

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

BILL RUSSELL, PRESIDENT 2010 PRESIDING

May 5, 2010

A. CALL TO ORDER

The May 5, 2010, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Bill Russell, Board President.

Sheriff Bill Rasco of the DeSoto County Sheriff’s Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

- Supervisor Jessie Medlin-----District 1
- Supervisor Eugene C. Thach-----District 2
- Supervisor Bill Russell-----District 3
- Supervisor Allen Latimer-----District 4
- Supervisor Tommy Lewis-----District 5
- W. E. Sluggo Davis-----Chancery Clerk
- Michael Garriga-----County Administrator
- Tony Nowak -----Board Attorney
- Sheriff Bill Rasco-----Sheriff

B. INVOCATION

Deputy Carl Hurt presented the invocation.

C. PLEDGE OF ALLEGIANCE

D. PLANNING COMMISSION AGENDA

**DeSoto County Board of Supervisors
 Planning Agenda
 May 5, 2010**

PUBLIC HEARINGS

Zoning Ordinance Amendment - The DeSoto County Board of Supervisors will consider adopting amendments to Article XVI of the DeSoto County Zoning Ordinance regarding the Board of Adjustment. Specifically, they will consider making procedural changes to the processing of applications for Variances and Conditional Uses.

Supervisor Medlin made a Motion to open the Public Hearing to consider adopting amendments to Article XVI of the DeSoto County Zoning Ordinance regarding the Board of Adjustment. Specifically, to consider making procedural changes to the processing of applications for Variances and Conditional Uses.
Supervisor Latimer seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

- FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN YES
- SECOND DISTRICT SUPERVISOR, EUGENE THACH YES
- THIRD DISTRICT SUPERVISOR, BILL RUSSELL YES
- FOURTH DISTRICT SUPERVISOR, ALLEN LATIMER YES
- FIFTH DISTRICT SUPERVISOR, TOMMY LEWIS YES

Mr. Jim McDougal, Director of Planning, gave a brief summary of the Board of Adjustment applications and appeals heard over the last five years. Mr. McDougal stated that the majority of appeals to Board of Adjustment decisions have resulted from Conditional Use applications made for properties within the Agriculture or Agricultural-Residential zones.

Supervisor Medlin asked if the Board of Adjustment were to make a recommendation to the Board of Supervisors, rather than rendering a decision, when the applicant or an aggrieved party would have an opportunity to appeal the decision. Mr. McDougal stated it is possible that an appeal could still be filed after a recommendation to the Board of Supervisors is made.

Supervisor Medlin asked if a written request for appeal would still be required. Mr. McDougal stated that, currently, before cases are heard by the Board of Adjustment, staff explains the appeal process. Mr. McDougal asked for clarification from the Board of Supervisors that if it would be their desire for the process of the Board of Adjustment applications to be changed, would the Board of Supervisors want to hear all cases in their entirety or only hear entire cases of the more controversial cases, or specifically those that have received verbal or written opposition presented to the Board of Adjustment. He suggested that, if it was the Supervisors' will, the non-controversial cases could be presented as a Consent Agenda and the more controversial cases or cases that have received opposition could be presented as New Business.

Supervisor Russell stated he is concerned many citizens may not be adequately informed about some applications and therefore do not have the opportunity to comment on applications to the Board of Adjustment.

Supervisor Thach stated he does not feel it is necessary for the Board of Supervisors to hear every case that comes before the Board of Adjustment. He went on to state that if a particular case is in a Supervisor's district, perhaps that Supervisor can ask to hear more about it.

Supervisor Russell stated the Board of Adjustment is an asset to DeSoto County and does a great job. He went on to express his concern they have a lot of authority in the decisions that they make as appointees by the Supervisors, but are not held to the same high level of scrutiny as the Board of Supervisors, as elected officials, are held.

Mr. McDougal stated that 95% of the applications made to the Board of Adjustment are located in the Agricultural and Agricultural-Residential zones and these are generally the cases that are appealed. Supervisor Lewis stated if the Board of Adjustment would be hearing 95% of the cases, then why not hear all of the cases. Mr. McDougal went on to state that, by and large, most Conditional Use applications are requested to address mobile home issues. He then asked if the Board of Supervisors would prefer that the applications to come to them from the Board of Adjustment as an appeal only, or as a recommendation. Supervisor Russell stated that he would either like to see Conditional Use applications come before the Supervisors as a recommendation from the Board of Adjustment, or that no change should be made at all to the current application process.

Supervisor Russell made a Motion to make a procedural change to the processing of applications to the Board of Adjustment to make the Board of Adjustment a recommending body. There was not a second and the Motion failed.

Appeal - The DeSoto County Board of Supervisors took up for consideration an appeal by Mr. Floyd Robertson of the application by Tactical Energetic Entry Systems (1408) for a Conditional Use under Article V, Paragraph 1, Section C (20), Page 22 of the DeSoto County Zoning Ordinance to operate a for tactical and explosive breaching training for law enforcement and military personnel. Subject property is located at 13813 Starlanding Road on the north side of Starlanding Road and west of Highway 61 in Section 14, Township 2, Range 10 and is zoned Agricultural (A). (District 3)

Mr. McDougal introduced the appeal by Mr. Floyd Robertson of the Conditional Use to operate a private outdoor recreational facility for tactical law enforcement training granted to Tactical Energetic Entry Systems by the Board of Adjustment on April 12, 2010.

Mr. Alan Brosnan gave a PowerPoint presentation concerning the type of training performed at the site, hours of operation and other information to address the potential noise level of the operations that would be performed at the site. Mr. Brosnan stated there would be no small arm fire at the site, the training that is performed at the site is strictly breaching exercises and teaching law enforcement officers how to handle small-charge explosives. He then stated that only 45 days out of the year would include training using explosives and charge sizes would be less than 4.0 ounces. Mr. Brosnan stated the training courses would be attended by small groups of 8-16 personnel with a maximum course length of 7-days. Mr. Brosnan stated the hours of operation of the training facility would be 8:00 a.m. until 5:00 p.m. for day courses and would not occur later than two hours after the last light for night training.

Mr. Brosnan stated he performed test fires on April 26 and April 27, 2010 to measure the decibel level of a 4.0 ounce charge being set off. At one mile from the training facility site, the level reading was 72.3 decibels, which is less than that of a telephone ringing. He went on to state his plans to mitigate the sound include the following measures: he would detonate charges on the west side of the building, away from homes in the area; plant trees to create a barrier for noise; and he would use a buffer or berm to help mitigate the sound of the charges.

Mr. Brosnan stated he is concerned that the petition passed around to neighbors contained inaccurate information, in that the petition mentions use of weapons and gunfire and that is what the neighbors he spoke with are most concerned with. Mr. Brosnan stated again that the training that would take place at the facility does not involve small arms or gunfire. He went on to state that as far as noise is concerned the trains that come through this area up to 30 times per day have a higher decibel level than the activities that would be involved with the proposed training facility.

Mr. Brosnan gave examples of the law enforcement departments his facilities have trained in the past to include the DeSoto County Sheriff's Department, the Shelby County Sheriff's Department, the Memphis Police Department and the Crittenden County Sheriff's Department. He went on to state that the DeSoto County Sheriff's Department has been using explosive breaching since 1995.

Supervisor Russell asked Mr. Brosnan where he has been holding his training courses. Mr. Brosnan stated he has been leasing the Memphis Police Department gun range since January of 2008 and has also used the Southaven Police Department range a few times.

Supervisor Thach asked Sherriff Rasco if Mr. Brosnan has trained any of his law enforcement officers. Sherriff Rasco confirmed that Mr. Brosnan has trained officers of his department and has served as an advisor to the DeSoto County SWAT team.

Supervisor Russell asked if there was anyone present to speak for or against the appeal.

Jeff Scoggins of the Memphis Police Department came forward and stated he has known Mr. Brosnan for 13 years, and that Mr. Brosnan's training classes cater to law enforcement officers. He went on to state that Mr. Brosnan offers free training to the officers of the departments that host the training courses. Mr. Scoggins stated the training he has received from Mr. Brosnan has not only helped with his career with the Memphis Police Department but has also helped him while deployed to Afghanistan. He went on to state that he feels Mr. Brosnan's facility would also benefit the local economy in that the people coming for training will need lodging, food and other local amenities.

Sherriff Rasco came forward and stated that, with the recent changes in the economy, the Sherriff's Department has seen an increase in the number of times the SWAT team has been called to get someone out of a home and without the benefit of Mr. Brosnan's training they would not have been as successful as they have been.

A member of the Memphis Bomb Unit came forward and stated he as been a law enforcement officer for 24 years with 20 years of that time serving as a member of the TACT Unit. He went on to state he has performed all the examples of breaching presented in the PowerPoint presentation. He then stated that in the past the training Mr. Brosnan has provided in Memphis has been performed at abandoned apartment complexes in Memphis and they have never had any complaints from neighbors concerning noise. He went to state that with everything going on in the world today this type of training is needed now more than ever.

Mr. Floyd Robertson, 12911 Starlanding Road, came forward and stated that he and his neighbors have been in this area for approximately 51 years now and have enjoyed the peace and quiet of the area. He went on to state he has a petition signed by 38 people residing west of the Lake Cormorant bayou that are against a facility of this type to be allowed in the community. Mr. Robertson stated he heard the noise of the charges being detonated and that there are no hills or trees to block the noise form the training facility.

Supervisor Russell stated that he absolutely respects what the law enforcement officers and Mr. Brosnan do, but that it is his duty as an elected official to support and represent the interests and concerns of his citizens. He went on to state that he feels if the training facility is not allowed at this site, it will not stop the training altogether. Supervisor Russell assured Mr. Brosnan that if the appeal is granted, he would be willing to personally assist Mr. Brosnan in any way he can to find an alternate location in DeSoto County that would be more appropriate for this type of training facility.

Supervisor Thach stated he knows how important this training is to law enforcement officers and that it will be a tough decision in that it does appear to affect some County residents who are petitioning against the facility.

Sherriff Rasco stated the petition was signed prior to the test charges being set off, which several neighbors could not hear and the neighbors that did hear the sound were not bothered by the noise. He went on to state the petition was signed before the residents knew what the training facility included. Sherriff Rasco stated the training facility being located in DeSoto County benefits the Sherriff's department with free and low-cost training.

Mr. Brosnan stated he met with Mr. Robertson in March 2010 to discuss his plans for the training facility and at that time Mr. Brosnan expressed his willingness to meet with other residents of the area to clarify his proposal if Mr. Robertson could arrange a meeting, but that never happened.

Supervisor Russell stated the only thing he has to go by is the written petition. He restated if this application is overturned and denied, the Board of Supervisors will help Mr. Brosnan locate a more suitable location in DeSoto County for his training facility. Supervisor Russell told Mr. Brosnan he appreciates the service he provides for Desoto County.

Supervisor Russell made a Motion to overturn the approval by the Board of Adjustment and deny the application by Tactical Energetic Entry Systems for a Conditional Use to operate a tactical and explosive breaching training facility for law enforcement and military personnel. Supervisor Latimer seconded the Motion.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	<u>NO</u>
SECOND DISTRICT SUPERVISOR, EUGENE THACH	<u>NO</u>
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	<u>YES</u>
FOURTH DISTRICT SUPERVISOR, ALLEN LATIMER	<u>YES</u>
FIFTH DISTRICT SUPERVISOR, TOMMY LEWIS	<u>YES</u>

Mr. McDougal asked if the request to allow office use only at this location was also denied, or could it stand alone and be approved. Supervisor Russell stated it was a part of the application it was denied in full. He clarified that the applicant will need to make a new application for a Conditional Use to allow an office at this location.

Other Items:

1. **I-69/I-269 International Trade Corridor Study - Update**

Mr. McDougal stated the Planning Department is still waiting for an update from the North Delta Planning and Development District about the Economic Development Administration (EDA) grant that has been applied for to help fund the I-69/I-269 International Trade Corridor Study. Supervisor Medlin asked how much funding the grant would provide. Mr. McDougal stated the EDA grant would fund up to \$150,000.

See Exhibit D

E. CONSENT

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

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve the Consent Agenda and the reports and actions set forth therein as follows:

1. DHS

a. Child Support

- (1.) Sign Purchase Requisitions- Gail Foster, Clerk and Sadie Gale, Supervisor**
- (2.) Sign Receiving Reports: Angela Robinson, Clerk and Dona Embrey, CSEO**

b. Economic Assistance

- (1.) Assistant Receiving Clerk-Remove Patricia A. Williams**
- (2.) Assistant Receiving Clerk-Appoint Delise Cotton**

The motion passed by a vote as follows:

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

See Exhibit E

F. OLD BUSINESS

1. Approve Private Treaty Agreement with Missouri State Highway Patrol

Vanessa Lynchard said that Sheriff Bill Rasco wants to order ten used patrol vehicles from the Missouri State Highway Patrol. She said there needs to be a private treaty agreement between DeSoto County and the Missouri State Highway Patrol according to Mississippi Code 31-7-13(m).

Board Attorney Tony Nowak said that he received the information too late to have the agreement prepared and the previous approval authorized the purchase of two vehicles. Vanessa said the Sheriff wants to purchase additional vehicles throughout the budget year for a total of ten or more vehicles.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to authorize the Smith, Phillips, Mitchell, Scott and Nowak Law Firm to draw up the private treaty agreement with the Missouri State Highway Patrol to purchase a total of ten vehicles and to authorize the Board President to sign the agreement. The motion passed by a vote as follows:

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

G. NEW BUSINESS

1. Census Update

Director of GIS Matt Hanks said the first phase of the mail response for the Census is over. DeSoto County residents did very well with 74% responding to the Census. The county has grown by 50,000 people since the last Census. Mr. Hanks said that Alicia Netterville of the Federal Census Bureau had previously appeared before the Board of Supervisors when the Census first started. He said Ms. Netterville is appearing before the Board today with an update on the Census.

Ms. Netterville thanked the Board of Supervisors for becoming an official partner with the Census Bureau. She said DeSoto County is one of the top ten counties in Mississippi with the highest response. Ms. Netterville said they contacted every municipality, faith based organizations, education organizations including DeSoto County schools, senior citizens communities, Mississippi Immigration Rights, apartment complexes and a lot of other organizations and areas. She said the national average response is 72% and DeSoto County is 2% above national average. The state average is 64% and DeSoto County is 10% above state average. She said they used several methods to get the Census out to the residents and they received 74% of what they sent out. Ms. Netterville said the Census office will be open until September.

Ms. Netterville said the next phase is knocking on doors for those people who did not respond to the mailing. This phase began on May 1 and will end July 1. Ms. Netterville encouraged the people to cooperate with the people knocking on doors. She discussed safety and presented a picture of how to identify the door knockers for the Census. She said that all Census employees will come to the front door only. They will not go inside unless they are invited. They will not ask for a social number or median income. They will not ask for any information that is not listed on the Census mailing.

Supervisor Bill Russell asked Ms. Netterville to show the Census taker badge and give information to the newspapers to inform the public. Ms. Netterville said she will check with Dallas to see if the badge can be released to the public.

Ms. Netterville said the Census will continue until July 1, 2010 and the county should receive the results by March, 2011. She said the progress can be tracked on the internet. She said the public can call to give their information by phone. The phone number is 866-872-6868. Then someone will knock on that person's door to ensure they are the one that called in with the information. They will call go to the person's door up to six times. If the resident refuses or they cannot get in touch with the resident, they Census taker will go to a neighbor and ask questions on the last trip to the resident's home. Ms. Netterville said all of the hiring for door knockers in DeSoto County has been done and they are all from this area.

Ms. Netterville thanked the Board of Supervisors for their time and said she will continue to work with Matt regarding the Census.

2. Siemens Industry, Inc.-Energy Audit and Performance Contract

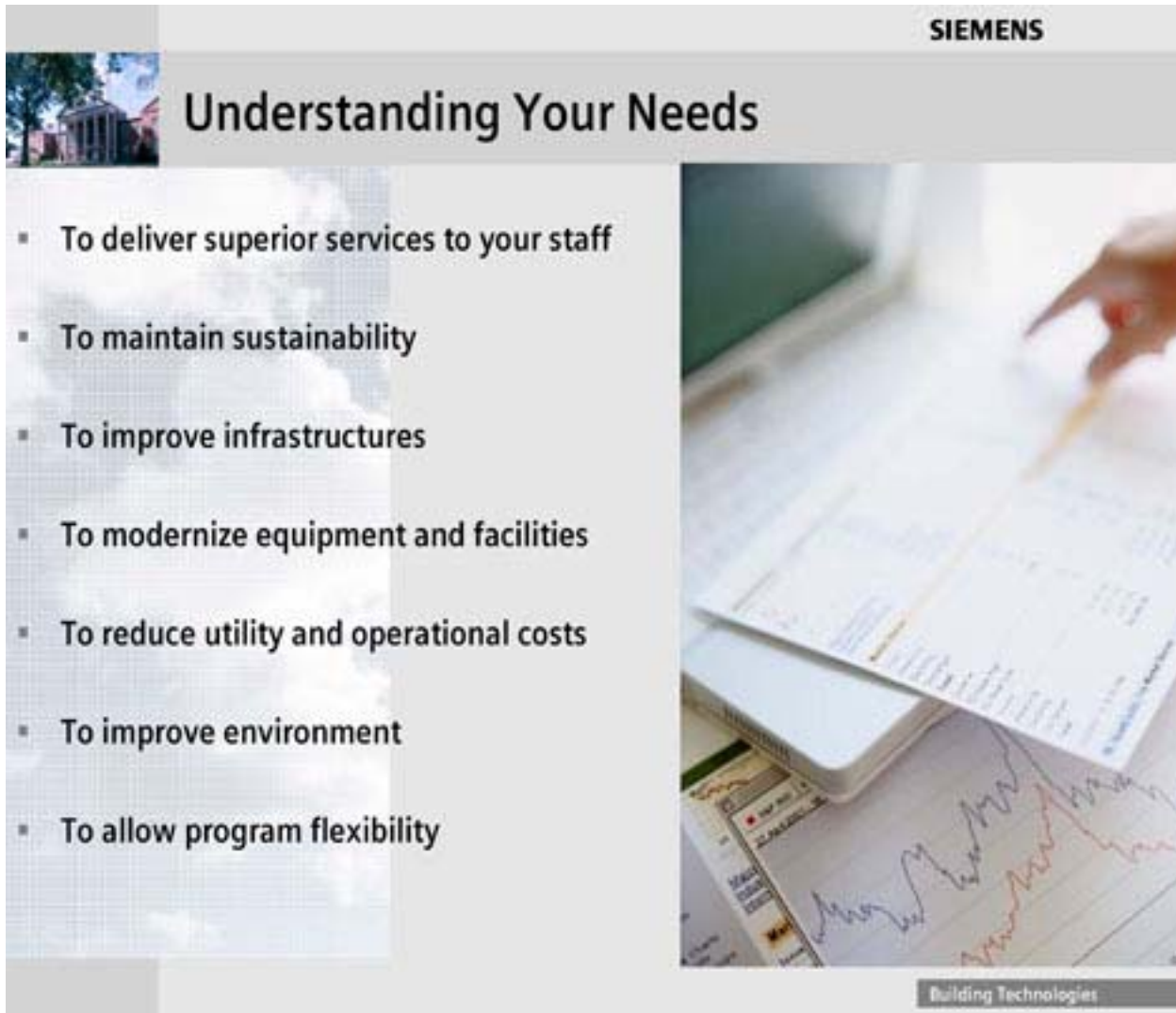
County Administrator Michael Garriga said the county has been working on an energy project for about six months. Money was offered for award by the federal government as part of the stimulus funding for energy solutions on county buildings. Mr. Garriga said DeSoto County was awarded a block grant from Entergy in the amount of \$300,000. The Board approved a selection committee which selected Siemens Industry, Inc. to do a study to see how much savings could be accomplished with improving energy in the county facilities. He said a Request for Proposal was issued to find a company and through that process Siemens Industry, Inc. was identified to audit the 37 county buildings. He said Siemens has completed the audit of each building. Mr. Garriga the Selection Committee has met with Siemens extensively and they agree there is enough cost savings to proceed with an agreement for energy services.

Mr. Garriga said the representatives from Siemens Industry, Inc. were appearing before the Board of Supervisors today to present the report and discuss the savings plan. Mr. Garriga

introduced Chris McNeil, Senior Account Manager John Ferguson, Senior Energy Engineer with Siemens.

Mr. McNeil complimented the Board of Supervisors on the wonderful staff employed by the county. Mr. McNeil said many people have been involved in the project, but Mr. Ferguson is the main person working directly on this project.

Mr. McNeil presented the overview of the performance contracting program to restore the county buildings and procurement as detailed in Exhibit G.2 and highlighted as follows:



The image shows a presentation slide from Siemens Building Technologies. The slide has a grey header with the Siemens logo on the right. Below the header is a small image of a classical building on the left and the title "Understanding Your Needs" in large black font. The main content area is split into two columns. The left column features a background of a cloudy sky and contains a bulleted list of seven needs. The right column features a background image of a hand pointing at a document on a desk with a laptop and a tablet, and contains the text "Building Technologies" at the bottom.

SIEMENS

Understanding Your Needs

- To deliver superior services to your staff
- To maintain sustainability
- To improve infrastructures
- To modernize equipment and facilities
- To reduce utility and operational costs
- To improve environment
- To allow program flexibility

Building Technologies



PC is a Legal Solution

Complies with Mississippi 31-7-14

In this section, "energy savings performance contract" means an agreement to provide energy services which include, but are not limited to, the design, installation, financing and maintenance or management of the energy systems or equipment in order to improve its energy efficiency. The energy savings are guaranteed by the performance contractor and savings from energy, operations, maintenance and other cost-avoidance measures can be used to repay the cost of the project.

- Unique funding source funded from the existing utility and operating budget
 - Various funding sources (Terms up to 15 years)
 - Potential for utility rebates & incentives
 - Future energy savings, energy related cost reductions, or capital avoidance dollars guaranteed to subsidize costs
 - Contract must be reviewed by Mississippi Development Authority
- Guaranteed Savings! – ESCO pays for any shortfalls**



Building Technologies



PC is a Financial Solution

- Leave capital funds intact
- Put energy savings to work
- Allow improvements within existing budgets
- Provide a variety of flexible leasing/financing options
- Provide flexible contracts

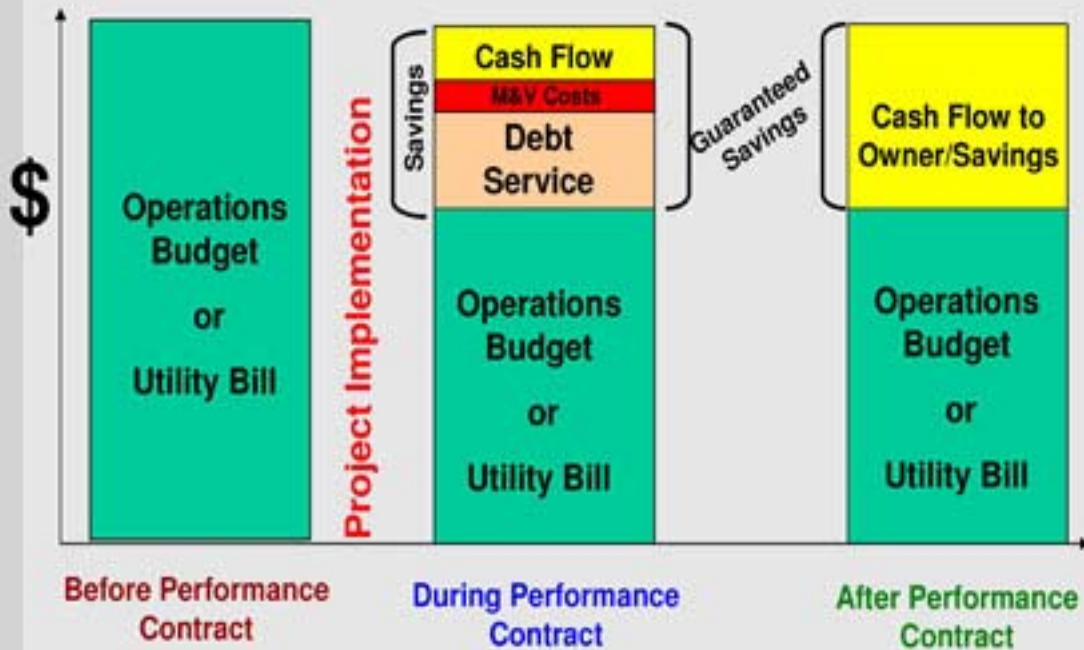


Building Technologies



PC Funding

- Reduce Utility & Operating Expenses
- Fund Capital Improvements from these Savings



Building Technologies

SIEMENS



PC is a Construction Solution

Turnkey project delivery

- Program development, concept
- Design
- Financing
- Construction management
- Risk Management
- Commissioning

Advantages:

- Single source accountability
- Guaranteed total project price and guaranteed savings
- Siemens assumes construction/financial risk
- Streamlined project delivery
- Value added services

Building Technologies

Evaluation of Infrastructure & Facilities



Development Strategies

Investigate all cost-effective energy retrofits

- Lighting upgrade
- Water conservation
- HVAC Controls
- Mechanical System Retrofits
- District Cooling Plant
- Green Certifications
- Service and Training Plans



Proposed Scope

FIM #1 – Lighting Upgrade

- T-8 retrofits
- Occupancy Sensors
- Incandescent to Fluorescent
- Exit Sign LED Retrofit
- Over 5800 fixtures to be retrofitted!!!



14 Building Technologies



Proposed Scope

FIM #2 – Water Conservation

- 52 New Water Closets
- Water Control System on Jail
- Shower Head Retrofits
- Over 250 faucet aerators
- New Flush Valves for Toilets
- Pedal Valves in Kitchen
- Ozone for laundry



15 Building Technologies



Proposed Scope

FIM #4 – District Cooling Plant

- Central Chilled Water Plant
- Serves Jail, Admin, Courthouse
- Retrofit Existing DX Equipment to Chilled Water Coils
- Full Redundancy
- Will cut cost to cool buildings in HALF!!!!
- Double the Useful Life on the equipment



17

Building Technologies

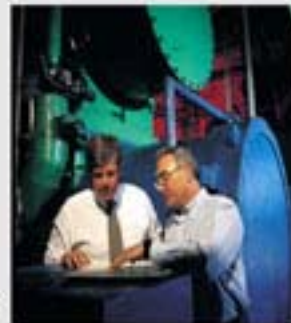
SIEMENS



Proposed Scope

FIM #6 – Service and Training

- Service Agreement for EMS
- M&V Service
- Monthly System Checkups
- Includes all software upgrades for life of agreement
- Training in Buffalo Grove for Maintenance Staff
- Local Training for staff at Jackson Office
- Staff Education Program



20

Building Technologies

Mr. McNeil explained that performance contracting is a means of procurement where people take their wasted energy payments and pay for the improvements to their facilities. He said Mississippi Code Section 31-7-14 is a piece of legislation for energy savings projects and has been around for about twenty years. He said, if DeSoto County commits to the contract, the company commits to the savings. Mr. McNeil said the idea is to put energy money to work. He said by doing this project, we are taking money that has already been spent and putting back into the economy. This must be a turnkey project in order to pass MDA. There are no allowances outside of the contract.

Mr. John Ferguson referred to the overview and explained that Siemens evaluated the infrastructure and facilities, including lighting systems, waste management, water conservation, air quality, HVAC equipment, maintenance, building controls, fire alarm and life safety, security, irrigation and landscape. Mr. Ferguson said that MDA's energy department is the reviewer. He explained strategies to save money on energy consumption. Mr. Ferguson said the energy bills for the courthouse, administration building and the jail are the most costly for the county. He said they are looking at certifying the county administration building as a green building.

Sheriff Bill Rasco said, if the company can stop inmates from breaking light fixtures in the jail, it would be worth the investment. Mr. Ferguson said those types of light fixtures are available but they are expensive. He said over 5,800 light fixtures would be retrofitted under this plan. Mr. Ferguson said 52 new water closets, water control systems on jail shower heads and retrofit over 250 faucets aerators, new flush valves for the toilets, pedal valves in the kitchen and ozone for laundry are among the recommendations.

Mr. Ferguson discussed the scope of the energy management system including FIM #3 as a water conservation plan listed and FIM #4 is the district cooling plant. He said a small building in the energy management system will be controlled from a central location, which will help keep the environment consistent in the larger buildings. This system can also be accessed from home or an alternate location.

Mr. Ferguson said they will build a small building which will house a pump. The pump will send chilled water to the courthouse, administration and the jail. This process will cut cost to cool the buildings in half and significantly reduce maintenance and down time. He said if a piece of equipment needs to be replaced it will be part of the project. Some of the equipment may be past its useful life and will need to be replaced for other reasons.

Mr. Ferguson said the courthouse is a big project. He said it has a lot of areas and issues that need to have a mechanical design change.

Supervisor Tommy Lewis asked, if we add on to the building, can we add on to the cooler system. Mr. Ferguson said yes, there is redundancy of chillers and they can size it for reasonable expansion.

Mr. Ferguson discussed placing the cooler at the law library but it is not self paying. He also identified the south side of the administration building as a possible location. He said Siemens will be the primary contractor and they will do the engineering. The county will enter into the contract. The administration building would be green certified under this plan.

Mr. McNeil explained the FIM #6 regarding service and training provided for this project. Supervisor Eugene Thach said that he and Supervisor Latimer have been working with Siemens through the entire project and they are both very impressed with the savings and their service. Mr. McNeil said the preliminary total savings originally projected is as follows:

Annual Energy Savings	\$112,000-\$167,000
Operation Savings	\$ 43,000
Total Savings	\$155,000-\$210,000

Mr. McNeil said the annual savings from the proposed project is as follows:

Energy Savings	\$280,444
Operation Savings	\$ 23,399
Capital Cost Avoidance	\$ 70,000

Total Savings **\$373,943**

Mr. McNeil explained the funding sources and capital program plan as follows:

Funding Sources:
EECBG Grant (300K)
MDA SEP Grant (750K)
Energy and Operational Savings
Jail Maintenance Fund (not bond program (450K))

Capital Program Plan:
Program cost-\$6,215,556
Down Payment-\$1,500,000
****750K MDA Grants Administrator**
****300K EECBG**
****450K Jail Fund**

Amount Financed \$4,715,556
**Structured Payment for Cashflow
**3.75% Interest Rate (Development Bank)

Supervisor Eugene Thach made the motion and Supervisor Allen Latimer seconded the motion approve any required resolution of intent for the county to proceed with an energy performance contract and to authorize the Smith, Phillips, Mitchell, Scott and Nowak Law Firm to draw up an EPC contract with Siemens Industry, Inc., and to authorize the Smith, Phillips, Mitchell, Scott and Nowak Law Firm to draw up documents on the project based on the fact that the energy audit justifies the project. The motion passed by a vote as follows:

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

See Exhibit G.2

3. Inventory Dispositions-Preliminary-IT Dept

Inventory Clerk Amy Henley presented the preliminary inventory dispositions for the Board's consideration as follows:

Asset #	Serial #	Description	Reason for Disposal	Loc. at Preliminary
4084	n/a	3M Overhead Projector	Broken/Outdated	I.T.
30127	48GBSLR5	IBM AS400	Broken/Outdated	I.T.
30467	118A787	Lexmark 2391 Printer	Broken	I.T.
30479	KEC0046251	Baystack 24 Port Switch	Broken	I.T.
30791	119L204	Lexmark 2391 Printer	Broken	I.T.
30793	40U0066706	Epson LQ870 Printer	Broken	I.T.
30819	3018873	Watchguard Firewall	Broken	I.T.
31284	Fujitsu Scanner	108050415A	Broken	I.T.
31335	Dell Optiplex PC	677FF11	Broken	I.T.
31336	Dell Optiplex PC	277FF11	Broken	I.T.
31373	3015228	Watchguard Firewall	Trade-In	I.T.
31436	00079174	Watchguard Firewall	Trade-In	I.T.
31439	00085901	Watchguard Firewall	Trade-In	I.T.
31794	90S021600507	Viewsonic 15" Monitor	Broken	I.T.
32142	N/A	Rack Mount Case	Broken/Parts	I.T.
32561	9N52971	Lexmark 2490 Printer	Broken	I.T.
32566	3002966	Watchguard Firewall	Trade-In	I.T.
33461	E85Z3861719U	Proview 18" Monitor	Broken	I.T.
35474	MY56F4R043	HP 6540 Deskjet Printer	Broken	I.T.
35716	N/A	Rack Mount Server	Broken/Parts	I.T.
36537	N/A	Clone Server	Broken/Parts	I.T.
36998	3006736	Watchguard Firewall	Trade-In	I.T.
37003	3500158	Watchguard Firewall	Trade-In	I.T.
37070	625011F14112	Acer 24" Monitor	Broken	I.T.
37122	364307B632702	Acer Tower PC	Broken/Parts	I.T.
38119	S3000552	Watchguard Firewall	Trade-In	I.T.
38120	S3001175	Watchguard Firewall	Trade-In	I.T.
38121	S3006679	Watchguard Firewall	Trade-In	I.T.
38122	3000823	Watchguard Firewall	Trade-In	I.T.
38135	S3000980	Watchguard Firewall	Trade-In	I.T.
38136	S3502157	Watchguard Firewall	Trade-In	I.T.
38147	S30001071	Watchguard Firewall	Trade-In	IT
38148	S3028955	Watchguard Firewall	Trade-In	I.T.
38149	S30004035	Watchguard Firewall	Trade-In	I.T.
39177	9226823	Sony 19 Inch Monitor	Broken	I.T.
39172	QY8075020122	Viewsonic 24 Inch Monitor	Broken	I.T.
31783	42G6109	IBM Modem	Outdated	I.T.
36537	N/A	Clone Server	Broken/Parts	I.T.
32142	N/A	Rack Mount Server	Broken/Parts	I.T.
32572	MS20330073	Clone Server	Broken/Parts	I.T.
33546	CN3CB851SH	HP Deskjet 9300 Printer	Broken	I.T.
31468	2711228	Multitech Router	Broken	I.T.
30917	7269860	Multitech Modem	Broken	I.T.
30931	2711335	Multitech Router	Broken/Outdated	I.T.
31469	2710633	Multitech Router	Broken	I.T.
33470	2734975	Multitech Modem	Broken	I.T.
31817	1510A01011A	Racal DSU 6424	Broken	I.T.
36641	2725208	Multitech Router	Broken	I.T.
6139	100238	Decision Data Terminal	Broken	I.T.
31813	8824129	IBM Terminal	Broken	I.T.
30932	G0901561	Boxlight Projector	Lost	I.T.

At the recommendation of the Inventory Clerk, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the preliminary inventory dispositions. The motion passed by a vote as follows:

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

See Exhibit G.3

4. Accounting-Budget Amendment

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

- 1.) IT Dept.-purchase additional network storage racks to protect equipment from the elements.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve the budget amendment as presented by the Comptroller and as detailed in Exhibit G.4. The motion passed by a vote as follows:

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

See Exhibit G.4

5. Dept. of Road Management: Request for Holly Springs Road Funding

Road Manager Russell Dorris requested permission to forward a letter to the State of Mississippi Congregational Delegation to request additional federal funding to address the problem of continual flooding on Holly Springs Road at the Coldwater River bridge. Mr. Dorris also presented pictures of the flooding on various parts of the road.

Supervisor Eugene Thach made the motion and Supervisor Bill Russell seconded the motion to authorize the Road Manager to forward a letter to the State of Mississippi Congregational Delegation to request additional federal funding to address the problem of continual flooding on Holly Springs Road at the Coldwater River bridge. The motion passed by a vote as follows:

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

See Exhibit G.5

H. EXECUTIVE SESSION

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

I. OTHER ISSUES

1. Memorial for Fallen Soldiers

Supervisor Bill Russell reminded the Board members of the Memorial for Fallen Soldiers on Thursday at 10:00 a.m. He asked if it would be possible to close the county offices for a brief time to allow employees to attend.

The Board discussed the issue and decided in the best interest of the taxpayers who may need to conduct county business during that time, to keep county offices open.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to recess the meeting until May 17th, 2010, at 9:00 a.m. The motion passed by a vote as follows:

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

THIS the 5th day of May, 2010, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Bill Russell, President
DeSoto County Board of Supervisors