

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

EUGENE C. THACH, PRESIDENT, PRESIDING

MARCH 6, 2000

A. CALL TO ORDER

The March 6, 2000, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Eugene C. Thach of DeSoto County.

Sheriff James Albert Riley, DeSoto County Sheriff 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 Gerald Clifton-----District 3
Supervisor John Caldwell-----District 4
Supervisor Tommy Lewis-----District 5
W. E. "Sluggo" Davis-----Chancery Clerk
David Armstrong-----County Administrator
James Albert Riley-----DeSoto County Sheriff
William Austin-----Board Attorney

B. INVOCATION

The invocation was presented by County Administrator David Armstrong.

C. APPROVAL OF FEBRUARY MINUTES

The official minutes of the Board of Supervisors were read for the month of February 2000, pursuant to Section 19-3-27 of the Mississippi Code of 1972, annotated. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to accept the minutes of the Board of Supervisors for February 2000 with the changes requested by Supervisor Eugene Thach. The **motion passed** by a unanimous vote.

A. OLD BUSINESS

1. Appointments

a. DeSoto County Library Board

Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to appoint Cindy Winders of 8817 Winders Gate in Olive Branch, MS to the DeSoto County Library Board to fill the unexpired term of Lyndall Snyder set to expire January 6, 2003. The **motion passed** by a unanimous vote.

ITEM D.1.b, CONTINUED,

b. Horn Lake Interceptor Sewer

Supervisor Gerald Clifton made a motion and Supervisor Jessie Medlin seconded the motion to appoint W. T. "Ted" Mayhall, Jr. of 8417 Cedar Brush Drive in Southaven, MS to the Horn Lake Interceptor Sewer. The **motion passed** by a unanimous vote.

2. Abandoning Goodman Road from ICRR to Highway 161

This item was held over by the Board of Supervisors.

3. Authorization to Sign Agreement for Regional Housing Authority

County Administrator David Armstrong informed the Board of Supervisors that he had spoken with Chip Triplett and Tommy Thames regarding this agreement and Mr. Triplett asked that this item be held over until they could come and talk to the Board. Supervisor Gerald Clifton said he was prepared to make a motion not to sign the agreement.

Ms. Sheila Crenshaw asked if this issue was over if the Board votes not to sign the agreement. Supervisor Eugene Thach said that the issue could come up again at a later date because this issue is only about the financing of the apartments.

Ms. Susan Whitten asked if the original zoning can be restored. The Board suggested that Ms. Whitten go back to the Planning Commission and voice her reasoning for opposing the apartments.

Sister Betty Adams asked if a public hearing is required for a bond issue. Supervisor Eugene Thach said that there was a public hearing and it was advertised in the *Commercial Appeal*.

Supervisor Tommy Lewis said that the Board should hear from the other side about the financing before making a decision on this issue.

Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion not to sign the agreement for the Regional Housing Authority for funding for the Laurel Park Apartments and the Terrace Park Apartments and to send a letter stating the Board of Supervisors' opposition to signing the agreement. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----YES
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----NO

****See Exhibit D.3****

B. NEW BUSINESS

1. Joyce Riales, Comptroller

a. Budget Amendment

ITEM E.1.a.(1), CONTINUED,

(1) Metro Narcotics

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion

and Supervisor Jessie Medlin seconded the motion to approve the budget amendment for Forfeitures/Metro Narcotics under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	105-227-550	Legal Fees	\$2,680.00
Decrease	001-901-999	General County Fund	\$2,680.00

The **motion passed** by a unanimous vote. ****See Exhibit E.1.a.(1)****

b. Claims Docket

Comptroller Joyce Riales and Stephanie Hanks of the Accounting Department presented the list of claims to be paid to the Board of Supervisors for approval.

**(1) Panola Construction - Administration Building
(2) Civic Center**

Bills in connection with the Administration Building were presented by copy to each Supervisor. ****See Exhibit E.1.b.(1)****

Bills in connection with the Civic Center were presented by copy to each Supervisor. ****See Exhibit E.1.b.(2)****

Supervisor John Caldwell asked why fees to Jeanette Martin are still being paid. Comptroller Joyce Riales said the fees were from December 1999. The Board of Supervisors instructed Ms. Riales to check with the auditor before approving the fees to Jeanette Martin.

In accordance with Section 19-13-31 of the Mississippi Code, Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the claims docket for claim #3067 - #3493 with the exception of claim #3194 for Circuit Clerk fees to Jeanette Martin and authorized the clerk to write the checks. The **motion passed** by a unanimous vote. ****See Exhibit E.1.b.(1).(2)****

2. Kenny Gunn - Road Report and Work Schedule

Kenny Gunn presented the Road Report and Work Schedule to the Board of Supervisors for approval.

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to accept the Road Report for February 2000 and the Work Schedule for March 2000, pursuant to Section 65-17-7 of the Mississippi Code of 1972, annotated. The **motion passed** by a unanimous vote. ****See Exhibit E.2****

3. Bailiff Pay

Pursuant to Section 25-7-27, Section 1, paragraph (e) which allows for Constables working as Bailiffs to be paid as provided under Section 25-3-69, of Mississippi Code of 1973, Annotated,

ITEM E.3, CONTINUED,

Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to pay Lee Hodge the amount of \$ 200.00 for the month of February, 2000, and to pay Floyd Medlin the amount of \$ 120.00 for the month of February, 2000, and to Joe Holmes the amount of \$ 280.00 for the month of February, 2000. The **motion passed** by a vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene Thach-----YES
- Supervisor Gerald Clifton-----YES

Supervisor John Caldwell-----ABSENT
Supervisor Tommy Lewis-----YES

****See Exhibit E.3****

4. Justice Court Report

Linda Aldridge presented the Justice Court Report for the month of February to the Board of Supervisors. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the Justice Court Report for the month of February 2000. The **motion passed** by a unanimous vote. ****See Exhibit E.4****

5. Publication of Board Proceedings

Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to approve the publication of Board Proceedings in connection with Section 19-3-33 of the Mississippi Code which states that the Board of Supervisors may have its proceedings published in some newspaper in the county, and cause the same to be paid for out of the county treasury. The **motion passed** by a unanimous vote.

6. Approval of Travel

In accordance with Section 25-3-41 Mississippi Code of 1972, as amended, any official or employee of DeSoto County, Mississippi, is hereby authorized to travel during the period of March 6, 2000 to April 3, 2000, as necessary and incur travel expenses in the performance of their official duties for DeSoto County. That all such travel is hereby authorized contingent on funds being available in the departmental budget of the individual traveling. Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to authorize travel for all officials and employees of DeSoto County for the period of March 6, 2000 to April 3, 2000. The **motion passed** by a unanimous vote. ****See Exhibit E.6****

7. Dean Pennington - Yazoo Mississippi Delta Joint Water Management District

Dean Pennington addressed the Board of Supervisors to give an update on the activities of the YMD Water District. Mr. Pennington presented a framed satellite picture of DeSoto County taken in 1998 to the Board. Mr. Pennington said that the satellite pictures are taken to help track land use. Mr. Pennington explained the ways YMD is working on projects to improve DeSoto County.

Mr. Pennington said that the millage to YMD has been .61 mills since 1995. County Administrator David Armstrong asked if Mr. Pennington anticipated an increase in millage this year. Mr. Pennington said that they have had more demands placed on them by DEQ and the increased demands may cause the millage to increase but that he did not know at this point.

****See Exhibit E.7****

ITEM E.8, CONTINUED,

8. T. H. Walker - Organizational Chart

County Administrator David Armstrong informed the Board of Supervisors that on the organizational chart that the Board approved, T. H. Walker, Director of Civil Defense, was under the Director of Operation and Maintenance. Mr. Armstrong recommended that the Director of Civil Defense be moved under the County Administrator. Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to amend the organizational chart by moving the Director of Civil Defense from below the Director of Operations and Maintenance to a separate entity under the County Administrator. The **motion passed** by a unanimous vote. ****See Exhibit E.8****

9. Election Commission

a. Request for Assistance

Ted Mayhall of the Election Commission addressed the Board with a request for equipment for use by the Election Commission. Mr. Mayhall requested five desks, four computer terminals, one personal computer, two telephones, one answering machine, two file cabinets, one copier, and one printer with bar code capacity.

County Administrator David Armstrong said that he feels the needs are justified and that the funds are in the budget for the equipment. Supervisor Jessie Medlin asked if the money in the budget will be needed later. Mr. Armstrong said he talked to Circuit Clerk Dale Thompson and she indicated no plans to use the funds. Mr. Armstrong said the funds will only be used by the Election Commission.

Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to approve the request for equipment from the Election Commission. The **motion passed** by a unanimous vote. ****See Exhibit E.9.a****

b. Relocation of Hernando West and Mineral Wells Voting Precincts

Ted Mayhall informed the Board of Supervisors that the Hernando West and the Mineral Wells Voting Precincts need to be relocated.

Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to authorize the Election Commission to request the approval of the Justice Department to move the voting precinct at Mineral Wells to the new fire station in Olive Branch and the Hernando West voting precinct to the Administration Building effective November 2000. The **motion passed** by a unanimous vote. ****See Exhibit E.9.b****

Mr. Mayhall informed the Board that after the November election, the Election Commission will begin purging the voter registration records of the names of individuals who have moved or who are no longer living.

10. Making Final Approval of Exemption by Tax Commission a Part of Minutes

- a. Quebecor**
- b. Fraenkel**
- c. Quality Ultra Print**
- d. Asics Tiger Corporation**
- e. Alcoa**

ITEM E.10, CONTINUED,

- f. Ashland**
- g. American National Can**

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to make the final approval of the State Tax Commission for a seven (7) year ad valorem taxation exemption for Quebecor in the amount of \$12,206,465.00 a part of the minutes, a ten (10) year ad valorem taxation exemption for Fraenkel Company in the amount of \$289,504.00, a ten (10) year ad valorem taxation exemption for Quality Ultra Print, Inc. in the amount of \$1,436,104.00, a ten (10) year ad valorem taxation exemption for Asics Tiger Corporation in the amount of \$3,034,733.00, a ten (10) year ad valorem taxation exemption for Alcoa Extrusions, Inc. in the amount of \$925,124.00, a five (5) year ad valorem taxation exemption for Ashland, Inc. in the amount of \$1,235,157.00, and a ten (10) year ad valorem taxation exemption for American National Can Company in the amount of \$4,674,216.00. The **motion**

passed by a unanimous vote. ****See Exhibit E.10.a.b.c.d.e.f.g****

11. Approval of Tax Exemptions

a. Milwaukee Electric Tool

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve a ten (10) year tax exemption on real property and a five (5) year tax exemption on personal property for Milwaukee Electric Tool in the amount of \$1,085,104.00 as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit E.11.a****

b. Spiral System

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve a ten (10) year tax exemption on real property and a five (5) year tax exemption on personal property for Spiral Systems in the amount of \$297,350.00 as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit E.11.b****

c. AFCO

Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to approve a five (5) year tax exemption on personal property for AFCO in the amount of \$125,756.00 as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit E.11.c****

d. Neverleak

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve a ten (10) year tax exemption on real property and a ten (10) year tax exemption on personal property and a Freeport Warehouse Exemption for Neverleak in the amount of \$500,555.00 as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit E.11.d****

e. Thomas & Betts

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to approve a ten (10) year tax exemption on real property and a five (5) year tax exemption on personal property for Thomas & Betts in the amount of \$1,659,959.00 as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit E.11.e****

ITEM E.11.f, CONTINUED,

f. American Metal Sales

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve a ten (10) year tax exemption on real property and a ten (10) year tax exemption on personal property and a Freeport Warehouse Exemption for American Metal Sales in the amount of \$4,783,000.00 as recommended by the Tax Advisory Committee. The **motion passed** by a unanimous vote. ****See Exhibit E.11.f****

g. Treadways Resolution

Supervisor Eugene Thach made a motion and Supervisor Gerald Clifton seconded the motion to approve the memorandum of understanding for the Treadways Resolution. The **motion passed** by a unanimous vote. ****See Exhibit E.11.g****

12. Disposal of Property

- a. Tax Assessor
- b. County Administrator
- c. Planning Commission

Supervisor Gerald Clifton made a motion and Supervisor John Caldwell seconded a motion to approve the disposal of Property Number 3326, no serial number, an IBM Selectric III, Property Number 9060, Serial Number G0ET33731, an IBM Selectric II, and Property Number 107, Serial Number 5814-715, a Victor Calculator for the Tax Assessor’s Office, the disposal of Property Number 8010, Serial Number 65421408, an Adler Royal typewriter for the County Administrator’s Office, and to make the final disposal of Property Number 299, Serial Number 5J6AC3337, a Panasonic Recorder, for the Planning Commission a part of the minutes. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----ABSENT
 Supervisor Eugene Thach-----YES
 Supervisor Gerald Clifton-----YES
 Supervisor John Caldwell-----YES
 Supervisor Tommy Lewis-----YES

****See Exhibit 12.a.b.c****

13. Annual Maintenance Inspection for State Aid Roads

County Administrator David Armstrong presented the Annual Maintenance Inspection for State Aid Roads to the Board of Supervisors for approval. The Board of Supervisors instructed the Road Manager to address the list of needed improvements. Mr. Armstrong said that County Engineer Daniel Murphey approved the list. Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to accept the Annual Maintenance Inspection for State Aid Roads. The **motion passed** by vote as follows:

Supervisor Jessie Medlin-----ABSENT
 Supervisor Eugene Thach-----YES
 Supervisor Gerald Clifton-----YES
 Supervisor John Caldwell-----YES
 Supervisor Tommy Lewis-----YES

****See Exhibit E.13****

ITEM E.14, CONTINUED,

14. Administration Building Ribbon Cutting

The Board of Supervisors discussed possible dates to have the Administration Building Ribbon Cutting. Vanessa Lynchard said that she checked with Board Attorney Bill Austin and he said that funds to advertise county resources can be used for the ribbon cutting. The Board of Supervisors set the date for the Ribbon Cutting of the Administration Building as Friday, April 14, 2000.

15. Approval of Resolution in Support of Senate Bill 2252

County Administrator David Armstrong informed the Board of Supervisors that MAS is asking counties to send a resolution supporting Senate Bill 2252, which will allow individuals receiving State retirement to continue to receive their retirement income if they are elected or appointed to public service. The Board of Supervisors discussed Senate Bill 2252 and no motions or votes were made on this issue.

16. Appointing Committee to Inspect Administration Building

Vanessa Lynchard informed the Board of Supervisors that a committee needs to be appointed according to code to do the final inspection on the Administration Building. County Administrator David Armstrong asked if Don Duncan of the Planning Commission should also be appointed to the committee. Supervisor Eugene Thach made a motion and Supervisor Tommy Lewis seconded the motion to appoint Supervisor John Caldwell and Supervisor Jessie Medlin as the committee to make the final inspection on the Administration Building. The **motion passed** by a unanimous vote.

County Administrator David Armstrong suggested Don Duncan of the Planning Commission to also participate in the final inspection of the Administration Building.

17. Bids Under Advisement - Metro Narcotics

At the recommendation of Commander Randy Doss of Metro Narcotics, Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to accept Auto Buyers, LLC as the lowest bidder on a pre-owned extended cab truck and a pre-owned sports utility vehicle for Metro Narcotics in connection with Bid Files 00-226-003 and 00-226-004. The **motion passed** by a unanimous vote. ****See Exhibit E.17****

F. EXECUTIVE SESSION

The "Executive Session" portion of this meeting is presented under the portion of minutes called "Executive Session."

G. OTHER ISSUES

1. Central Maintenance Equipment

Road Manager Kenny Gunn requested approval from the Board of Supervisors to purchase a cutting header to go on the mowers that Central Maintenance has. Mr. Gunn said the header costs approximately \$9,000.00 to \$10,000.00 and that the funds are in his budget. Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to authorize the Road Manager to purchase a cutting header for Central Maintenance. The **motion passed** by a unanimous vote.

ITEM G.2, CONTINUED,

2. Central Maintenance Personnel

At the recommendation of Road Manager Kenny Gunn, Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to post the position to hire foreman for Central Maintenance. The **motion passed** by a unanimous vote.

At the recommendation of Road Manager Kenny Gunn, Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to post the position to hire four laborer positions for Central Maintenance. The **motion passed** by a unanimous vote.

At the recommendation of Road Manager Kenny Gunn, Supervisor Tommy Lewis made a motion and Supervisor Jessie Medlin seconded the motion to post the position of a carpenter and concrete worker for Central Maintenance. The **motion passed** by a unanimous vote.

Road Manager Kenny Gunn discussed hiring a subdivision inspector. Merritt Powell, Planning Director, said that the Planning Commission has had problems with bonds maturing and running out in the subdivisions. No action was taken on this issue by the Board of Supervisors.

3. Homestead Exemptions

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve the petition to adjust the homestead exemption supplemental roll as presented by the Chancery Clerk. The **motion passed** by a unanimous vote. ****See Exhibit G.3****

4. Street Signs

Supervisor Jessie Medlin requested approval from the Board of Supervisors to send a resolution to the State, Zack Stewart, and Jimmy Dickerson requesting permission to place approaching street signs on State highways on existing poles. Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to send a resolution to the State requesting authorization to place street signs on State highways. The **motion passed** by a unanimous vote.

Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to recess until March 8, 2000 at 9:00 a.m. The **motion passed** by a unanimous vote.

THIS the 6th day of March, 2000, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Eugene C. Thach, President
DeSoto County Board of Supervisors