

DESOTO COUNTY BOARD OF SUPERVISORS
BOARD MEETING MINUTES
DISTRICT FIVE SUPERVISOR MICHAEL LEE, PRESIDING
April 17, 2017

A. CALL TO ORDER

The April 17, 2017 meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Michael Lee, Board President.

Deputy Bruce Holbrook 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
Chief Deputy Macon Moore	Sheriff's Department
Misty Heffner	Chancery Clerk
Vanessa Lynchard	County Administrator
Tony Nowak	Board Attorney

B. INVOCATION

Supervisor Lee Caldwell gave the invocation.

C. PLEDGE OF ALLEGIANCE

D. CITIZENS REMARKS & PRESENTATIONS

Supervisor Lee asked if there was anyone present who wished to speak on anything not on the agenda. No one came forward.

E. APPROVAL OF AGENDA: ADDITIONS AND DELETIONS

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

1. County Administrator Vanessa Lynchard requested to change the following:

- a. Old Business 4.b. – New Court Room – Pickering Presentation – Bill Gallagher at 1:30 p.m.
- b. Road Depart. 4.c.– New Shop Progress Presentation – Change Andy Swims to Robert Jarman

2. County Administrator Vanessa Lynchard requested to add the following:

- a. Chancery Land Records – Request for AED (New, H.10.)
- b. FY17 Budget Review (New, H.11.)
- c. County Administrator – Approval to Travel (New, H.12.)
- d. Consideration for Executive Session – Human Resources – HLCIS (Executive, J.1.g.)
- e. Consideration for Executive Session – Human Resources – Facilities (Executive, J.1.h.)
- f. Consideration for Executive Session – Industrial Prospect – (Executive, J.5.)

4. Supervisor Mark Gardner requested to change the following:

- a. 4273 Pleasant Hill Rd. Clean-Up – Move from Executive to Old Business as people are here to speak on it. (Old, G.9.)

5. Supervisor Lee Caldwell requested to add the following:

- a. Disposal of Surplus Property (New, H.13.)

6. Supervisor Bill Russell requested to add the following:

- a. Mobilitie Update (Old, G.10.)
- b. Recognition of Hailey Hsu at MS School of Math and Science – Supervisor Russell said she is from DeSoto County and went to an Olympiad on Russian Language at Rhodes College and scored higher than anyone has ever scored. The Board discussed how to recognize Hailey and decided to get in touch with her parents to determine when she will be in DeSoto County to invite her to a meeting.

7. Director of Environmental Services Ray Laughter stated there will be an enhanced workshop in Jackson this week that is needed to keep qualified as an Enhanced Community with MDEQ and invited Board members to attend.

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the Agenda with the additions, deletions and corrections as set forth above.

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>

F. CONSENT AGENDA

1. Publication of Board Proceedings

2. Office of Finance & Accounting

a. Budget Amendments – Animal Services, EMA,HR/Payroll & Ending Cash, Fleet Management/Facilities & EMS & Animal, District 1 Constable, County Prosecutor, Sheriff’s Department, Board of Supervisors, Garbage & Solid Waste

Fund/Department #		001 / 445				
(1)	Animal Services					
ACCT #	LINE ITEM	YEAR TO DATE	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET
	REVENUE					
001-000-370	Animal Shelter Donations	\$ 4,314.54	\$ 4,204.00	\$ 110.00		\$ 4,314.00
	EXPENSE					
001-445-696	Pharmacy Supplies	\$ 527.48	\$ 2,580.00	\$ 20.00		\$ 2,600.00
001-445-921	Other Cap Outlay Under \$5000	\$ -	\$ 7,320.00	\$ 90.00		\$ 7,410.00
	TOTALS		OVERALL INCREASE	\$110.00		
Reason for Request: Increase revenue and increase expenses to account for recent donations given to the animal shelter.						
(Show detailed						

	Fund/Department #	001 / 260				
(2)	Emergency Management Agency					
		YEAR TO DATE	ADOPTED			REVISED
ACCT #	LINE ITEM	EXPENSES	BUDGET	INCREASE	DECREASE	BUDGET
001-260-546	Other Repairs & Maintenance	\$ -	\$ 6,000.00		\$ 500.00	\$ 5,500.00
001-260-571	Dues and Subscriptions	\$ 1,475.00	\$ 1,555.00	\$ 500.00		\$ 2,055.00
	TOTALS		\$ 7,555.00	\$ 500.00	\$ 500.00	\$ 7,555.00
Reason for Request:	To adjust for professional membership dues.					
	Fund/Department #	001 / 140				
(3)	Human Resources / Payroll & Ending Cash					
		YEAR TO DATE	ADOPTED			REVISED
ACCT #	LINE ITEM	EXPENSES	BUDGET	INCREASE	DECREASE	BUDGET
001-140-470	Tuition Reimbursement	\$ -	\$ -	\$ 2,330.00		\$ 2,330.00
001-999-999	Ending Cash	\$ -	\$ 34,545,581.00		\$ 2,330.00	\$ 34,543,251.00
	TOTALS		\$ 34,545,581.00	\$ 2,330.00	\$ 2,330.00	\$ 34,545,581.00
Reason for Request:	To adjust for Board approved tuition reimbursement in the					
(Show detailed justification)	IT department and administration department.					
	Fund/Department #	001 / 346,151,240,445				
(5)	Fleet Management / Facilities, EMS, Animal					
		YEAR TO DATE	ADOPTED			REVISED
ACCT #	LINE ITEM	EXPENSES	BUDGET	INCREASE	DECREASE	BUDGET
001-346-594	Other Contractual Services	\$ -	\$ -	\$ 1,260.00		\$ 1,260.00
001-151-530	Rental of Real Property	\$ 25,449.71	\$ 58,000.00		\$ 630.00	\$ 57,370.00
001-240-690	Electronic Supply / Repair Parts	\$ 1,819.60	\$ 3,000.00		\$ 270.00	\$ 2,730.00
001-344-594	Other Contractual Services	\$ -	\$ 1,000.00		\$ 90.00	\$ 910.00
001-445-587	Training & Registration	\$ -	\$ 1,050.00		\$ 270.00	\$ 780.00
	TOTALS		\$ 63,050.00	\$ 1,260.00	\$ 1,260.00	\$ 63,050.00
Reason for Request:	To adjust for Board approved GPS system to be installed in					
(Show detailed justification)	various departments vehicles. Road Department will be covering their expenses from within their department.					
	Fund/Department #	001 / 261				
(6)	District 1 Constable					
		YEAR TO DATE	ADOPTED			REVISED
ACCT #	LINE ITEM	EXPENSES	BUDGET	INCREASE	DECREASE	BUDGET
001-261-523	Contractual Printing	\$ -	\$ 40.00	\$ 25.00		\$ 65.00
001-261-571	Dues and Subscriptions	\$ -	\$ 100.00		\$ 25.00	\$ 75.00
	TOTALS		\$ 140.00	\$ 25.00	\$ 25.00	\$ 140.00
Reason for Request:	To account for business cards that need to be ordered.					
	Fund/Department #	001 / 169				
(7)	County Prosecutor					
		YEAR TO DATE	ADOPTED			REVISED
ACCT #	LINE ITEM	EXPENSES	BUDGET	INCREASE	DECREASE	BUDGET
001-169-486	Department Allowance	\$ 5,000.00	\$ 12,000.00		\$ 2,138.00	\$ 9,862.00
001-169-465	State Retirement Matching	\$ 5,887.44	\$ 12,412.00	\$ 766.00		\$ 13,178.00
001-169-466	Social Security Matching	\$ 2,716.43	\$ 6,029.00	\$ 372.00		\$ 6,401.00
001-169-550	Legal Fees	\$ 2,450.00	\$ 2,500.00	\$ 1,000.00		\$ 3,500.00
	TOTALS		\$ 32,941.00	\$ 2,138.00	\$ 2,138.00	\$ 32,941.00
Reason for Request:	To adjust department allowance to include county matches					
(Show detailed justification)	with the monthly amount not to exceed \$1,000 and move remaining money to fund additional prosecutor's needed throughout the year.					
	Fund/Department #	001 / 202, 220, 225				
(8)	Sheriff's Department					
		YEAR TO DATE	ADOPTED			REVISED
ACCT #	LINE ITEM	EXPENSES	BUDGET	INCREASE	DECREASE	BUDGET
001-202-925	Radios	\$ 106,158.70	\$ 119,200.00		\$ 1,500.00	\$ 117,700.00
001-202-594	Other Contractual Services	\$ 2,276.57	\$ 2,250.00	\$ 500.00		\$ 2,750.00
001-202-546	Other Repairs & Maintenance	\$ 5,434.76	\$ 5,750.00	\$ 1,000.00		\$ 6,750.00
001-220-587	Training and Registration	\$ 4,040.00	\$ 5,000.00	\$ 800.00		\$ 5,800.00
001-220-692	Clothes & Dry Goods / Prisoners	\$ 16,065.55	\$ 38,500.00		\$ 800.00	\$ 37,700.00
001-225-617	Rescue Supplies	\$ 2,810.29	\$ 3,550.00	\$ 1,000.00		\$ 4,550.00
001-225-691	Uniforms	\$ 474.91	\$ 3,000.00		\$ 1,000.00	\$ 2,000.00
	TOTALS		\$ 177,250.00	\$ 3,300.00	\$ 3,300.00	\$ 177,250.00
Reason for Request:	To adjust line items for necessary expenditures.					
	Fund/Department #	001/100				
(9)	Board of Supervisors					
		YEAR TO DATE	ADOPTED			REVISED
ACCT #	LINE ITEM	EXPENSES	BUDGET	INCREASE	DECREASE	BUDGET
001-100-475	Mileage & Other Travel Costs	\$ 4,058.40	\$ 9,000.00		\$ 2,920.00	\$ 6,080.00
001-100-476	Meals & Lodging	\$ 6,699.21	\$ 7,500.00	\$ 2,920.00		\$ 10,420.00
	TOTALS		\$ 16,500.00	\$ 2,920.00	\$ 2,920.00	\$ 16,500.00
Reason for Request:	To cover travel costs for the Board of Supervisors					

	Fund/Department #	105/000 105/341				
(10)	Garbage and Solid Waste					
ACCT #	LINE ITEM	YEAR TO DATE	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET
	REVENUE					
105-000-326	Reimb for County Services	\$ 84,006.32	\$ 115,000.00	\$30,000.00		\$ 145,000.00
	EXPENSE					
105-341-635	Topping & Fill Dirt	\$ 49,500.00	\$ 50,000.00	\$30,000.00		\$ 80,000.00
	TOTALS		OVERALL INCREASE	\$30,000.00		
Reason for Request: (Show detailed justification)		Increase revenue and increase expenses to account for revenue collected in the Solid Waste fund and to cover cost of dirt for the Rubbish Facility.				

b. SID Forfeitures

The following seized funds listed have been forfeited by court order to be transferred from the seized account to the forfeiture account. Please approve the transfer of the funds.

Case #	Date Seized	Receipt #	Amount	Date of Forfeiture
2017-11398	02/26/2017	33341	\$ 570.00	04/07/2017
2015-48906	10/10/2015	31198	\$ 1,250.00	03/29/2017
		TOTAL	\$ 1,820.00	

Transfer from Sheriff-Seized Fund

(123-000-139) \$ 1,820.00

Transfer to Sheriff-Forfeiture Fund

(120-000-238) \$ 1,820.00

c. Star Landing Road Update

Starlanding Rd Design: Tulane Rd to Getwell Rd

Contract Not To Exceed

\$1,722,457.00

Notice to Proceed: 4/28/16

Termination Date: 12/31/18

MDOT Project No. STP-0906-00(005)LPA				
156-370-555			156-000-305	
County Paid			MDOT Reimbursed	
Amount	Date	ESTIMATE	Amount	Date
\$39,934.42	6/29/2016	1	\$36,551.38	1/31/2017
\$129,184.97	8/1/2016	2	\$124,656.22	1/31/2017
\$102,238.46	9/7/2016	3	\$100,805.20	10/13/2016
\$157,166.68	9/30/2016	4	\$157,166.68	12/21/2016
\$48,322.03	11/2/2016	5	\$48,322.03	12/21/2016
\$40,469.43	11/15/2016	6	\$40,469.43	12/21/2016
\$76,456.19	1/10/2017	7	\$76,456.19	2/22/2017
\$116,947.30	1/25/2017	8	\$116,947.30	
\$52,105.09	3/20/2017	9		
\$62,307.05	4/3/2017	10		
		11		
		12		
		13		
		14		
		15		
		16		
		17		
EAI/WEI paid			\$9,345.05	10/11/2016

Est.	Revision	Rev Date	EAI/WEI Reimbursed Amount	Date
1-Rev	\$36,551.38	9/22/2016	\$3,383.04	10/11/2016
2-REV	\$124,656.22	9/22/2016	\$4,528.75	10/11/2016
3-REV	\$100,805.20	9/28/2016	\$1,433.26	10/11/2016
EAI/WEI Owes County			\$9,345.05	10/11/2016

48% Complete

86% Reimbursed

\$ 1,722,457.00 NTE
\$ 897,325.38 Remain

d. Final Inventory Dispositions – EMA, IT

FISCAL YEAR: 2016/2017

PRELIMINARY

INVENTORY DISPOSITION

EMA

200

200

ITEM #	DESCRIPTION	STATUS	REMARKS	LOCATION	DATE	INITIALS	DATE	LOCATION	DATE	INITIALS
43207	Copier Replaced	REPLACED	Item's held charge (replaced)	IT	2H	Field Office	4.3.17			

AUTHORIZED TO DISPOSE

DATE: 4.3.17

DATE: 4.10.17

DATE: 01/06/17

INVENTORY CLERK

DATE: 4.3.17

DATE: 4.17.17

INITIALS

INVENTORY DISPOSITION

DEPT #: 152

[illegible]

AUTHORIZATION TO DISPOSE		INVENTORY CLAIM INFORMATION	NOTES
SIGNED BY: <u>Felicia Hopper</u>	DATE: <u>03/28/17</u>	PRESENTED TO RGS <u>4.3.17</u>	
PRINT NAME: <u>Felicia Hopper</u>		PRESENTED TO RGS <u>4.17.17</u>	
EXPOSED BY: <u>Felicia Hopper</u>	DATE: <u>4/10/17</u>	DATE INVENTORY DISPOSED IN ADRS	
PRINT NAME: <u>Felicia Hopper</u>			
INV CLERK: <u>Angie Tapley</u>	DATE: <u>3/29/17</u>	DATE RGS APN LABEL ATTACHED	

Date Out	Time Out	Time In	Vendor	Department	Employee	Description of Purchase	TOTAL RECEIPT	Issues, if any
3/8/2017	8:40	2:01	Lowe's	EMA	Chris Olson	Lumber and materials needed for Homeland training exercise.	\$2,252.18	Did get 2nd quote from Home Depot. Home Depot did not carry a few items that were needed
3/15/2017	8:30	9:00	Offsec Services Ltd	IT	Evan Rogers	Cyber security (online) training for Evan Rogers	\$ 1,000.00	International purchase required Symone Bounds to open parameters.
3/28/2017	9:30	4:30	SHRM	HR	Vickie Richmann	Online training	\$ 229.00	None
3/30/2017	12:30	12:40	Burpee Seed Company	Ext Services	Joy Anderson	Packets of seeds	\$ 73.30	None

10. Chancery Clerk Allowance

Supervisor Russell asked if all money for Star Landing Road has been reimbursed by MDOT except #9. Mr. Huffman stated there were some questions on expenses, and they are working on getting answers. Mrs. Lynchard stated this is the first budget year to keep up with the State Aid projects like this, and it is not uncommon for this to happen.

Supervisor Medlin asked why part of College Road was deleted on the road register. Mr. Swims stated it is the part where the name changes to Bridgforth Road and they are correcting it.

Supervisor Lee Caldwell made the motion and Supervisor Michael Lee seconded the motion to approve the actions and matters presented in the Consent Agenda.

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>

See Exhibit F.

G. OLD BUSINESS

1. Environmental Services

a. 9:00 a.m. – Public Hearing – Environmental Services – 6516 Braybourne Main

Supervisor Jessie Medlin made the motion and Supervisor Mark Gardner seconded the motion to open the public hearing regarding 6516 Braybourne Main.

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>

Environmental Services Director Ray Laughter informed the Board that Mrs. Hensley brought a contract from a potential buyer that is closing on May 5th and the buyer is supposed to have the structure torn down by May 30th.

Supervisor Russell asked if this property would qualify under the blight elimination program. Grant Administrator Tanner Kuntz stated it would not help in this instance.

The Board discussed how to proceed and give the new owner time to clean the property.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to proceed with the clean-up of the property subject to the Board of Supervisor's issuance of Notice to Proceed on June 5, 2017, pursuant to Miss. Code Ann. §19-5-105, finding it to be a menace to public health and the community, for the clean-up of everything down to, but not including, the slab unless the owner has completed the clean-up before June 5, 2017.

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>

See Exhibit G.1.a.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to close the public hearing.

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>

b. Solid Waste – RFP for Garbage Collection and Rubbish Facility

Mr. Laughter introduced Mr. Jim McNaughton as the solid waste consultant. He stated they have had several meetings and the 90-plus page request for proposals document has been combed through and they feel it is a good document.

Mr. McNaughton said the state statute says that you can only have a 6-year term contract for solid waste collection and then there has to be a review. He stated there are two components; residential collection and collection of waste for a county facility.

Supervisor Medlin asked about the life of the current rubbish site. Mr. McNaughton stated he projects approximately 7 years. He said the contract with Shelby County landfill has saved a lot of money and extended the life of the site.

Supervisor Medlin asked if the RFP required the vendor awarded the contract to provide a point person of contact. Mr. McNaughton stated it does. He also stated the previous contract had a 10-day reporting period, but Mr. Laughter put in a 24-hour reporting period, with immediate reporting in some instances.

Mr. McNaughton stated they took out the fuel component. He said he felt the RFP was a fair package for contractors to make a profit, and still have good service to the citizens. Supervisor Medlin asked if the contractor would still handle the billing. Mr. McNaughton affirmed.

Supervisor Russell asked about the option for recycling. Mr. McNaughton stated it was listed as a 64-gallon cart used for single stream recycling and they estimate curbside recycling to be about \$3 per house based on a once a week pickup. There was some discussion about using larger carts and having every other week pick-ups. Mr. McNaughton stated that could be added as an option. Mr. Laughter said an easier system will mean more participation.

Mrs. Lynchard stated Supervisors Medlin and Russell understand the RFP well. Mr. Laughter stated there are 13,286 citizens in the unincorporated county with garbage service and 86 churches. He stated the churches and volunteer fire departments are given one free cart pick-up a week. Mr. Laughter also said cemeteries are given one dumpster per year for their clean-up. He said Waste Connections provides 10 dumpsters per year for this service.

Mr. Laughter stated litter that blows out of cans will be picked up and that is covered in the proposal. Mr. McNaughton stated pick-ups will begin at 7 am and end at 7 pm or until the route

is finished. He stated as long as items are containerized, in bags or cans, the contractor will pick them up even if they are outside the carts provided. He said they eliminated the bulky waste because of the County pick-up.

Mr. Laughter stated there is a back-door pick up program that requires a letter from the citizen's doctor to the waste provider. He stated the poverty waiver has been in place since the early 2000s. He said the any low income person can file with Environmental Services, and they send the application to Mid-State Opportunity to be screened. Once approved the garbage collection is provided by the county. He stated the number fluctuates, but it is currently 95. Mr. Laughter said the letters are updated quarterly.

Supervisor Caldwell commended the committee for their hard work, and expressed appreciation to all involved.

Supervisor Medlin asked if we were trying to make a decision by June. Mr. McNaughton stated the proposals are due Friday, May 12, 2017 and he has a spreadsheet ready to put in the numbers.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to allow going out for RFPs on the rubbish pit and garbage collection, and approving the specs as presented in substantial form.

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>

See Exhibit G.1.b.

c. Keep DeSoto County Beautiful

Mr. Laughter reminded the Board to sign their teams up and encourage other to sign up as well.

See Exhibit G.1.c.

2. Fogg Road Bridge Replacement Project – Notice of No Bids Received and Approval of Revised Contract Documents and Permission to Re-advertise Project

State Aid Engineer Tracy Huffman stated no bids were received. He stated they had to make changes to the seismic construction standards and the contractors knew that would result in rejecting all bids, so they did not bid. Mr. Huffman requested to make the Notice of No Bids Received a part of the Board minutes.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to reject the bids and re-bid the project with the updated construction standards.

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>

See Exhibit G.2.

3. STP-0017-00(039) LPA 106892-701000 TAP Grant - Permission to Award Contract and County to Provide Additional Funding and Board President to Sign All Necessary Documents

Mr. Huffman stated the project was re-bid and received 1 bid from Progressive Construction that came in high at \$212,000. He stated the Engineer's estimate was \$159,314.00. Mr. Huffman stated that an additional \$10,250 will be needed from the County for the 20% match to fund the project. He stated the MPO has agreed to provide 80% of the additional funding at roughly \$41,000. Mr. Huffman requested the County agree to the \$10,250 to make the funding complete.

Supervisor Caldwell asked where the canopies are located. Mr. Huffman stated they are using an old slab for one by Walls City Hall, and the others are at the trail head at Johnson Creek Greenway and DeSoto River Park. Supervisor Caldwell questioned the cost of the trash cans. Mr. Huffman stated they are mounted and anchored. Interim Parks Director Ray Laughter stated they were in the specs.

Mr. Laughter stated the biggest part of the project is the overlook at Hernando DeSoto River Park. The Board questioned if the pavement would hold up after a flood. Supervisor Russell stated he and Mr. Laughter have been and looked at some that flood regularly and the flooding has not affected the pavement.

Supervisor Caldwell asked if the camera system was at the park. Mr. Huffman stated it is a solar unit. Mr. Laughter stated the hope is that when the improvements are in place, the electric company will help with power.

Supervisor Caldwell asked where the retaining wall would be located. Mr. Huffman stated it is part of the overlook.

Supervisor Lee asked what the bike repair station was. Mr. Huffman stated it is just a covered area that will have some equipment to help with bike repairs along the trail.

Mr. Laughter stated there is some extra money in the parks budget that can be pulled from other projects to help with the cost.

Supervisor Medlin asked where the trail was located. Mr. Huffman stated it is not a trail, but goes along the Delta Bluff Road and other roads, and will be marked with signage.

Supervisor Lee Caldwell made the motion and Supervisor Bill Russell seconded the motion to accept the bid from Progressive Construction of \$212,385.91 as the lowest and best qualified bid, approve a budget amendment to move residual funds from the Parks Department in the amount of \$10,250 to cover the increased costs, authorize Mr. Huffman to issue the Notice to Proceed, authorize the firm of Smith, Phillips, Mitchell, Scott and Nowak to review the contracts, and authorize the Board President to sign all necessary contracts.

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>

See Exhibit G.3.

4. Facilities Management

a. 2013 Facilities Plan Review

Mr. Jarman did not present the plan at this time.

b. New Court Room – Pickering Presentation

Facilities Director Robert Jarman introduced Bill Gallagher of Pickering Engineering. They presented a rendering of the proposed courthouse courtroom.

Supervisor Gardner asked what the dimensions of the room were. Mr. Jarman stated he did not have the dimensions, but it was a long, narrow room with about 2400 square feet. Supervisor Gardner stated they want it to be AV (audio-visual) friendly. Mr. Gallagher stated they have gone from 4 options, best using the limited space and leaving the 2 columns that cannot be removed. He said they have talked with a couple of contractors and are estimating the cost at \$140 - \$150 per square foot.

Mrs. Lynchard stated she wanted Mr. Gallagher and Mr. Jarman to show the drawings to the Board and see if they are ready to move forward with the project. She stated Mr. Nowak has looked at the architect's contract and it needed just a few changes. Mrs. Lynchard asked Mr. Gallagher what the projected construction time would be. Mr. Gallagher stated 12-16 weeks.

Supervisor Lee Caldwell made the motion and Supervisor Bill Russell seconded the motion to move forward with the new Courthouse Courtroom project and authorize the firm of Smith, Phillips, Mitchell, Scott & Nowak to work on the project as necessary.

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>

See Exhibit G.4.b.

c. Road Department – New Shop Progress Presentation

Mr. Jarman showed an architect's rendering of the new Road Department shop. He stated the building will not have air conditioning and will have radiant heat. He stated there will be a wash bay, 3 drive-through doors for trucks, and 1 roll up door for a 2-story parts department. He also pointed out a walkway between the new shop and existing offices with a small courtyard beside the walkway. Mr. Swims also pointed out they will not be using pits in the shop. He said after talking with several people, they determined the lifts would be utilized more efficiently.

Mr. Swims stated the floor in the office space of the shop will be stained concrete and they would like that to continue into the hallway of the current offices to replace the existing tile. He said the tile is almost impossible to keep clean and the stained concrete would be more durable.

Supervisor Caldwell asked if they would be able to stay within budget by including the current office building hallway. Mr. Swims stated the price to replace will be about \$6,000 and they will be able to stay within budget.

Mr. Jarman stated the Road Department will be erecting the building. He said he will get bids on the concrete labor, plumbing and electrical. He stated the concrete labor will be for pouring and smoothing the concrete, as the Road Department will take care of the footings and lay all the mats. Mr. Jarman said they have already completed the pad and are pretty much ready to go.

See Exhibit G.4.c.

5. Road Department – Sight Line Safety

Road Department Engineer Scott Young stated they looked at the Walls and Nesbit Fire Department locations to see if taking down the hills at the stations was necessary.

a. Walls Fire Department – Star Landing Rd.

Mr. Young stated looking to the west there are good sight lines. He said the hill to the east was evaluated and they found a vehicle could stop if driving 55 mph on Star Landing. He stated the posted speed limit is 45. Mr. Young recommended going with the flashing beacon with a solar panel at a cost of \$2,600.

Supervisor Gardner asked if Mr. Young thought the stopping distance is adequate. Mr. Young affirmed.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to purchase the solar powered flashing beacon that was presented at a previous meeting at a cost of \$2,600.

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>

See Exhibit G.5.a.

b. Nesbit Fire Department – Nesbit Rd.

Mr. Young stated the posted speed limit on Nesbit Road needs to be 35 mph in order to make the Nesbit Fire Department safe on their sight lines. He said there is a small parking lot and they could relocate their driveway to help some.

Supervisor Caldwell expressed frustration because the Fire/EMA Committee told the Fire Departments to check with the Road Department before installing their driveways and they did not do that.

Supervisor Caldwell stated she would like to take the recommendation for Nesbit Fire Department and meet with their fire chief.

Supervisor Lee Caldwell made the motion and Supervisor Bill Russell seconded the motion to table this action until Supervisor Caldwell can meet with the Nesbit fire chief.

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>

See Exhibit G.5.b.

6. Tennis Facility and Previous Architect Authority

Supervisor Gardner handed out the initial plan from UrbanARCH. He said there were a lot of questions asked at the last meeting that could not be answered, but now the Board could slow down and figure out all the logistics. He stated there is now no sense of urgency. Supervisor Gardner stated he will set up a meeting with Brian Bullard and Todd Mastry to look at the plans and talk about them. He pointed out the plan is in the very initial stages, and scaled back from the original proposal.

Supervisor Caldwell stated there will be time to get some cost analyses from other centers. Supervisor Gardner stated Jeff Greene from USTA will be getting some figures as well. He stated that Demery Grubbs felt this could be funded with the 2% tourism tax the CVB already receives.

See Exhibit G.6.

7. Scenic 304, Red Banks, Byhalia Overlay Contract & Resolution Documents – Request Board President Signature

Stated Aid Engineer Tracy Huffman requested the Board accept the resolution documents that approve the contract for this MPO project

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the resolution documents and approve the Board President to sign the necessary documents.

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>

See Exhibit G.7.

8. Blight Elimination Program

Grant Administrator Tanner Kuntz stated applications would be accepted beginning May 1, 2017. He said he is traveling to Clarksdale this week to attend a workshop to go over the application procedures. He stated the local government will have to condemn the property, include a letter with the application and partner with a separate entity to hold the property title until after the demolition.

Supervisor Russell asked Mr. Kuntz to find out who will be responsible for maintaining the property, and if the County condemns the property if they can buy it later.

Supervisor Caldwell stated it was first presented that the people would be able to continue to own their property. Mr. Kuntz stated they had to establish the program to comply with the TARP program.

9. Environmental Services – 4273 Pleasant Hill Road

Supervisor Gardner asked that this item be moved from Executive Session to Old Business as there were citizens that had come to speak on the topic.

Environmental Services Director Ray Laughter stated the property owner was taken to court in November /December 2016 and it was cleaned up some according to the judge's order. He stated it is back in the same shape it was before that action was taken. Mr. Laughter stated the Sheriff's Department is also aware of this property.

Supervisor Gardner stated he has gotten calls from neighbors who say there are no utilities in the house, and people come and go sporadically. He said the callers were concerned about illegal activity.

Mr. Gregg Williams, 4242 Pleasant Hill Road, stated he lives across the street. He stated he has taken his trailer over there and helped the sons do some cleaning up in the yard. He said the last two years have shown a significant decline in the property. He listed several concerns including fumes from a fire that smelled rather toxic, hoarding tendencies shown by one son, a small child that is brought to the property frequently, and one son said they had used the house for a dog kennel. Mr. Williams stated he did not want to say what he was against, but rather would like to help. He said there are some neighbors that are interested in helping to make that property become a green space. He said they want to make this have a positive outcome.

Supervisor Gardner stated one call he got suspected illegal activity because of a rear access that has been established. He said he was told no one lived in the house, but sometimes there was smoke coming from the chimney. He stated he had also received calls concerning a small child being there.

Mr. Laughter stated the former court order was closed. He recommended taking the property owners back through Chancery Court because of the amount of personal property involved. Mr. Kuntz stated he will check and see if the blight program will deal with items besides the structure. Mr. Williams stated they would appreciate seeing the property condemned and cleaned up.

Supervisor Gardner asked if the taxes have been paid. Mrs. Williams stated she had checked a while back and they were paid. Supervisor Gardner asked what would happen if they did not get the property cleaned up after the court order. Mr. Nowak stated the County could pursue a contempt of court order, or clean up the property and store the personal property. Mr. Williams stated the neighbors appreciate any help the Board can give.

Supervisor Gardner made the motion and Supervisor Lee Caldwell seconded the motion to authorize Environmental Services to take the property owners of 4273 Pleasant Hill Road back to Chancery Court to get an order to clean the property.

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>

See Exhibit G.9.

10. Mobilitie Update

Mr. Nowak stated Mobilitie had filed with the FCC to obtain authority for any wireless provider or third party infrastructure to be in the public right of way as a matter of right. He stated they have since amended their petition to include wired service. He said Desoto County authorized him to work with a group of attorneys that represent several counties and cities nationwide to disallow this request, but it looks like the FCC will allow it to some extent. Mr. Nowak said the current administration seems to view it favorably because it expands business.

Supervisor Caldwell asked how many counties, cities and states are looking at this. Mr. Nowak stated this particular group probably represents about 50 across the country. Supervisor Lee asked if Mr. Nowak thought a lot of counties and cities knew about the petition. Mr. Nowak stated they probably don't.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to authorize Mr. Nowak to compose a letter to the legislators in Washington, Jackson, and the MS Association of Supervisors opposing the petition by Mobilitie and authorize the Board President to sign it.

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>

11. Building on Brookhaven

Mrs. Lynchard reported to the Board that Mr. Charlie Spearman said the Brookhaven building will not work for Region IV. She asked if the Board wanted her to move forward with selling the building.

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to declare the building at 1280 Brookhaven surplus property, authorize obtaining an appraisal, authorize paying for the appraisal out of ending cash, and authorize the firm of Smith, Phillips, Mitchell, Scott and Nowak to work with sale as necessary.

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>

H. NEW BUSINESS

1. 9:15 a.m. – NFusion Update

Mrs. Pat Sylvester and Mrs. Connie Stewart, Program Director gave a report of progress being made with NFusion. Mrs. Sylvester stated they have been waiting for a budget update to be approved that included a large amount of carryover money, and it has been approved.

Supervisor Caldwell commended the ladies for working with DHS and Kristie Greer and stated that was a very positive thing. Mrs. Stewart stated they are meeting with DHS to see how they can work together, and it does seem to be working out well. She stated they have established a youth council to teach teens how to be leaders in the community. Some of the things that have come from that are:

- Adopting Hermitage Gardens & having bingo night there

- Helping with Mental Health Awareness month
- Attending the Local Governments Council

Mrs. Stewart stated they are interested in setting up classes for things that affect the teens beyond high school, such as budgeting and filling out applications. She said they have partnered with MS Alliance to get a family organization started as well.

Supervisor Caldwell asked how many clients they are serving. Mrs. Stewart stated they have about 118. Mrs. Sylvester said their goal by September is 150, so they are well on their way.

Mrs. Stewart stated they have taken groups to Delta Tech, NWCC, and will be going to Ole Miss later this month. She said a couple of the teens have already enrolled at Delta Tech.

Mrs. Stewart stated Suicide Prevention Month is September, and they have contracted with Kevin Hines to speak. She said it will be open to anyone and will be held at Brown Baptist. Supervisor Caldwell asked if they were sending suicide prevention information to the school counselors. Mrs. Stewart affirmed. Mrs. Stewart said they are also partnered with local MAP teams so that they can help them with some funds as theirs run out.

Supervisor Medlin asked what ages they served. Mrs. Stewart stated they serve ages 12-21.

2. Election Commission – Request to Split the Miller Voting District and Make the Polling Place of the New District the Great Commission Church

First District Election Commissioner Paul Beale stated the Election Commission has been talking about splitting this precinct since November when voters stood in line for over an hour to be able to vote. Mr. Beale presented 2 options for splitting the area, and stated he and Supervisor Medlin prefer option 1.

Supervisor Gardner asked how many voting precincts there are. Mr. Beale stated there are currently 40, and Miller is the most urgent one to act on. He stated they will not be looking at any others until after the 2020 census. Supervisor Gardner asked how many more people will have to be hired when the new precinct opens. Mr. Beale stated only 1 or 2.

Supervisor Caldwell asked if the Election Commission would need additional equipment for the elections. Mr. Beale stated they can work with what they have; there will just not be any spares. He stated ballot boxes and booths are fine, but the scanners are what they have trouble with.

Supervisor Gardner stated the Board appreciated how seriously the Election Commissioners take their job. He stated the Secretary of State's office is always complimentary of DeSoto County's elections.

Supervisor Jessie Medlin made the motion and Supervisor Mark Gardner seconded the motion to split the Miller Voting District as outlined in Option 1 presented by the Election Commission, name the new precinct Olive Branch East to be located at Great Commission Church, and spread the order upon the Board minutes.

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>

See Exhibit H.2.

3. Property & Casualty Insurance Renewal

Mrs. Sarah Edmiston of SouthGroup Insurance stated she, Mr. Dave Hunt, and Mr. Jim Estes of Gallagher & Co. met with the insurance committee to show them several options. She stated the Insurance Committee came up with the recommendation that SouthGroup favored as well. She informed the Board the recommendation saves the County \$41,347. Mrs. Lynchard went over some of the options that were presented to the committee.

Supervisor Medlin stated the County had property and liability with Travelers last time, but this option will leave the liability with Travelers and go with AIG for property. Mrs. Edmiston stated AIG’s quote included a \$50 million flood and earthquake coverage, they are a good company, and SouthGroup has a long relationship with them.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to accept the recommendation of the Insurance Committee to use Travelers for liability and casualty insurance, and AIG for property insurance for the County.

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>

4. 2017 County Health Rankings

Mrs. Lynchard stated Waterwoods Group has done a study of the State of Mississippi with two categories: Health Outcomes (which looks at quality of life) ranked DeSoto County as #1; Health Factors (air quality is one of those and DeSoto has worked hard to be in attainment) ranked DeSoto County as #4.

See Exhibit H.4.

5. Office of Finance & Accounting

a. Inventory Dispositions – Preliminary/Final – Facilities

Inventory Clerk Angie Tapley stated these represented items that have been lost and they have lost affidavits. Mrs. Lynchard informed the Board that no inventory has been done at Facilities for several years. She stated the items listed are very old and they have been disposed of through the years. Mr. Jarman stated he and Mrs. Tapley went through the shop and several buildings all over the county. He stated they did find some of the items on the list.

Supervisor Lee Caldwell made the motion and Supervisor Michael Lee seconded the motion to authorize the preliminary/final inventory disposition for Facilities as presented.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>ABSENT</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>

See Exhibit H.5.a.

b. Budget Amendment for Star Landing Landfill Improvements

Mrs. Lynchard stated at the last meeting, the Board had a discussion on having professional services done at the Star Landing Landfill. She stated the discussion did not include a motion to approve the budget amendment to pay for those services.

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to approve the \$10,000.00 budget amendment to ending cash to pay for professional services relating to the Star Landing property.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>ABSENT</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>

See Exhibit H.5.b.

c. Claims Docket

Deputy Finance Director Stephanie Hanks presented a page by page declaration of the Claims Docket. Mrs. Sissie Ferguson brought invoice documentation to address any questions.

Supervisor Jessie Medlin asked about the following claims:

Supervisor Medlin asked if charging lumber at Lowes was usually how we buy lumber. Mrs. Hanks stated EMA used the procurement card to buy lumber at Lowes when they were working out the balance last month. Mrs. Lynchard stated they had to have the lumber to finish their work before their big training class.

Supervisor Mark Gardner asked about the following claims:

Page 9 – Atlantic Group – Aerial Photography - Mr. Mitchell stated the aerial is done, and they are doing the overlay to match the geo points

Page 9 – Rob Winkler travel – Mr. Mitchell stated he did a presentation in Baton Rouge at a conference.

Page 12 – G Neil Co. – Mrs. Hanks stated that was for mandatory posters that have to be posted.

Page 14 – Complete Home Center – Mr. Jarman stated that was to repair the septic system for the Fire Department and Eudora Park. He stated the Board approved the money from Parks and Ending Cash for the improvements.

Page 16 – C&C – Mr. Jarman stated that was for flooring at the Southaven Health Department and it was in his budget. He said they took out carpet and installed vinyl flooring.

Page 17 – United Refrigeration – Mr. Jarman stated that was a list that included several jobs. He pointed out the \$675 for R22 refrigerant and that is why they are replacing those units. He said that are currently doing the summertime start-up, and should know in about a month which units they will start with.

Page 31 – Sevier County – Chief Deputy Moore stated that was for the helicopter transport. He said the new helicopter is here and in the new hangar.

Page 33 – Triad Marshall Arts – Chief Moore stated that was for a combative, ground fighting class that every officer must go through. He stated this was for instructor certification.

Page 35 – LA Police Gear – Pelican – Chief Moore said those are cases to lock up guns and night gear.

Page 36 – Zones – The invoice showed computers to outfit 19 new cars.

Page 58 – Bancorp South Arena – The invoice showed MOHS Training that is paid for by a grant, so buying food is permissible.

Page 73 – Jolly Roofing – Mr. Jarman stated Land Records had another leak show up, and the heavy rain today showed up another one.

Supervisor Russell did not have any questions.

Supervisor Caldwell did not have any questions.

Supervisor Lee did not have any questions.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the claims docket and 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	<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>

6. Contract Administration – ESRI – GIS Software Maintenance

Director of Procurement and Administrative Services Pat McLeod stated this is a contract for GIS software maintenance and the County has done business with this company for 5 years. She stated GIS has had this contract for several years and the cost is \$12,403 for annual maintenance and it is a prepayment.

Supervisor Lee Caldwell made the motion and Supervisor Michael Lee seconded the motion to authorize the contract with ESRI for GIS software maintenance, authorize prepayment finding the County has done business with this company for several years and they provide an immediate and necessary benefit to the County, and authorize the Board President to sign the necessary documents as discussed.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>ABSENT</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>

See Exhibit H.6.

7. Road Department

a. Finding of Fact – 12190 Whispering Pines Dr.

Mr. Swims stated they got a recommendation from NRCS to correct the ditch at this location as the culvert has been undermined and needs to be stabilized. He said the repairs will need to extend just beyond the ROW to make the proper corrections. Supervisor Medlin stated he had looked at the sight, and the shoulder was also beginning to wash. Mr. Swims stated they need to put in some bigger rock to stop the erosion to keep the erosion from damaging a County road.

Supervisor Jessie Medlin made the motion and Supervisor Mark Gardner seconded the motion to authorize the Road Department to make the necessary repairs to correct the erosion at 12190 Whispering Pines Drive finding the repairs are necessary to protect the County road and stabilize the culvert that has been undermined.

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>ABSENT</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Michael Lee, Fifth District	<u>YES</u>

See Exhibit H.7.a.

b. Finding of Fact – 225 Sterling Lane

Mr. Swims stated this location has a drop inlet with a pipe under the road. He said preliminary investigation leads them to believe the inlet is clogged. He stated there is erosion around it. Mr. Swims stated they will stabilize around the inlet and may have to change out a pipe.

Supervisor Michael Lee made the motion and Supervisor Lee Caldwell seconded the motion to authorize the Road Department to make the necessary repairs at 225 Sterling Lane finding the repairs are necessary to protect the County road and stabilize the inlet that leads to an under-road culvert.

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>ABSENT</u>
Supervisor Lee Caldwell, Fourth District	<u>YES</u>
Supervisor Michael Lee, Fifth District	<u>YES</u>

See Exhibit H.7.b.

8. Mississippi Association of Supervisors – Request for Resolution to Encourage Funding for LSBP

Mrs. Lynchard stated MAS is urging the Boards across the state to sign a request for Governor Bryant to approve local and state bridge project funding.

Supervisor Lee Caldwell made the motion and Supervisor Mark Gardner seconded the motion to approve the resolution and authorize the Board President to sign it.

Supervisor Gardner asked for discussion. He stated he wanted to be sure this request did not get distorted to include supporting a fuel tax.

Supervisor Lee Caldwell withdrew her motion. Supervisor Mark Gardner withdrew his second. The Board decided to get more information and bring this back up at the next meeting.

See Exhibit H.8.

9. Congressional Briefing Committee Trip Update

Supervisor Caldwell stated it was a very good trip. She stated she, Supervisor Gardner, and Supervisor Lee got to speak to the delegation. She said the Mayors and DCRUA staff were there also. Supervisor Caldwell said these trips are important, because if something does come along the legislators have heard from DeSoto County and they think about us. She stated Mr. Jim Flanagan added a visit with Congressman David Kustoff from Collierville to get everyone together because of Hacks Cross Road. Supervisor Caldwell also commended Mr. Tracy Huffman for his dedication to go through and read bills to try and get verbiage there to help DeSoto County. She stated he always provides good information for the Board.

Supervisor Gardner said Senator Cochran informed them the President has made a commitment to infrastructure and was asked to include roads, bridges, water, and sewer as well. He said the Board is hopeful that will help with Horn Lake Creek, flooding in Horn Lake, and Holly Springs Road. Senator Cochran said the President has also made a commitment to improve the National Guard.

Supervisor Lee stated he enjoyed meeting with Senator Cochran and Senator Wicker separately as it gave more one-on-one time with them. He said he could not say enough good things about Congressman Trent Kelly. Supervisor Lee said Trent Kelly is all about what is good for North Mississippi.

Supervisor Caldwell stated they suggested the legislators and some key staffers come to DeSoto County and see Holly Springs Road, Horn Lake Creek and Arkabutla first-hand. Supervisor Gardner stated he would also like to take them to see the DCRUA plants. He stated every staffer he met with was from Mississippi, and he thought they would like a trip “home”. Supervisor Gardner said Mr. Flanagan was looking at some other counties that have done this to get some ideas.

10. Updated Organizational Chart to Make a Part of the Board Minutes

Mrs. Lynchard stated this was just for informational purposes. Supervisor Caldwell said she like having the chart to refer to.

See Exhibit H.10.

11. Chancery Land Records – Request for AED

Mrs. Lynchard stated Mrs. Heffner has requested an AED for the new building. She stated EMS Director Mark Davis said he has money in his budget to purchase the AED, and Mrs. Heffner said she will send someone to be trained on the device.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to approve the purchase of an AED for the new Land Records office to be purchased out of EMS funds.

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>

12. FY17 Budget Review

Mrs. Lynchard pointed out the following:

- Homestead reimbursements are substantially lower than in the past
- One Mill mandatory is doing okay
- Road Maintenance is doing good this year – the Star Landing corridor reimbursement helped
- Bridge & Culvert has a similar situation – there was a growth in millage
- List of Bonds – show how bond payments go
- Self-funded health risk management had an increase

She stated at mid-year, the budget is right on target.

See Exhibit H.12.

13. Approval to Travel

Mrs. Lynchard asked the Board to approve travel to Vicksburg for an Administrator’s meeting.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to approval travel to Vicksburg for Mrs. Lynchard.

The motion passed by a vote as follows:

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

14. Disposal of Surplus Property

Supervisor Caldwell stated she got a request from the Nesbit Fire Department to get the Chevrolet 2500 Extended Cab truck with the 8-foot bed that the Road Department has put on their surplus list. She said they need it to use as a brush truck. Mr. Nowak stated he will research and see how to make the transfer.

See Exhibit H.14.

Later in the meeting, Mr. Nowak stated the Board may do an intergovernmental transfer to a fire district, but a fire department must purchase surplus equipment at a public sale. Supervisor Caldwell asked if there were any negatives to transfer it to the fire district. Mr. Nowak said the fire district can decide what to do with the property. He stated it can have a nominal value which is typically \$10.00.

Supervisor Lee Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to authorize the sale of the Chevrolet 2500 Extended Cab surplus by the Road Department to the Nesbit Fire District at a nominal value by way of an intergovernmental transfer and to authorize the Smith Phillips law firm to draft the necessary documents.

The motion passed by a vote as follows:

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

15. EMA Report

Mrs. Lynchard stated she asked Chief Storey to bring a report to the Board about the training they are doing at EMA and the new training facility.

Chief Bobby Storey stated they are offering training within the EMA firefighter certification, trench classes, and confined spaces classes. He stated the people in training now will stay in the Homeland Security Training program for one year.

Supervisor Russell stated he would like for the Board to go tour the training facility. Chief Storey stated they are about a week away from being finished, and they have spent very little money. He stated they have put in a whole lot of work and a whole lot of effort to make the facility top notch.

Supervisor Caldwell stated the staff has been very frugal and they have picked up furniture on the side of the road for furnishing the training house.

Chief Storey asked the Board to allow Mr. Nowak to draw up a release of liability form to be used at the training classes.

Supervisor Mark Gardner made the motion and Supervisor Bill Russell seconded the motion to authorize the firm of Smith, Phillips, Mitchell, Scott & Nowak to draw up a release of liability form to be used at the training facility.

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>

Chief Storey informed the Board the rating bureau is running behind so ACI's rating is taking a while. He said Walls got rated quickly because they were already an established district, so if just took a phone call. Supervisor Gardner asked Chief Storey to get a new map to the newspaper showing the new areas.

16. GIS/E911 Address Changes

Mrs. Lynchard stated she wanted to be sure if the Board wanted to vote on the address changes before E911 sent out the letters.

Supervisor Caldwell said it be good for the Supervisors to know in case their constituents call them. Mrs. Lynchard stated they just need to revise the policy to say that address changes come to the Board for a vote.

Supervisor Jessie Medlin made the motion and Supervisor Michael Lee seconded the motion to change the requested addresses on Fox Creek and Fogg Road, and modify the policy so all address changes come before the Board to be approved.

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>

See Exhibit H.16.

I. PLANNING

1. PUBLIC HEARING

Supervisor Caldwell made the motion and Supervisor Medlin seconded the motion to open Hwy 305 & County Line Road rezoning Public Hearing advertised for this day.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

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

i. Rezoning

- a. Hwy 305 & County Line Road C-1 Rezoning (751) - Application is for approval of Rezoning of property from A to C-1 (Neighborhood Commercial), identified as Parcel # 3-06-8-34-00-0-00012-00, located on the northwest corner of Hwy 305 and County Line Road in Section 34, Township 3, Range 6 and is zoned A (District 5)
Applicant: Ophelia Anglin

Mr. Hopkins presented the application by Ophelia Anglin for approval of rezoning of property from Agricultural to Neighborhood Commercial (C-1). He stated the Planning Commission recommended denial with a 13-0 vote. He stated a petition in opposition of this item was presented at the Planning Commission meeting to be made part of the record. Mr. Nick Kreunen was present to represent the application.

Mr. Nick Kreunen, Civil Link – 1560 Monty Circle – came forward and stated the applicant is requesting a C-1 rezoning because it most closely fits the nature of the project. He stated the DeSoto County Zoning Ordinance states C-1 zoning is to provide commercial service to the residential community surrounding the site. He stated they are not pursuing a C-4 rezoning because this is a small development. He presented statistics for the area to support a change in the character of the neighborhood to justify the rezoning. The statistics showed increased building permits, increased growth, increased developments, increased traffic, new schools, installation of I-269 and the realignment of Hwy 305. He then stated if approved the applicant will have to get approval from MDOT to approve any curb cuts at the site.

Supervisor Caldwell asked if the applicant has spoken with MDOT concerning the curb cuts. Mr. Kreunen stated MDOT will not give very much information until a permit is applied for by the person developing the site.

Supervisor Russell asked if this would be considered spot zoning. Mr. Tony Nowak stated the determination needs to be made if the C-1 zoning will benefit one person or the whole community to determine if it is spot zoning. Supervisor Russell stated he is concerned with all the permitted uses allowed in a C-1 zoning district if approved.

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

Davis Harris – 10510 Hwy 305- came forward and has the following concerns:

- There is no economic need for a convenience store or gas pumps in this area. He stated they already have a country store, Dollar General and a garden center in the area
- That it will decrease traffic safety in an already dangerous section of Hwy 305 due to numerous curves
- An increase in traffic will cause more traffic safety issues in the area

Rodger Cleveland – 5194 Hwy 305 – came forward and is concerned with the fact that there is not a need for another store in the area.

Julie Sanfer -5930 Hwy 305 - came forward and is concerned with traffic safety and that it will cause the area to lose the country setting.

Supervisor Lee stated there has been commercial zoning approved as part of Villages at Hawks Crossing and does not feel there is enough growth to support more commercial zoning at this time. Supervisor Caldwell asked how close the Villages at Hawks Crossing is to the proposed site. Mr. Cleveland stated it is approximately 5-6 miles from the proposed site. Supervisor Lee stated he referenced this site due to its proximity to the Lewisburg Schools.

Supervisor Lee made a Motion and Supervisor Caldwell seconded the Motion to deny Hwy 305 & County Line Road C-1 Rezoning after consideration of the recommendation by the Planning Commission, the comments of the applicant and the public, documents presented, his knowledge of the area, finding that it will adversely affect the character of the residential neighborhood, and due to lack of substantial evidence of a change in the neighborhood or demonstrating a public need for the zoning.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	YES
SECOND DISTRICT SUPERVISOR, MARK GARDNER	YES
THIRD DISTRICT SUPERVISOR, BILL RUSSELL	YES
FOURTH DISTRICT SUPERVISOR, LEE CALDWELL	YES

FIFTH DISTRICT SUPERVISOR, MICHAEL LEE

YES

Supervisor Medlin made the motion and Supervisor Caldwell seconded the motion to close the Public Hearing.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN

YES

SECOND DISTRICT SUPERVISOR, MARK GARDNER

YES

THIRD DISTRICT SUPERVISOR, BILL RUSSELL

YES

FOURTH DISTRICT SUPERVISOR, LEE CALDWELL

YES

FIFTH DISTRICT SUPERVISOR, MICHAEL LEE

YES

2. New Business

i. Final

- a. Legacy Park, Phase 2 (7115) – Application is for final approval of 2 lots on 57.54 acres. Property is identified as parcel #1-06-7-36-00-0-00002-05 located on South side of Goodman Rd. and west of Polk Lane, in Section 36, Township 1, Range 6 zoned PB, (District 1)**

Mr. Hopkins presented the application for Legacy Park, Phase 2 for final subdivision of 2 lots on 57.54 acres. He stated the Planning Commission voted to recommend approval of this item in an 11-2 vote. Mr. Dustin Collins was present to represent the application.

Supervisor Medlin asked if this is the last phase of this development. Mr. Hopkins stated that no this is only phase 2.

Mr. Dustin Collins came forward and stated they are proposing two buildings on two lots. He then stated the original approval was for one building on one lot but they are asking to divide the lot to allow for two buildings but with essentially the same total square footage of building space as the original proposed single building.

Supervisor Lee asked what is the distance between the two proposed buildings. Mr. Collins stated the approximate distance between the two buildings would be 75 feet.

Supervisor Caldwell asked if there will be landscaping on these lots. Mr. Collins stated that there will be streetscapes along the east side of the building.

Mr. Michael Hatcher came forward and stated he is with Hatcher and Associates Landscape Architects and that he has worked with Hillwood in the past on the landscaping of this project as well as being on the advisory board and has made sure that all landscaping requirements are being met. He then stated there will be extensive landscaping along Polk Lane.

There was discussion as to whether the roads within the development would be public roads or not.

Mr. Young stated that the detention was designed for the one large building, but will accommodate the multiple smaller buildings proposed for the site.

Supervisor Medlin made a Motion and Supervisor Gardner seconded the Motion to approve Legacy Park, Phase 2 for final subdivision of 2 lots on 57.54 acres as presented.

Supervisor Russell stated he does not feel the roads will serve the public and that they will only serve the tenants of the buildings. Mr. Andy Swims stated that there were discussions early in the development that the roads are to be built to withstand the truck traffic. There was discussion of whether there was approval of the roads to be public in the original approval.

Supervisor Gardner withdrew his second to the Motion.

Supervisor Gardner made a Motion and Supervisor Caldwell seconded the Motion to take this item under advisement until after lunch so that the issue of the dedication of the roads to the County could be reviewed.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

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

After lunch Planning staff presented the original approved plan book for the project and it was determined that the roads were to be dedicated to the County as public roads as part of the approval.

Supervisor Medlin made the Motion and Supervisor Gardner seconded the Motion to approve Legacy Park, Phase 2 for final subdivision of 2 lots on 57.54 acres as presented.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

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

ii. **CONSENT**

- a. Looney Road Estates Rev of Lot 4 (7129) – Application is for final subdivision of 3 lot on 6.72 acres. Identified as Parcel(s) #1-05-4-20-00-0-00007-00. Subject property is located on the south side of Looney Road and west of Center Hill Road in Section 20, Township 1, Range 5 Zoned A-R (District 1)
Applicant: Rubie Bradley
- b. Harper Road 2 Lot Minor Lot (7130) – Application is for final subdivision of 2 lots on 2.71 acres. Subject property is identified as Parcel(s) #3-09-5-16-00-0-00024-00. Subject property is located on the west side of Harper Road and south of Hwy 304 in Section 16, Township 3, Range 9 Zoned A (District 4)
Applicant: Ronald C. Anderson

Mr. Hopkins presented the Consent Agenda. He then stated the applications meet all Subdivision Ordinance requirements.

Supervisor Caldwell made the motion and Supervisor Medlin seconded the motion to approve the Consent Agenda items as presented.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

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

iii. **OTHER**

a. **Refund Request – Traditional Plumbing**

Mr. Hopkins presented the request by Traditional Plumbing for a refund of permit fees in the total of \$285.00. He stated no work was performed at any of the jobsites.

Supervisor Gardner made the motion and Supervisor Caldwell seconded the motion to approve the request by Traditional Plumbing for a refund of plumbing permit fees in the amount of \$285.00 and authorize the Clerk to write a check for the refund.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

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

b. Design Waiver Request – Liberty Baptist Church

Mr. Hopkins presented design waiver request by Liberty Baptist Church to waive the requirements of the turn lane on Center Hill Road, sidewalks and curb and gutter.

Supervisor Medlin stated they were approved several years ago and were to install a turn lane. He stated they are asking to use two entrances with one being wider rather than installing a turn lane. Mr. Mark burton came forward and stated he was representing the church. He stated they are concerned with safety and feel the turn lane could cause a safety issue. Mr. Bryson stated they plan to donate right of way to allow for future expansion of Center Hill Road.

Mr. Swims stated the driveway needs to be moved a little further south on the property.

Supervisor Medlin made a Motion and Supervisor Gardner seconded the Motion to approve the waiver of the additional lane, sidewalks and curb and gutter.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

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

c. Building Permit Report

Mr. Cardosi presented the Building Permit Report for the month of March.

J. EXECUTIVE

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

Supervisor Jessie Medlin made the motion and Supervisor Michael Lee seconded the motion to adjourn the Board meeting until Monday, May 1, 2017, at 9:00 a.m.

The motion passed by a vote as follows:

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

THIS the 17th day of April, 2017, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Michael Lee, President

