Walls Water subordination agreement for the Johnson Creek greenway. He advised the Board they had previously approved a similar agreement with Walls Water, but subsequent to approval he made changes to the form to make it consistent with other entities' agreements. The County needs permission to cross over the easement on Walls sewer land.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to approve the Walls Water subordination agreement as presented, to make it consistent with other entities, and authorize the Board President to sign.

The motion passed by a vote as follows:

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

7. Board Attorney Tony Nowak asked the Board for authorization for the Board President to sign documents authorizing the Sheriff's office to sell 2 cars to Nesbit Fire Department that the Board previously approved.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to authorize the Board President to sign the sale documents from the Sheriff's Department to Nesbit Fire Department.

The motion passed by a vote as follows:

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

Supervisor Jessie Medlin asked in the future we set the sale price at an amount that will cover legal fees incurred for the transaction.

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	YES
Supervisor Mark Gardner, Second District	YES
Supervisor Bill Russell, Third District	YES
Supervisor Lee Caldwell, Fourth District	YES
Supervisor Michael Lee, Fifth District	YES

I. CONSENT AGENDA

The Board of Supervisors considered the following items on the meeting’s Consent Agenda.

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the Consent Agenda as follows:

1. Dept. of Human Resources: Monthly Health Claims Report

2. Justice Court Report

Criminal Cases Filed	185
Civil Cases Filed	652
Traffic Tickets Filed	996
Total Cases Filed	1,833
State Assessments	\$87,083.75
County General Fund	\$141,362.20
DPS	\$3,900.00
Total Collections	\$232,345.95

3. Bailiff Pay

Liz Medlin	\$340.00
Bobby Holloway	\$355.00
Lee Hodge	\$775.00

4. Publication of Board Proceedings

5. Office of Finance & Accounting

- a. Budget Amendments – Sheriff’s Department
- b. Inventory Dispositions
 - 1) Animal Shelter – Final
 - 2) Accounting Dept. – Planning Commission - Final

6. Establish as Part of the Formal Record and Enter into the Board’s Minutes

- a. Jury Commission Appointment – Earl Ward
- b. Justice Assistance Grant - Complete

7. Road Department

- a. Road Report
- b. Work Schedule
- c. Road Bond Report

8. Chancery Clerk Allowance (2)

9. Contract Administrator Auto Renewal

- a. ADAPTS Electronic Monitoring (Youth Court Monitoring)
- b. Alco Alarm Monthly Payments in Arrears (12 locations) (Removed from Agenda)

2373 Gwynn Rd	Alarm Service	Road Dep
2705 Hwy 51 S	Alarm Service	Region IV
2725 Hwy 51 S	Alarm Service	Region IV
365 Loshier St	Fire	Admin Bldg
365 Loshier St	Burglary	Tax Collector Admin Bldg
5700 Delta View Rd	Alarm System	Road Dept
6597 BJ Chain Dr	Fire	Tax Collector
6597 BJ Chain Dr	Burglary	Tax Collector
8525 Hwy 51 N	Fire	Justice Court
8525 Hwy 51 N	Burglary	Tax Collector
3246 Hwy 51 S	Alarm Service	DHS
2615 Panola St	Alarm Service	Forensics Center
- c. Data Systems Management – Software Support (Chancery, Tax Collector, Justice Court)
- d. Election Systems and Software
- e. Fant’s Agreements Monthly Payments in Arrears (Removed from Agenda) (11 locations) Aviation Unit

DC District 1 shop	EMS – 830 Old Hwy 51 N
Sheriff-SID Unit Building B	Sheriff SWAT and K9
Dept. of Human Services-3212	
Dept. of Human Services-3210	
DC Health Dept. Bldg A	
OB Justice Court Annex	
OB Food Ministry	
SID Building A	
- f. Matheson & Associates Monthly Payments in Arrears (Animal Shelter) (Removed from Agenda)
- g. Official Payments (Circuit Clerk)
- h. South Central Lease (Helicopter Hanger) (Removed from Agenda)
- i. Tom & Peggy Flinn (Coroner Officer Lease) (Removed from Agenda)

10. Office of Procurement:

- a. Consent to go out for bid for Janitorial Supplies for the Facilities Management Department and Various Other County Offices

The motion passed by a vote as follows:

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

See Exhibit I

J. NEW BUSINESS

1. 1:00 p.m. Fire Chief’s Recommendation for Daytime Coverage

Chief Mike Hancock & Eudora Volunteer Fire Department Deputy Chief D.W. Gilbert, representing the Fire Chief’s Association, presented the recommendation for Daytime Coverage based on population growth in the unincorporated area. They presented statistics that showed tremendous growth and stated the case for daytime coverage based on that growth versus the number of daytime volunteer fire fighters.

Supervisor Lee Caldwell told the Board that the steering committee for Fire/EMA recommended the fire chiefs come and present this to the Board. They knew we would not be able to fund this in the coming budget year, but it would show the need to look toward the future.

The Board discussed the excellent work of the Volunteer Fire Departments and the need to look at their proposal for FY17.

No action was taken by the Board.

See Exhibit J.1.

2. Environmental Services

a. 2015 MOU Mid-State Opportunity for Garbage Waiver Assessment – Board President Signature

Environmental Services Manager Ray Laughter stated this is an agreement for a third party who verifies income for those citizens who have a poverty waiver. There is no charge for these services.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to authorize the Board President to sign the MOU with Mid-State Opportunity for Garbage Waiver Assessment.

The motion passed by a vote as follows:

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

See Exhibit J.2.a

b. Annual Price Adjustment for Disposal at Railroad Ave. Rubbish Facility

Mr. Laughter presented the price adjustment based on the MOU for rubbish disposal. This is based on the August increase from 2.42 to 2.46.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to approve the price adjustment as exhibited in Exhibit J.2.b. for disposal at Railroad Ave. Rubbish Facility.

The motion passed by a vote as follows:

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

See Exhibit J.2.b.

c. Request approval for Board President to sign Proclamation of Stormwater Awareness Week.
Mr. Laughter informed the Board that September 21 – 25, 2015 is Stormwater Awareness Week. He thanked the Board for their support in the past by reading in local schools. He informed the Board that the book this year is titled, Stormy the Raindrop. The Board agreed that this was a very enjoyable activity for them.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to authorize the Board President to sign the proclamation declaring September 21-25, 2015 as Stormwater Awareness Week.

The motion passed by a vote as follows:

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

See Exhibit J.2.c.

3. Office of Finance & Accounting

a. Inventory Control: IT Department - Preliminary Disposition

Inventory Clerk Char McCool presented the following preliminary dispositions.

1) IT Department

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to approve the preliminary disposition for the IT Department as follows:

The motion passed by a vote as follows:

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

See Exhibit J.3.a

b. Grants Administration: Acceptance for Technical Assistance from Local Foods, Local Places EPA Grant

Grants Administrator Melissa Zizmann presented the Local Foods, Local Places as technical assistance only to offer strategic planning for the Star Landing Road property.

Supervisor Lee Caldwell added this would help set up a charrette with Wayne Barkley and MSU Extension Service to help teach food growing.

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve accepting the Local Foods, Local Places EPA Grant for Technical Assistance

The motion passed by a vote as follows:

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

See Exhibit J.3.b.

c. Claims Docket

Chief Financial Officer Andrea Freeze, of the Office of Finance and Accounting, presented the claims docket to the Board. Mrs. Freeze read the items on the claims docket individually and the Board discussed these items. Stephanie Hanks, Office Manager, brought monthly invoices for documentation.

Supervisor Mark Gardner asked about the following claims:

Page 11 – Litigation Stan Rojeski – Mr. Nowak said this was for the houses being rented in Blue Lake Springs that went to trial.

Page 21 – Hampton Inn, Avanti Travel. Mrs. Hanks said this was witness fees ordered by Judge Chatham. Supervisor Gardner asked if the County got reimbursement on witness fees. Mrs. Hanks stated only if they were for another county.

Page 29 – Office allowances. The Supervisors approve in the budget and accounting divides the allowance between public defenders.

Page 38 – Wal Mart Community. The invoice showed this was for wagons for election commission.

Page 76 – Tate County overpayment. Overpayment for expenses related to circuit court admin.

Page 82 – Scott Sanko, Jackson Rope Rescue – This was reimbursement for meals. The Director signed off on the travel expense.

Page 84 – Waggoner Engineering fees. Mrs. Freeze stated that will be reimbursed by TAP grant.

Page 88 – Advanced Covert Technology- recorder. Invoice showed 2 key fob recorders for SID

Page 91 – Hunter Paper. Asked Mr. Swims to be sure those items were needed and they weren't just stocking up at the end of the budget year. Mr. Swims said Mary Beth orders for the supply closet whenever things are low.

Page 96 - Jones Concrete Pumping Service. Mr. Swims stated that the Road Dept. has been using Chris Jones to pump concrete on some culverts that are rusting and it is an efficient way to repair some culverts. This one was a very large culvert that crossed under Byhalia Rd. This process buys a few more years out of the culvert and is very cost effective.

Page 99 – Mr. Swims stated this was an overlay project that should be reimbursed from State Aid funds when the project is complete

Page 100. Victor Hall. Sheriff Admin Building – Facilities Manager, Robert Jarman stated that they are behind schedule, but everything lines up in relation to payments being made. They are not being paid ahead. He feels it will probably be mid-November before they are done.

Page 101- Waggoner Engineering – Admin parking lot - \$4900.00. That partial invoice should be the end of the design payments. North Mississippi Driveways is doing the paving work, Cleveland Construction is doing the dirt work.

Page 103 – TDL. Fairhaven Fire Department – Is this the final payment and have we signed off on the building. Robert Jarman affirmed.

Supervisor Michael Lee asked about the following items:

Page 14 – Overhead door \$1733. Robert Jarman said this was a motor and spring that Facilities replaced. Supervisor Lee Caldwell state that needed to come from Eudora's renovation budget. Mr. Jarman said he would get that recoded.

Page 14 – Repair sprinkler head. He felt the lawn company should be responsible. Mr. Jarman stated that the heads are not going back down very far in a couple of places and it is not really the lawn company's faults when they clip them.

Page 18 – IT Bus. Comm. – John Mitchell, IT Director, said that is yearly support for the backup appliance.

Next Step Innovation – Mr. Mitchell said this is yearly support for 2 storage appliances.

Gov. Connection – Support for firewall, archiver, yearly licensing and tech support

Software Inc. – Yearly software and licensing

Dell – Operating system for servers we use – yearly audit to be sure we are caught up

IT Outlet – Mr. Mitchell said we had a port at capacity and had to replace 2 modules giving us 16 ports.

Page 20 - \$1200 Owens law firm – Invoice showed for Judge Daniels court – Guardian Ad Litem

Page 40 – Black Bag Tech Forensic Triage – software to make images

Garden State Highway Signs – Gets tag number going down the highway

Page 41 – Rescue Stick – Floating strips to deploy in water from helicopter

Page 42 – Binoculars – SID – 3 pair

Page 44 – Sportsmen's Warehouse – clothes for narcotics dept.

Page 46 – Sportsmen's Warehouse – Garmin Tracking Collars – 5

IKey – Computer for new cars – sole source – 22 screens. Ordered some time back.
Page 59 – Big Red – Invoice showed this was a floor jack
Page 91 – North MS Driveways – Andy Swims said these were overlays
Page 94 – Bulldog Rotating Nozzle – Andy Swims said this is an attachment for the jet vac truck that cleans out a culvert very efficiently

Supervisor Lee Caldwell asked about the following claims:
Page 6 – Southgroup Audit – Invoice showed this was a premium audit and a true up of liability
Page 11 – Bumpus & Ruts – Tony Nowak said this represented finishing up a briefing schedule at court of appeals
Region IV NFusion – Grant will reimburse this
Page 16 – Computer Environment – Mr. Jarman stated this is a canister filter that puts humidity in the server room to eliminate static. We are now doing that in house & saving about \$800.00
Page 43 – Gulf State Dist. – The Sheriff state this is ammo for a .308 rifle.
Page 98 – Southern Computers - Cameras for Central Maintenance – Mr. Swims stated it is up and working well.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Jessie Medlin made the motion and Supervisor Mark Gardner seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Chief Financial Officer.

The motion passed by a vote as follows:

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

4. Office of Procurement: Bids Under Advisement

a. Annual Traffic Striping Bid Tabulation

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to approve the bid for annual traffic striping for the Road Department to Riverside Traffic Systems, as the lowest and best qualified bidder, in relation to bid file number 16-156-012.

The motion passed by a vote as follows:

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

See Exhibit J.4.a

b. Annual Roadside Herbicides

Karen McNeil, Procurement Clerk, presented the 3-part recommendation of BWI Memphis to be awarded the bid for MSMA, Crop Production Services be awarded the bid for Round-Up drums and OUST XP, and Univar USA be awarded the bid for Round-Up totes (due to minimum order required) with alternates as shown in Exhibit J.4.b. below according the specifications in Bid File #16-156-011.

Supervisor Lee Caldwell made the motion and Supervisor Bill Russell seconded the motion to approve the annual bid for roadside herbicides for the Road Department as follows:

BWI-Memphis for MSMA
Crop Production Services be awarded the bid for Round-Up drums and OUST XP
Univar USA be awarded the bid for Round-Up totes (due to minimum order required)

as the lowest and best qualified bids for Roadside Herbicides; as described in the bid file number #16-156-011 with alternates as shown in Exhibit J.4.b below.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	NO
Supervisor Mark Gardner, Second District	YES
Supervisor Bill Russell, Third District	YES
Supervisor Lee Caldwell, Fourth District	YES
Supervisor Michael Lee, Fifth District	YES

Supervisor Medlin stated that he would like to see the grass mowed rather than sprayed.

ROADSIDE HERBICIDES

	Item	Award	1st Alternate	2nd Alternate
RECOMMENDATION	Round-Up (drum)	Crop Production Services	BWI-Memphis	DeSoto County Co-Op
	Round-Up (tote)	Univar USA <small>(due to min order req)</small>	VETCorp, Inc	DeSoto County Co-Op
	MSMA 6.6	BWI-Memphis	Crop Production Services	VETCorp, Inc
	OUST XP	Crop Production Services	BWI-Memphis	DeSoto County Co-Op

See Exhibit J.4.b

c. Annual Traffic Signs Bid Tabulation

The Board discussed the bid with procurement clerk Karen McNeil. The recommendation for various signs is to purchase each sign from the lowest vendor as indicated in bold print on the bid tabs presented. The recommendation for U-channel posts is to purchase various posts from Vulcan Signs with G&C as first alternate and Custom Products as second alternate. Alternate will be used when a faster delivery is needed. The recommendation for raised pavement markers is to award the bid to Ennis Paint with G&C Supply as first alternate and Vulcan Signs as second alternate and additional recommendations as shown below.

Supervisor Lee Caldwell made the motion and Supervisor Bill Russell seconded the motion to approve the bid recommendations for annual traffic signs and accessories for the Road Department in relation to bid file number 16-156-010, each being the lowest and best qualified bidder for the items, as shown in the bid tab with additional recommendations as shown below.

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>

TRAFFIC SIGNS: INCLUDE THE FOLLOWING AS ADDITIONAL RECOMMENDATIONS

RECOMMENDATION FOR BITUMINOUS MARKER ADHESIVE: Award lowest vendor Crafcoc with Garden State as first alternate and Vulcan Signs as second alternate.

RECOMMENDATION FOR FLASHING SOLAR BEACON CATEGORY: No bids were received. These products are on state contract #94113087RFR. We can purchase from the state

contract and/or obtain quotes from vendors as needed.

See Exhibit J.4.c.

d. Annual Polyethylene Culverts Bid Tabulation

Karen McNeil, Procurement Clerk, submitted the recommendation to award the bid for delivered polyethylene pipe to G&O Supply with first alternate as ADS and second alternate HD Supply. The recommendation for polyethylene pipe that will be picked up by the county to G&O Supply with first alternate as HD Supply and second alternate as ADS. The recommendation to award polypropylene pipe bid is to Southern Pipe with first alternate as B&O Supply and second alternate as ADS. These recommendations come based on the lowest and best bid in relation to bid file #16-156-006 and as described in Exhibit J.4.d.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to approve awarding the bid for delivered polyethylene pipe to G&O Supply with first alternate as ADS and second alternate HD Supply; the bid for polyethylene pipe that will be picked up by the county to G&O Supply with first alternate as HD Supply and second alternate as ADS; the bid for polypropylene pipe bid is to Southern Pipe with first alternate as B&O Supply and second alternate as ADS. This approval is based on each vendor awarded the contract being found to have submitted the lowest and best qualified bids in relation to bid file #16-156-006.

The motion passed by a vote as follows:

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

See Exhibit J.4.d

e. Ready Mix Concrete for Department of Road Management

Shelia Morris, Procurement Clerk, reported that only two bids were received from Metro and MMS Materials. The recommendation is to award the bid to Metro based on usage price and according to the specification in relation to bid file #16-156-007.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to approve awarding the annual ready mix concrete to Metro as the lowest and best qualified bid as detailed in exhibit J.4.e. in relation to bid file number 16-156-007 as follows:

The motion passed by a vote as follows:

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

See Exhibit J.4.e

f. Guard Rails

Shelia Morris, Procurement Clerk, presented the bids regarding guard rails. The recommendation is to award the bid based on usage to Southern Guardrail with Tri-State Guardrail as the alternate in relation to bid file number 16-156-008. Supervisor Jessie Medlin asked since Class A was cheaper by linear foot at Tri-State if the bid could be split. Road Manager Andy Swims stated that we cannot go with two different bidders because of bridge ends and terminal ends being the major cost. He also stated that they had looked at last year's costs and usage to determine the bid recommendation and the total worked out to be less with Southern Guardrail.

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to

approve awarding Southern Guardrail, having submitted the lowest and best qualified bid by average usage and in relation to bid file number 16-156-008 as follows:

The motion passed by a vote as follows:

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

See Exhibit J.4.f.

g. Weekly Rental of Uniforms for Department of Road Management

Shelia Moore, Procurement Clerk, presented the bid for weekly rental of uniforms for Department of Road Management and gave the recommendation of the current vendor, Paramount Uniforms to be awarded the bid as the lowest and best bid for weekly rental of uniforms in relation to bid number 15-399-001.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to approve Paramount Uniforms as the lowest and best qualified bid for weekly uniform rental for the Department of Road Management in relation to the bid number 15-399-001 with a three year renewal.

The motion passed by a vote as follows:

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

See Exhibit J.4.g.

5. State Aid Program Report

a. Project Report

Tracey Huffman of Waggoner Engineering stated that the Board had asked for a report of State Aid projects and how much the county has received. He brought a map explaining that the bold green lines are State Aid in unincorporated areas. He broke the funding down into the previous term and current term. He stated that the Fogg Road bridge project is the only one that is not complete. New projects are on a first come, first served basis. Mr. Huffman stated that we typically try to use the State Aid funds in the unincorporated areas.

Supervisor Lee Caldwell asked if we can use State Aid funds in conjunction with MPOs. Mr. Huffman stated he would have to find that out, but he was not sure about comingling state aid funds with MDOT funds. Mr. Huffman stated that, looking forward, they have some projects in mind and will meet with the Board to establish priorities once they know what active funding will be.

See Exhibit J.5.a.

b. Bridge Funding

Mr. Huffman addressed Local System Bridge Funds (LSBP). He stated that DeSoto County has one bridge eligible for LSBP funding and that is on Meadowbrook. The bridges will continue to be monitored and tracked, but overall the County is in good shape. The legislature is being a little more restrictive on timing and use of LSBP funds. We sent a letter stating right of way issues and have received word from them that our funds have been extended.

See Exhibit J.5.b.

No action was required on this matter.

6. Worker’s Compensation Insurance

Mr. Matt Lipscomb and Ms. Sonya Dunn with Lipscomb and Pitts came to address the Board regarding their recommendation for worker’s comp. County Administrator Vanessa Lynchard stated that it was time to go out for renewal. She also pointed out that the County changed brokers last year and we had MS Municipal. This year MPE had the lowest quote. Human Resources had service issues in the past with them, so we had a meeting with MPE and the Insurance Committee. The committee voted that MPE’s responses were to their satisfaction and the recommendation is to go back with MPE.

Mr. Lipscomb stated that making the two companies quote against each other resulted in a savings of approximately \$70,000.00. MPE has agreed to lock in their rates with claim experience being the only things that might change.

Supervisor Jessie Medlin stated that MPE addressed the concerns and the committee was satisfied.

Supervisor Jessie Medlin made the motion and Supervisor Michael Lee seconded the motion to approve MPE as the Worker’s Comp Insurance provider and approve the proposal submitted by MPE.

The motion passed by a vote as follows:

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

See Exhibit j.6.

7. Reappointments

a. E-911 Commission

Pat McLeod, Director of Procurement and Administrative Services, brought the recommendations to the Board to approve Chris Shelton, Greg Phillips, and Bobby Storey as appointees to E911 Commission. Board Attorney Tony Nowak stated that we take the recommendations from the cities, but the Board has to approve the appointments.

Supervisor Mark Gardner stated that Bobby Logan from Walls Fire Department had expressed interest in serving on this Commission.

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the above appointments to the E-911 Commission as recommended.

The motion passed by a vote as follows:

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

See Exhibit 7.a.

b. Port Commission

Mrs. McLeod stated that these appointments expired in July. Supervisor Bill Russell informed the Board that he had spoken to Floyd Robertson and he had changed his mind and did not want to serve. He suggested they think about a replacement and bring the name to the next Board meeting. Supervisor Mark Gardner said he would check with Jim Brown to see if he wanted to continue.

Supervisor Russell made the motion and Supervisor Lee Caldwell seconded the motion to nominate Robert Sayle to continue on the Port Commission and to table the nomination of Jim Brown for Supervisor Gardner to check with him.

The motion passed by a vote as follows:

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

See Exhibit 7.b.

K. PLANNING COMMISSION AGENDA

**DESOTO COUNTY BOARD OF SUPERVISORS
PLANNING AGENDA
ORDER OF ITEMS
September 8, 2015**

1. PUBLIC HEARING

Supervisor Caldwell made the motion and Supervisor Medlin seconded the motion to go into Public Hearings advertised for this day .

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, MICHAEL LEE	<u>YES</u>

a. Rezoning Amendment

- i. Hunters Trace (737) - Application is for approval of Rezoning of property from Agricultural (A) to R-20, identified as Parcel #3-07-6-13-00-0-00002-00 Subject property is located on the east side of Laughter Road and north of Chamberlin in Section 13, Township 3, Range 7 and is zoned Agricultural (A). (District 5)**

Mr. Hopkins presented the Hunters Trace application for approval of Rezoning of property from Agricultural (A) to R-20 and stated that this item was carried over from the July 20, 2015 meeting.

Supervisor Medlin asked how many lots are proposed with 75 feet of road frontage. Mr. Hopkins stated the applicant would have to address; that is something that is typically addressed in the subdivision process.

Mr. Joe F. Lauderdale was present to represent the application. He stated the lots are 100 ft. wide. He then stated the applicant is requesting to rezone 50 acres of the property to R-20 and that the remainder of the property will remain crop land because it is in the floodway and flood zone.

Supervisor Russell asked Mr. Tony Nowak what is required to be considered for a rezoning decision. Mr. Nowak stated that an applicant for rezoning needs only to show there has been a substantial change in the neighborhood since its last zoning classification and public need for the rezoning to be approved. Mr. Nowak that matters regarding the subdivision design are not part of the consideration.

Supervisor Lee stated that the Comprehensive Plan noted this area to be used as rural residential with a maximum density of 1 dwelling per acre. Mr. Nowak stated that the Comprehensive plan is a living document intended to be flexible; as long as the deviation

from the Comprehensive Plan does not do substantial violence to the Comprehensive Plan a rezoning will be permissible.

Mr. Lauderdale listed the change in the neighborhood to support the rezoning to be the installation of I-269, County growth, nearby subdivisions, need for additional housing, and adequate water and sewer to support the development. Supervisor Russell asked if development will be required to tie into DCRUA. Mr. Lauderdale stated the plan is to tie into DCRUA. Supervisor Gardner asked if the waterlines are sufficient to support hydrants for fire suppression. Mr. Lauderdale confirmed that the water lines are sufficient.

There was discussion as to whether the developer could give a minimum square footage for homes in R-20 zoning or only in PUD.

Mr. Lauderdale stated the proposed development would look similar to Bakersfield Subdivision, and would have two entrances.

Supervisor Medlin asked if the subdivision would have central sewer. Mr. Lauderdale confirmed that it would have central sewer service.

Supervisor Lee asked if there will be a retention pond. Mr. Lauderdale stated there will be multiple retention ponds within the subdivision that will be shown in detail on the construction drawings.

Supervisor Caldwell asked if there will be any common open space. Mr. Lauderdale stated there will be common open space.

Supervisor Gardner asked how far the property is from I-269. Mr. Lauderdale stated it is 3.3 miles from I-269.

Supervisor Medlin asked what the width of Laughter Road is. Mr. Lauderdale stated Laughter Road is 20 ft. wide. Supervisor Lee asked if the developer has any plans to improve Laughter Road. Mr. Lauderdale stated the developer will be able to comply with the requirements for the road in front of the development; that there are numerous routes to and from the property so the development should not cause traffic problems.

Mr. Bridgforth presented pictures of the surrounding area to show change in the neighborhood.

Supervisor Lee asked if some of the proposed lots will face Laughter Road. Mr. Bridgforth stated that 8 lots will face Laughter Road. Supervisor Gardner asked if the lots along Laughter Road will have ditches for drainage. Mr. Bridgforth stated just about every lot will have a culvert and he wants to bring down the culvert size to slow down water so that the ditches are filled but the water does not go over the road and to slow down the water leaving the property. Supervisor Russell asked if the developer intends to add an access lane on Laughter Road. Mr. Bridgforth stated he doesn't think it is possible to add an access lane on Laughter Road. Supervisor Caldwell stated she is concerned with the addition of 8 driveways onto Laughter Road. Mr. Lauderdale stated that Lots 25, 7, 5, and 4 could be required to access the lot by the subdivision road.

Supervisor Caldwell asked how many lots were approved in Watson Place PUD. Mr. Bridgforth stated that 124 lots were approved. Supervisor Russell stated he feels that the Board is getting more into the design of the subdivision which will be discussed during the subdivision approval and platting process. He then stated he feels the Board needs to get back to the issues and concerns for the rezoning.

Supervisor Russell asked if there was anyone to speak for or against this application.

Shane Childers – 3476 Johnston Road – came forward and is concerned with the following:

- Lot sizes
- Increased traffic
- Traffic safety

- Lot owners riding 4 wheelers on his property
- Safety of children in the area due to the increased traffic
- Lack of natural gas in the area

Supervisor Gardner asked Mr. Andy Swims what the road widths are for Chamberlin Rd, Laughter Rd and Fulton Rd. Mr. Swims stated Laughter Road is 21 ft. wide, Chamberlin Road is 18 ft. wide and Fulton Road is 24 ft. wide.

Supervisor Gardner asked if there is natural gas in the area. Mr. Lauderdale stated not that he is aware of. Supervisor Gardner asked if the homes in the proposed subdivision will be all electric. Mr. Bridgforth stated with heat pumps it is cleaner. Supervisor Gardner stated so all lots will electric or will there be 72 tanks used for natural gas. Mr. Bridgforth stated if there are tanks they will be located behind the home or underground.

David Self- came forward and is concerned with the following:

- The roads being too small/narrow
- With the house sizes for the proposed subdivision
- Traffic safety
- Decrease in property value

Supervisor Gardner asked what the expected price range of home in Hunters Trace Subdivision will be if approved. Mr. Bridgforth stated the price range for homes will be \$220,000 to \$260,000.

Supervisor Gardner asked if 1600 sqf is the minimum house size in R-20 zoning. Mr. Hopkins stated PUD zoning is the only zoning that stipulates a minimum square footage.

Supervisor Lee stated he sees the progress in the County and listens to the citizens in his district. He then stated Mr. Bridgforth wants to do what is best for the community as do the Board of Supervisors. He stated the Board has to consider how it is going to meet the challenges of the Lewisburg Schools and the need to accommodate the increased student population, increased traffic, increased taxation on public safety, etc. He stated he is concerned with half acre lots and would rather see R-30 lots. Supervisor Gardner asked if Mr. Bridgforth would consider R-30 lots. Mr. Bridgforth stated there is only 100 extra feet in an R-30 lot and does not feel the market wants the larger lots. He stated the market wants R-20 lots.

Supervisor Caldwell stated she is concerned that the conceptual plans for the subdivision do not show sidewalks, she then asked if the developer plans to install sidewalks. Mr. Bridgforth stated there would not be sidewalks because you can't with open ditches.

Supervisor Russell stated that the Planning Commission minutes reflect that first phase of the development would have 2000 sqf minimum lots and now the developer is proposing 1600 sqf lots; he would rather see an 1800 sqf minimum house size.

Supervisor Lee made the motion to continue Hunters Trace Rezoning (737) until the September 21, 2015 meeting at 11:00 a.m. to allow for the infrastructure to be assessed. Supervisor Gardner seconded the motion to continue the Public Hearing.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, MICHAEL LEE	<u>YES</u>

2. NEW BUSINESS

a. Preliminary Subdivision

i. Hunters Knoll Subdivision, Section C (7005) - Application is for approval of Preliminary Subdivision of 19 lots on 34 acre(s) identified as Parcel #3-06-3-07-00-0-00008-00. Subject property is located on the north side of Grass Pond Road and west of Hook Lane in Section 7, Township 3, Range 6 and is zoned Agricultural (A) (District 5)

Mr. Hopkins presented the application for Hunters Knoll Subdivision, Section C for approval of Preliminary Subdivision of 19 lots on 34 acre(s). He stated Mr. Joe F. Lauderdale was present to represent the application.

Supervisor Medlin asked if this Section "C" of Hunters Knoll what are sections A and b. Ms. Ashley Hendricks stated Sections A and B of Hunters Knoll were approved as Minor Lot subdivisions.

Supervisor Medlin asked what the access strip on the west side of the property is for. Mr. Lauderdale stated that the access strip is to allow the developer to still be able to access the remainder of his property that will be used as farm land because it is located in the flood zone.

Mr. Lauderdale stated that the subdivision plat for this item conforms to the subdivision regulations and is not being rezoned but is remaining Agricultural zoning. Supervisor Medlin asked how large the lots in the Minor lot subdivision portions are. Mr. Lauderdale stated those lots are 1 ½ acre lots.

Supervisor Lee asked which fire department serves this area. Mr. Lauderdale stated this area is served by Lewisburg Fire Department.

There was discussion of the road width with in the proposed subdivision. Supervisor Russell asked if the road will be 20 feet wide with an additional 5 feet being a bike path. Mr. Swims stated it could if the Board of Supervisors chooses. Supervisor Russell asked who would enforce the bike lane. Mr. Nowak stated he would need to look into whether a homeowners association would have any authority, but noted that the Sheriff's Department has the authority enforce the statutes that prohibit blocking pedestrian lanes. Mr. Bridgforth stated it will be in the covenants and can be enforced by the HOA. Mr. Bridgforth stated he is requesting a bike lane because these are 1 ½ acre lots and a walking trail would not be feasible. Supervisor Medlin stated he feels that the road being 25 feet with 5 feet of that being a bike lane is adequate with only 19 lots in the subdivision.

Supervisor Caldwell asked if the garages will be side load or front load. Mr. Bridgforth stated they would be side load and also would allow for carriage load garages.

Supervisor Russell asked if there was anyone to speak for or against this application.

Terry Abney – 7623 Grass Pond Road – came forward and is concerned with the following:

- The House sizes
- Drainage on to homes on Grass Pond Road
- That 1600 sqf homes are not in character with other homes built in the last ten years

Supervisor Medlin asked what size the homes are built on the minor lots. Mr. Bridgforth stated the homes range in size from 1600 sqf to 1800 sqf.

Supervisor Lee stated he has been in contact with the neighbors and understands their concerns. He stated a lot of the concerns have been addressed but still concerned with the minimum square footage of homes proposed. Supervisor Russell asked if Mr. Bridgforth would agree to 1800 sqf minimum homes. Mr. Bridgforth stated he could not agree to that because with the homes and mobile homes in the area he feels 1600 sqf is in character with the neighborhood. He stated he wants to upgrade the community but in a feasible way. Supervisor Medlin asked if the homes will be 60% brick. Mr. Bridgforth stated either brick or hardy board. Mr. Abney stated there are several large homes built in the area that are not shown in the pictures.

Supervisor Lee made a Motion to approve Hunters Knoll Section "C" with the following conditions:

1. The minimum square footage of the homes will be 1700 sqf;
2. The garages shall be side or carriage load; and
3. Underground electricity will be installed from the road to the house on 50% of the lots.

Supervisor Gardner seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, MICHAEL LEE	<u>YES</u>

3. OTHER

a. Refund request – Lawrence Thomas, Building permit fees

Mr. Hopkins presented a request by Lawrence Thomas for a refund of fees paid for a building permit in the amount of **\$799.00**. Construction on the new home never began due to the applicant's health issues. The applicant has had a kidney transplant and a brain infection. The property is located at 1898 Eventide Cove in District 4.

Supervisor Medlin made the motion to approve the request by Lawrence Thomas for a refund of fees paid for a building permit in the amount of **\$799.00**. Supervisor Caldwell seconded the motion to go into Public Hearing.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>YES</u>
SECOND DISTRICT SUPERVISOR, MARK GARDNER	<u>YES</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, MICHAEL LEE	<u>YES</u>

L. 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 Mark Gardner seconded the motion to recess until Wednesday, September 9th at 5:30 P.M.

The motion passed by a vote as follows:

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

THIS the 8th day of September, 2015, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Bill Russell, President
DeSoto County Board of Supervisors