

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

EUGENE C. THACH, PRESIDENT, PRESIDING

JUNE 5, 2000

A. CALL TO ORDER

The June 5, 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 Chancery Clerk Sluggo Davis.

C. APPROVAL OF MAY MINUTES

The official minutes of the Board of Supervisors were read for the month of May 2000, pursuant to Section 19-3-27 of the Mississippi Code of 1972, annotated. Supervisor Jessie Medlin requested the titles of the new hires in Central Maintenance on May 22, 2000 be verified and changed if necessary. Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve the minutes of the Board of Supervisors for May 2000 with the changes necessary as described above. The **motion passed** by a unanimous vote.

A. OLD BUSINESS

1. Civic Center Road

Supervisor Eugene Thach informed the Board of Supervisors that he spoke to Mayor Greg Davis of Southaven about paving the Civic Center Road. Supervisor Thach said Mayor Davis reviewed his budget and said it would be less expensive to pave the road under the City's contract and agreed to pay for half of the cost to pave the road with the County reimbursing the City of Southaven for the other half.

Supervisor Jessie Medlin asked if the road was ready for asphalt. Supervisor John Caldwell

ITEM D.1, CONTINUED,

recommended having the County Engineer look at the road because it is supposed to be an industrial road. Board Attorney Bill Austin said that in the construction contract, the service road had to be filled with at least limestone and said to make sure the Contractor's work is complete before paving the road.

Supervisor Eugene Thach made a motion and Supervisor Jessie Medlin seconded the motion to pave the Civic Center Road with asphalt under the City of Southaven's contract and that the County partner with the City of Southaven to reimburse the City of Southaven for half of the expenses. The **motion passed** by a unanimous vote. ****See Exhibit D.1****

2. Abandoning ROW on Sharon Drive

This item was held over by the Board of Supervisors.

B. NEW BUSINESS

1. Dr. Rob Meacham - Jail Report

Dr. Rob Meacham presented a report to the Board of Supervisors on the DeSoto County Jail medical expenses for review. Dr. Meacham said that the budget for the 2000 fiscal year is \$475,000.00 and as of March 2000, only \$159,000.00 has been spent, which is 16.5% under budget. Dr. Meacham said that with the reimbursements from MDOC and the Cities, the County has received \$194,001.38.

Dr. Meacham said that expenses, prescriptions, and the number of patients has remained constant for the first two quarters as evidenced in the two graphs. Dr. Meacham said ER visits have remained the same with fewer hospital stays.

County Administrator David Armstrong asked what the miscellaneous fees are in graph 1. Dr. Meacham said the miscellaneous fees are expenses to Deposit Guaranty and he was not sure what they were. Stephanie Hanks of Accounting said that the expenses to Deposit Guaranty are from the procurement card.

Dr. Meacham suggested that during the jail intake the workers need to be more thorough when checking to see if the inmates have private insurance or not and if they do, make sure a copy of the insurance card is on file. Dr. Meacham said a copy of the inmate's insurance card needs to be taken to the hospital when an inmate is transported to the hospital. Dr. Meacham said insurance company, not the County, should pay medical expenses for an inmate who has private insurance.

Dr. Meacham recommended that the County use the same type of reimbursement as Parchman does for medical expenses because the County is paying too much. Dr. Meacham said that County pays 100% of what is billed to them and Parchman pays the a percentage based on the allowable Medicare reimbursement. Dr. Meacham recommended that the County pay the Medicare rate plus a small percentage to allow for the patients being prisoners.

Supervisor Eugene Thach asked if this could be done through Mississippi Administrative Services (MAS). Board Attorney Bill Austin said more information is needed but that the Board could begin with MAS.

Dr. Meacham also suggested that the County check to see if medical expenses for persons committed for psychiatric or drug and alcohol problems can be reimbursed by the State.

ITEM E.1, CONTINUED,

Supervisor Jessie Medlin said that the Board has looked into this. Board Attorney Bill Austin said that the County is checking into this issue now.

Dr. Meacham informed the Board that as of July 1, 2000 he will be taking over Dr. Baxter's practice. Dr. Meacham said that his nurse practitioner is no longer with him and that he will be making all calls to the jail. Dr. Meacham said that he is in the process of getting a computer system with a digital camera and with the computer equipment he will be able to go on line and see an inmate's injuries and assess the injuries before he arrives at the jail.

County Administrator David Armstrong told Dr. Meacham that he and the Board will review each of his re

2. Joyce Riales, Comptroller

a. Budget Amendment

(1) Youth Services

County Administrator David Armstrong said that Judge Mills Barbee requested this budget amendment to cover another month's salary for a public defender for Youth Court to allow additional time to hire a public defender to replace Jim Franks.

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 Gerald Clifton made the motion and Supervisor John Caldwell seconded the motion to approve the budget amendment for Youth Services under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-164-560	Attorney/Guardian Ad Litem	\$1,140.00
Decrease	001-170-405	Public Defender	\$ 971.00
Decrease	001-170-465	Retirement	\$ 95.00
Decrease	001-170-466	Social Security	\$ 74.00

The **motion passed** by a unanimous vote. ****See Exhibit E.2.a.(1)****

(2) Animal Control

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 Animal Control under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-411-477	Travel in County	\$ 100.00
Decrease	001-411-546	Radio Maintenance and Repairs	\$ 50.00
Increase	001-411-502	Phone	\$1,200.00
Decrease	001-411-930	Purchase Truck	\$1,250.00

The **motion passed** by a unanimous vote. ****See Exhibit E.2.a.(2)****

ITEM E.2.a.(3), CONTINUED,

(3) Justice Court

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 Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to approve the budget amendment for Justice Court under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19

as follows:

Increase	001-166-558	Judge Fees	\$1,200.00
Increase	001-000-224	Justice Court Wedding Fees	\$1,200.00

The **motion passed** by a unanimous vote. ****See Exhibit E.2.a.(3)****

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 Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the budget amendment for Justice Court under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-166-554	Language Translator	\$ 800.00
Increase	001-166-560	Court Appointed Attorneys	\$3,000.00
Increase	001-166-603	Office Supplies and Materials	\$1,000.00
Increase	001-166-934	Furniture and Fixtures	\$ 200.00
Increase	001-000-216	Justice Court Clerk Fees	\$5,000.00

The **motion passed** by a unanimous vote. ****See Exhibit E.2.a.(3)****

(4) Family and Children Services

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 Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the budget amendment for Family and Children Services under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-456-534	Rental Office Equipment	\$ 50.00
Decrease	001-456-543	Repair Office Equipment	\$ 100.00
Decrease	001-456-587	Training	\$ 185.00
Decrease	001-456-934	Office Equipment & Furniture	\$ 150.00
Increase	001-456-603	Office Supplies	\$ 485.00

The **motion passed** by a unanimous vote. ****See Exhibit E.2.a.(4)****

(5) Circuit Clerk

County Administrator David Armstrong informed the Board of Supervisors that the budget amendment for the Circuit Clerk is needed for unemployment compensation, which was taken out of the budget this year.

ITEM E.2.a.(5), CONTINUED,

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 Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to approve the budget amendment for the Circuit Clerk under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-161-469	Unemployment	\$2,090.00
Decrease	001-901-999	General Fund Balance	\$2,090.00

The **motion passed** by a unanimous vote. ****See Exhibit E.2.a.(5)****

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) Seiler Building Corporation - Courthouse Renovation

Bills in connection with Seiler Building Corporation for the Courthouse Renovation were presented by copy to each Supervisor. ****See Exhibit E.2.b.(1)****

(2) Allen & Hoshall - Courthouse Renovation

Bills in connection with Allen & Hoshall for the Courthouse Renovation were presented by copy to each Supervisor. ****See Exhibit E.2.b.(2)****

(3) Panola Construction - DeSoto County Jail Renovation

Bills in connection with Panola Construction for the DeSoto County Jail Renovation were presented by copy to each Supervisor. ****See Exhibit E.2.b.(3)****

(4) Civic Center

Bills in connection with the Civic Center were presented by copy to each Supervisor. ****See Exhibit E.2.b.(4)****

Supervisor Jessie Medlin requested a printout of what is financed through the road department. Comptroller Joyce Riales said that she has the information through December before they got the new software. Ms. Riales said she would work on getting an updated report for the Board.

Supervisor Eugene Thach asked about the invoice to Williams & Pitts. In accordance with Section 31-7-13(k) of the Mississippi Code, Comptroller Joyce Riales said that she, Larry Wood, Director of Information Systems, and the County Administrator determined that an emergency existed in regard to the newly purchased software in the Accounting Department. In order to confirm that this problem was caused by the software, the three parties agreed that it was necessary to have a third party expert review the problem. Further, because the books had not been closed out for the months of December, January, February, March, or April, due to the in-house efforts to identify and correct the problem, the three parties determined that an emergency existed, and that to delay action in order to accept proposals was not prudent until the source of the problem was confirmed. Therefore, the County Administrator authorized Williams & Pitts to assess the problem in order to confirm the assumption that the problem was software related. Williams & Pitts not only confirmed the Comptroller's numbers, but also was

ITEM E.2.b, CONTINUED,

able to identify certain conditions in the software that allowed the IS Director to write a "patch program", thus allowing the Comptroller to close out the months of December through April. The Comptroller and IS Director are now in the process of gathering information to make a recommendation regarding the software, while addressing other less immediate problems caused by the software. Board Attorney Bill Austin said that the person was hired for emergency services to get the books balanced and that it was justified.

Supervisor Tommy Lewis made a motion and Supervisor Jessie Medlin seconded the motion to approve the invoice to Williams & Pitts for emergency services. The **motion passed** by a unanimous vote.

Supervisor John Caldwell asked if Larry Wood approved of Marsha Vaughn working in the

Tax Assessor's office. County Administrator David Armstrong said that Larry Wood is aware that Ms. Vaughn working on the reappraisal update. Supervisor Caldwell said that Larry Wood needs to be present when she works for the County as programs were left undocumented when she left the County. Mr. Armstrong said that Mr. Wood is making sure that all things are documented. Comptroller Joyce Riales said that Ms. Vaughn is working under Bill Bryant's contract.

Supervisor Eugene Thach asked if there are still problems with Data Systems and if so, should the invoice be held. David Armstrong said there are problems with Data Systems and said that Larry Wood and Joyce Riales met with Delta Systems last week about their software. Mr. Armstrong said they would have a recommendation regarding the software very soon. Mr. Armstrong recommended that the claim to Data Systems be voided.

In accordance with Section 19-13-31 of the Mississippi Code, Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the claims docket for claim #5408 - #5846 but to void claim #5472 to Data Systems Management and authorized the clerk to write the checks. The **motion passed** by a unanimous vote. ****See Exhibit E.2.b.(1).(2).(3).(4)****

c. Late Bills

- (1) State Farm - Bond for Ann Richmond**
- (2) Susan Guzman-Boyce - Translation Services**
- (3) Supervisor Gerald Clifton - Atlanta Trip**
- (4) NACO - Conference Registration**
- (5) DeSoto Times**

Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to approve late bills to State Farm for a notary public bond for Ann Richmond in the amount of \$50.00, to Susan Guzman-Boyce for translation services for Circuit Court in the amount of \$595.00, to Supervisor Gerald Clifton for reimbursement of travel expenses to Atlanta in the amount of \$264.32, to NACO for conference registration for Vanessa Lynchard and Bill Austin in the amount of \$830.00, and to the DeSoto Times in the amount of \$295.48. The **motion passed** by a unanimous vote. ****See Exhibit E.2.c.(1).(2).(3).(4).(5)****

d. Repayment of Interfund Loans

County Administrator David Armstrong informed the Board of Supervisors that the taxes had been received and the interfund loans for Solid Waste and the Administration Building I & S can now be repaid to the General Fund. At the recommendation of Comptroller Joyce Riales, Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to

ITEM E.2.d, CONTINUED,

approve repayment of interfund loans to the General Fund as follows:

Transfer from	212-000-148	Administration Building I & S	\$105,000.00
Transfer to	001-000-053	General Fund	\$105,000.00
Transfer from	112-000-148	Solid Waste	\$300,000.00
Transfer to	001-000-053	General Fund	\$300,000.00

The **motion passed** by a unanimous vote. ****See Exhibit E.2.d****

e. Cancellation of Old Outstanding Warrants

At the recommendation of Comptroller Joyce Riales, Supervisor Tommy Lewis made a motion

and Supervisor Gerald Clifton seconded the motion to cancel the following outstanding warrants, to close the account with Bancorp South, and to transfer \$2,083.38 for the outstanding checks plus interest income to the General Fund:

Check No.	Vendor Name	Check Date	Check Amount
648	Price Erison	4/17/97	\$ 36.00
1235	Tommy Waldo	5/13/97	\$ 189.11
1972	Henry Damon Guy	6/20/97	\$ 32.40
3198	Wood, Marianne O.	8/22/97	\$ 72.00
3397	City of Hernando	9/2/97	\$1,020.12
4097	Greer, Philip B.	10/2/97	\$ 34.00
4535	Denning, Daniel Louis	10/9/97	\$ 37.20
4630	Wilkerson, Jeanette King	10/31/97	\$ 38.00
5115	Campbell, Mona D.	11/6/97	\$ 4.00
5659	McKnatt, Jason P.	12/5/97	\$ 76.80
5782	Jinkins, James Moseley	12/11/97	\$ 42.00
6311	Cannon, Edna M.	1/30/98	\$ 152.00
6379	Joyner, Alvin Green	1/30/98	\$ 34.80
6795	Stoddard, William Clifton	2/5/98	\$ 34.00
6950	Blackwell, Susan Eileen	2/18/98	\$ 38.00
7554	Gardner, Janie Freeman	3/20/98	\$ 69.60

The **motion passed** by a unanimous vote. ****See Exhibit E.2.e****

3. Kenny Gunn - Road Report and Work Schedule

Kenny Gunn presented the Road Report and Work Schedule to the Board of Supervisors for approval. Mr. Gunn included a list of delinquent road bonds for review. Mr. Gunn said that he notifies the Planning Commission when the road bonds expire because he has no authority to do anything with the bonds.

Supervisor Tommy Lewis asked what the letters I, F, and M represent. Mr. Gunn said initial bond, final construction bond, and maintenance bond. Mr. Gunn asked if the Board wants a copy of this list each month. Supervisor Lewis asked if the Board needs to take action on the expired bonds. Mr. Gunn said Jim Ivey reviews each of the expired bonds and than makes a recommendation.

County Administrator David Armstrong said he would check with the Planning Commission to see what the procedure is regarding expired bonds and will report back to the Board with the information he receives.

ITEM E.3, CONTINUED,

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to accept the Road Report for May 2000 and the Work Schedule for June 2000, pursuant to Section 65-17-7 of the Mississippi Code of 1972, annotated. The **motion passed** by a vote unanimous vote. ****See Exhibit E.3****

4. 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, Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to pay Lee Hodge the amount of \$ 200.00 for the month of May, 2000, and to pay Floyd Medlin the amount of \$ 240.00 for the month of May, 2000, and to pay Joe Holmes the amount of \$ 200.00 for the month of May, 2000. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES

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

****See Exhibit E.4****

5. Justice Court Report

Linda Aldridge presented the Justice Court Report for the month of May to the Board of Supervisors. Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve the Justice Court Report for the month of May 2000. The **motion passed** by a unanimous vote. ****See Exhibit E.5****

6. Publication of Board Proceedings

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin 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 vote as follows:

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

7. 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 June 5, 2000 through July 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 Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to authorize travel for all officials and employees of DeSoto County for the period of June 5, 2000 through July 3, 2000. The **motion passed** by a vote as follows:

ITEM E.7, CONTINUED,

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

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

8. Sheriff's Employee Report

Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to accept the Sheriff's Employee Report for the period of April 19, 2000 through May 31, 2000 into the minutes. The **motion passed** by a vote as follows:

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

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

****See Exhibit E.8****

9. Circuit Clerk Allowances

The allowances for the Circuit Court Clerk for May 2000 in the amount of \$1,050.00 for Vacation Days, for Youth Court in the amount of \$1,929.00, for the April Term, 2000 in the amount of \$2,701.00 for the County Court Clerk, and for the April Term of the Circuit Court Clerk in the amount of \$6,521.00 were presented to the Board of Supervisors for approval. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to approve the Circuit Court Clerk Allowances pursuant to Sections 43-21-205 and 25-7-13(M) of the Mississippi Code of 1972, Annotated. The **motion passed** by a unanimous vote. ****See Exhibit E.9****

10. Approval for Board President to Sign Compliance Forms for Hacks Cross CDBG Grant

Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to authorize the Board President to sign the compliance forms for the Hacks Cross CDBG Grant, DeSoto County Project Number 97-017-ED-IF-01 and in compliance with jobs created for low-moderate income households. The **motion passed** by a unanimous vote. ****See Exhibit E.10****

11. Making Final Approval of Tax Exemptions by State Tax Commission a Part of the Minutes

- a. Neverleak Company
- b. American Metal Sales, Inc.
- c. Spiral Systems, Inc.

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to make the final approval of the State Tax Commission for a ten (10) year ad valorem taxation exemption for The Neverleak Company in the amount of \$ 500,000.00, for a ten (10) year ad valorem taxation exemption for American Metal Sales, Inc. in the amount of \$ 4,096,718.00, and for a ten (10) year ad valorem taxation exemption for Spiral Systems, Inc. in the amount of

ITEM E.11, CONTINUED,

\$ 297,350.00 a part of the minutes and to authorize the final resolutions in connection with these exemptions. The **motion passed** by a unanimous vote. ****See Exhibit E.11.a.b.c****

12. Authorization to Open Bids for a Pumper for Love Fire Department on June 26 at 10:00 a.m.

Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to authorize the County Administrator or his designee to open bids on June 26, 2000 at 10:00 a.m. for bid file number 00-251-001, one new pumper for the Love Volunteer Fire Department. The **motion passed** by a unanimous vote. ****See Exhibit E.13****

13. Approval to Release Maintenance Bond for Starlanding Road during Work on Highway 61

County Administrator David Armstrong notified the Board of Supervisors that Hill Brothers Construction is asking that the maintenance bond for Starlanding Road be released since the work has been completed on Highway 61. Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to release the maintenance bond for

Starlanding Road. Supervisor Tommy Lewis asked if the Board needed a recommendation from the Road Manager to release the bond. Supervisor Caldwell withdrew his motion and Supervisor withdrew his second.

Later in the meeting, Road Manager Kenny Gunn told the Board of Supervisors that he did recommend that the maintenance bond be released since the work on Highway 61 is complete. At the recommendation of Road Manager Kenny Gunn, Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to release the maintenance bond for Starlanding Road. The **motion passed** by a unanimous vote. ****See Exhibit E.13****

14. Appointment of Receiving Clerk for EMS

At the recommendation of EMS Director Bobby Storey, Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to appoint Sue Caldwell as the receiving clerk for EMS and to remove Amy House from the list of receiving clerks. The **motion passed** by a unanimous vote. ****See Exhibit E.14****

Supervisor Tommy Lewis told the Board of Supervisors that Auditor Kelly McGee said that receiving clerks need to count items received and compare them with invoices before signing off on a receiving report. County Administrator David Armstrong said he has already spoken with Receiving Clerk Ann Richmond and that he will also notify all of the assistant receiving clerks to make certain they are also comparing items received to make sure they match the items on the invoices.

15. Constables - Making Fee Officer's Earnings Report a Part of the Minutes

In accordance with Section 7-3-45 of the Mississippi Code, which states each and every constable being compensated in whole or in part on a fee basis shall file not later than April 15 of each year, with the Secretary of State, a true and accurate annual report on a form supplied to each by the State Auditor of Public Accounts immediately after January 1 of each year, to include at least information showing gross receipts from all sources accruing as compensation to his office and disbursements occurring as necessary expenses involved solely in complying with laws governing the office, Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to accept the Fee Officers' Earning Report of Constable Thomas H. Carr for the 1998 Calendar Year and the 1999 Calendar Year into the minutes. The **motion**

ITEM E.15, CONTINUED,

passed by a unanimous vote. ****See Exhibit E.15****

F. EXECUTIVE SESSION

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

G. OTHER ISSUES

1. Personnel - Building and Grounds

County Administrator David Armstrong notified the Board of Supervisors that at the last Planning Commission meeting, Lance Smith lost his wallet and that it was found by Georgia Mayes and Nellie Jones. Mr. Armstrong thanked Ms. Mayes and Ms. Jones for turning in the wallet, which had over \$100.00 in it and commended them for their integrity.

2. Culverts

Road Manager Kenny Gunn informed the Board of Supervisors that a constituent called him to see if the County has the authority to replace a driveway culvert that was removed by the

homeowner because it was no longer working and the driveway was no longer being used. Mr. Gunn said the homeowner now wants to use the driveway to get to his barn.

Board Attorney Bill Austin asked if the removal of the culvert is impacting the drainage of the road or if replacing the culvert would make the water drain better. Mr. Gunn said no, it is not impacting the drainage. Mr. Austin said it was the homeowners choice to remove the culvert and since it is not impacting drainage, the County cannot replace it. Mr. Austin said to provide the homeowner with the measurements of the proper size of culvert needed for his driveway.

3. Central Maintenance - Holiday Closing

Road Manager Kenny Gunn asked the Board of Supervisors for authorization to close Central Maintenance on Monday, July 3, 2000 since the majority of the workers are taking off for the entire week for the 4th of July Holiday. Mr. Gunn said that the employees would use their vacation leave on July 3rd. The Board of Supervisors told Mr. Gunn that they cannot make an employee take their vacation leave.

4. Civil Defense

County Administrator David Armstrong informed the Board of Supervisors that T. H. Walker, Director of Civil Defense, received the quarterly reimbursement from the MEMA. Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to receive the check from MEMA for their quarterly reimbursement in the amount of \$6,250.00. The **motion passed** by a unanimous vote.

5. Homestead Exemptions

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin 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.5****

ITEM G.6, CONTINUED,

6. Jimmy Pickett - Request to Waive Penalty on Delinquent Taxes

Mr. Jimmy Pickett addressed the Board of Supervisors to request that the penalty for delinquent taxes be waived. Mr. Pickett said that he paid taxes on two lots and thought all taxes had been paid until he received notification that the property was sold due to delinquent taxes.

County Administrator David Armstrong said that he has spoken with Mr. Pickett and did not put him on the agenda because due to an Attorney General's opinion, the Board has no legal authority to waive penalties.

Mr. Pickett said that it is not fair to him or others that the penalties cannot be waived. Supervisor Tommy Lewis asked if he can appeal the fees to someone else. Board Attorney Bill Austin said that since he has exhausted the administrative means but that Mr. Pickett can appeal to the State Tax Commission.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to recess until June 7, 2000 at 9:00 a.m. The **motion passed** by a unanimous vote.

THIS the 5th day of June, 2000, these minutes have been read and approved by the DeSoto

County Board of Supervisors.

Eugene C. Thach, President
DeSoto County Board of Supervisors

E. C. T.

6/5/00