

DESOTO COUNTY BOARD OF SUPERVISORS
BOARD MEETING MINUTES
DISTRICT FOUR SUPERVISOR LEE CALDWELL, PRESIDING
February 25, 2019

A. CALL TO ORDER

The February 25, 2019 meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Lee Caldwell, 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
Sheriff Bill Rasco	Sheriff's Department -ABSENT
Misty Heffner	Chancery Clerk
Vanessa Lynchard	County Administrator
Tony Nowak	Board Attorney

B. INVOCATION

DeSoto County Economic Development Council President Jim Flanagan offered the invocation.

C. PLEDGE OF ALLEGIANCE

D. APPROVAL OF AGENDA: ADDITIONS & DELETIONS

Supervisor Jessie Medlin requested to add the following:

1. Discussion on Zoning Signs (New, F.1.)

Supervisor Mark Gardner requested to add the following:

1. Public Records Request (New, F.2.)

Supervisor Jessie Medlin made the motion and Supervisor Mark Gardner seconded the motion to approve the Agenda with the additions, deletions and corrections listed 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>

E. OLD BUSINESS

1. Zoning Ordinance Update

There was discussion of rezoning signs, can the County remove them or fine them for not removing them after the rezoning is over.

Mr. Hopkins presented a portion of the draft Zoning Ordinance starting on pg. 225 with Sect. 501- Administration.

He stated that the section defines a “Zoning Administrator”. He then stated that Planning staff shares the duties listed under “Zoning Administrator”. He stated he doesn’t feel we need this separate description. Mr. Hopkins recommended changing Zoning Administrator to Planning Director.

Mr. Cardosi stated that this sets up a process that interpretations would go through the Planning Director first; the Board may want to delete this section. He stated that currently staff brings all questions about interpretations to the Board of Supervisors.

There was discussion of when interpretation would be needed.

Mr. Hopkins presented the section concerning building permits. Supervisor Russell asked if all permits were exempt on farm buildings in the Agricultural Zone. It was discussed that staff has the land owner bring in a USDA farm number and sign an affidavit that the property is a farm and then a permit is not needed for a farm use building.

It was recommended to take out the language concerning Final Inspection and Certificate of Occupancy.

It was discussed that much of 2A needs to be merged with Section D and G.

The next section discussed was the Board of Adjustment. Staff stated they would like to keep it the same. There was discussion that the Board of Adjustment has too much authority and may need to add to the Ordinance where all Variances and Conditional Uses come to the Board of Supervisors on a consent agenda after the Board of Adjustment meeting.

Supervisor Medlin made a Motion and Supervisor Gardner seconded the Motion to charge a \$10.00 fee for appeals of the Board of Adjustment decisions.

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

F. NEW BUSINESS

1. Discussion on Zoning Signs

Supervisor Medlin asked if the County could start fining people for not taking down the rezoning signs after the matter had been heard and decided on.

Supervisor Caldwell asked who put the signs up. Mr. Cardosi said the developers do that.

Mr. Nowak stated there is a provision in the County’s Sign Ordinance that states a time period for the signs to be removed, and that would allow the County to assess a fine if there was non-compliance. He stated the matter would have to go to Justice Court for the fines. Ms. Hendricks stated she thought the time frame was 90 days. Mr. Cardosi stated sometimes the land sale is contingent on the rezoning and then the landowner and developer disagree about whose responsibility it is.

No Board action was taken.

2. Public Records Request

Supervisor Gardner stated there was a public records request for travel expenses for Supervisor Caldwell and wondered if there was anything on it that needed to be redacted. Supervisor Caldwell stated all expenses are published in the newspaper each month. Mrs. Lynchard stated the request captured all of Supervisor Caldwell's expenses, but it would only show a portion of other Board members. The Board was fine with sending the reports as copied by Accounting.

No Board action was required.

G. EXECUTIVE SESSION

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

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to adjourn the Board meeting until Monday, March 4, 2019 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>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>

THIS the 4th day of March, 2019, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Lee Caldwell, President
DeSoto County Board of Supervisors