

DESOTO COUNTY BOARD OF SUPERVISORS
BOARD MEETING MINUTES
DISTRICT FOUR SUPERVISOR LEE CALDWELL, PRESIDING
June 17, 2019

A. CALL TO ORDER

The June 17, 2019 meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Lee Caldwell, Board President.

Sheriff Bill Rasco 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 (by phone for most of meeting)
Supervisor Bill Russell	District 3
Supervisor Lee Caldwell	District 4
Supervisor Michael Lee	District 5
Sheriff Bill Rasco	Sheriff's Department
Misty Heffner	Chancery Clerk
Vanessa Lynchard	County Administrator
Sam Barber	Board Attorney

B. INVOCATION

Deputy Bruce Holbrook offered the invocation.

C. PLEDGE OF ALLEGIANCE

D. APPROVAL OF AGENDA: ADDITIONS & DELETIONS

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

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

- a. IT/EMA - IPAWS Update (Old, G.4.)
- b. Office of Procurement – Appoint Francine Davis to Act as Receiving Clerk for All Departments (New, I.5.c.)
- c. Office of Procurement – Appoint Stephanie Paisley as Receiving Clerk for All Departments (New, I.5.d.)
- d. Chancery Clerk – Request to Add \$1 Fee for MDAH and Records Preservation (New, I.13.)
- e. Hernando Optimist Club – Request to Use Courthouse Grounds for Movies on the Square (1:30) (New, I.14.)
- f. Court Order Appointing Jessica Massey as Public Defender for Drug Court (New, I.15.)
- g. Animal Services – Policy for Quarantined Animals (New, I.16.)
- h. Consider for Executive – Human Resources – Facilities Personnel (Executive, J.1.d.)
- i. Consider for Executive – Industrial Prospect – Medline (Executive, J.3.)

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

- a. Planning- Rezoning – DeSoto Business Center (Delayed to July 1, 2019) – (Planning, H.1.b.)
- b. Walls Water Tank (New, I.12.)

3. Supervisor Jessie Medlin requested to add the following:

- a. Driver's License Facilities (New, I.17.)

4. Road Manager Andy Swims requested to add the following:

- a. Road Department - Update on Craft & Bethel (New, I.7.b.)

5. Director of Finance & Accounting Andrea Freeze requested to add the following:

- a. Accept & Authorize Board President Signature on Waste Tire Grant (New, I.6.c.)

Supervisor Michael Lee 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>

E. CITIZEN REMARKS & PRESENTATIONS

1. Resolution of Appreciation for Deputy Anglin

Supervisor Caldwell stated since Deputy Anglin was not present they would make this presentation at the next Board meeting.

2. Tax Protest – Antonio Abram

Mrs. Lynchard stated this was held over from the June 3rd meeting. Mr. Abram was not present. Mrs. Lynchard stated he went out of business in 2015 and is still being assessed. She said the Tax Assessor’s office will not change his taxes until they get an order from the Board of Supervisors. Mrs. Lynchard said she will contact Mr. Abram to see when he can come in.

3. Homestead Reimbursement Request – Doris H. Koonce

Mrs. Koonce stated she changed her deed to a trust deed for her children and lost her notice to re-file her homestead exemption. She asked if the Board could reinstate her homestead so she did not have to pay the full tax amount.

Mr. Barber stated there was a change in ownership with the life estate and MS Code Section 27-33-31 states if a change occurs the owner must return the annual application and file a new application before April 1. He stated the Board cannot allow the Homestead Exemption if the requirements are not complied with under the statute.

Mrs. Lynchard stated this is not a decision of the Board as they have no authority to allow it as it is not legal under the code.

Supervisor Caldwell stated the Board would love to help, but they have to follow the law. Supervisor Gardner agreed and expressed his regret.

See Exhibit E.3.

4. MAS Recognition of Supervisor Bill Russell

Supervisor Caldwell stated she, Supervisor Gardner, and Supervisor Lee attended the annual MAS Conference last week where they received a plaque in honor of Supervisor Bill Russell’s service on the Board from 2004 to 2020. She stated Supervisor Russell has served the citizens of DeSoto County well and the Board was pleased to present him with the plaque.

Supervisor Caldwell asked if anyone present wished to address the Board on a matter not on the agenda. No one came forward.

F. CONSENT AGENDA

1. Office of Finance & Accounting

- a. **Budget Amendments – Animal Services, Circuit Clerk, Human Resources/Ending Cash, County Prop/Liability Insurance, Sheriff’s Department, Sheriff’s Canteen Fund, District 1 Constable, Juvenile Drug Court, NRCS Project, EMA/Special Grant Award, Road Dept Insurance, Road Maintenance**

		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	\$ 2,548.00	\$ 2,380	\$ 168		\$ 2,548
	EXPENSE					
001-445-938	Heating & Air Units - Donations	\$ -	\$ 12,240	\$ 168		\$ 12,408
TOTALS				OVERALL INCREASE	\$168.00	
Reason for Request:	Increase revenue and increase expenses to account for recent restricted donations given to the animal shelter.					
(Show detailed)						
		Fund/Department #		001 / 102		
(2)	Circuit Clerk					
ACCT #	LINE ITEM	YEAR TO DATE EXPENSES	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET
001-102-919	Furn/Office Equip Under \$5000	\$ -	\$ 1,000		\$ 1,000	\$ -
001-102-924	Computer Hardware & Software	\$ -	\$ -	\$ 1,000		\$ 1,000
TOTALS			\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000
Reason for Request:	Purchase monitors and stands for dual screens for County court and election office in order to perform work more efficient.					
(Show detailed)						
		Fund/Department #		001 / 140 & 999		
(3)	Human Resources / Ending Cash					
ACCT #	LINE ITEM	YEAR TO DATE EXPENSES	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET
001-140-590	Drug Testing Fees	\$ 2,815.00	\$ 3,250	\$ 4,065		\$ 7,315
001-999-999	Ending Cash	\$ -	\$ 29,724,705		\$ 4,065	\$ 29,720,640
TOTALS			\$ 29,727,955	\$ 4,065	\$ 4,065	\$ 29,727,955
Reason for Request:	To account for an increase in drug testing expense.					
(4)	County Prop & Liability Insurance					
ACCT #	LINE ITEM	YEAR TO DATE	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET
	REVENUE					
001-000-376	Insurance Proceeds	\$ 114,140.50	\$ 93,451	\$ 21,314		\$ 114,765
	EXPENSE					
001-202-915	Vehicles Above \$5,000	\$ 578,123.00	\$ 578,123	\$ 9,977		\$ 588,100
001-999-999	Ending Cash	\$ -	\$ 29,720,640	\$ 11,337		\$ 29,731,977
TOTALS				OVERALL INCREASE	\$ 21,314.00	
Reason for Request:	Increase revenue and increase expense to account for insurance proceeds for total loss of Sheriff's Dept vehicle and Animal Control vehicle.					
(5)	Sheriff's Departments					
ACCT #	LINE ITEM	YEAR TO DATE EXPENSES	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET
001-201-441	Overtime - Aviation	\$ -	\$ 5,202		\$ 4,000	\$ 1,202
001-216-441	Overtime - DUI Grant	\$ 24,619.34	\$ 24,970	\$ 4,000		\$ 28,970
001-220-552	Medical Fees	\$ 1,735.00	\$ 2,000	\$ 235		\$ 2,235
001-220-594	Other Contractual Services	\$ 9,000.00	\$ 15,500		\$ 235	\$ 15,265
001-225-617	Rescue Supplies	\$ 3,572.63	\$ 5,005	\$ 272		\$ 5,277
001-225-546	Other Repairs & Maintenance	\$ 2,364.00	\$ 2,500		\$ 136	\$ 2,364
001-225-925	Radios	\$ 5,611.20	\$ 5,748		\$ 136	\$ 5,612
TOTALS			\$ 60,925	\$ 4,507	\$ 4,507	\$ 60,925
Reason for Request:	Reallocate funds to line items where needed.					
(6)	Sheriff Canteen Fund					
ACCT #	LINE ITEM	YEAR TO DATE EXPENSES	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET
033-221-692	Clothes & Dry Goods/Prisoners	\$ 28,096.22	\$ 45,000	\$ 5,500		\$ 50,500
033-221-922	Other Capital Outlay over \$5,000	\$ -	\$ 5,500		\$ 5,500	\$ -
TOTALS			\$ 50,500	\$ 5,500	\$ 5,500	\$ 50,500
Reason for Request:	Reallocate funds to line items where needed.					
(7)	District 1 Constable					
ACCT #	LINE ITEM	YEAR TO DATE EXPENSES	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET
001-261-475	Mileage & Other Travel Costs	\$ -	\$ 450	\$ 21		\$ 471
001-261-571	Dues and Subscriptions	\$ -	\$ 100	\$ 50		\$ 150
001-261-587	Training & Registration	\$ -	\$ 475		\$ 71	\$ 404
TOTALS			\$ 1,025	\$ 71	\$ 71	\$ 1,025
Reason for Request:	To account for annual constable convention in Gulfport, MS.					

		Fund/Department #		032 / 243				
(8)	Juvenile Drug Court							
ACCT #	LINE ITEM	YEAR TO DATE EXPENSES	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET		
032-243-467	Workers Compensation	\$ 328.47	\$ 360	\$ 57		\$ 417		
033-243-999	Ending Cash	\$ -	\$ 195,930		\$ 57	\$ 195,873		
TOTALS			\$ 196,290	\$ 57	\$ 57	\$ 196,290		

Reason for Request: To account for correct workers compensation amount for Erica Banks.
(Show detailed)

		Fund/Department #		160 / 359				
(9)	NRCS Project							
ACCT #	LINE ITEM	YEAR TO DATE EXPENSES	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET		
160-359-533	Rental of Other Equipment	\$ -	\$ -	\$ 10,000		\$ 10,000		
160-359-655	Other Mt Supplies & Materials	\$ -	\$ -	\$ 5,000		\$ 5,000		
160-359-667	Rip Rap	\$ -	\$ -	\$ 200,000		\$ 200,000		
160-359-909	Other Improvements over 25000	\$ -	\$ 600,000		\$ 215,000	\$ 385,000		
TOTALS			\$ 600,000	\$ 215,000	\$ 215,000	\$ 600,000		

Reason for Request: Reallocate funds to correct line items to cover NRCS expenses accurately.
(Show detailed)

		Fund/Department #		001 / 901				
(10)	EMA - Special Grant Award							
ACCT #	LINE ITEM	YEAR TO DATE	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET		
REVENUE								
001-000-377	Gifts/Grants/Donations	\$ 6,460.00	\$ 2,000	\$ 4,460		\$ 6,460		
EXPENSE								
001-901-977	Misc Gifts/Donations Expenses	\$ 1,074.47	\$ 2,000	\$ 4,460		\$ 6,460		
TOTALS				OVERALL INCREASE	\$ 4,460.00			

Reason for Request: Increase revenue and increase expense to account for recent restricted donation given to EMA from Firehouse Subs for the purchase of bullet proof protective equipment.
(Show detailed justification)

		Fund/Department #		156 / 300				
(11)	Road Dept Insurance							
ACCT #	LINE ITEM	YEAR TO DATE	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET		
REVENUE								
156-000-376	Insurance Proceeds	\$ 9,854.00	\$ 4,238	\$ 5,617		\$ 9,855		
EXPENSE								
156-300-542	Vehicle Repair & Maintenance	\$ -	\$ -	\$ 5,617		\$ 5,617		
TOTALS				OVERALL INCREASE	\$ 5,617.00			

Reason for Request: Increase revenue and increase expense to account for insurance proceeds to repair rd dept employee's vehicle who struck a deer.
(Show detailed justification)

		Fund/Department #		156 / 300				
(12)	Road Maintenance							
ACCT #	LINE ITEM	YEAR TO DATE EXPENSES	ADOPTED BUDGET	INCREASE	DECREASE	REVISED BUDGET		
156-300-542	Vehicle Repair & Maintenance	\$ -	\$ 5,617	\$ 2,000		\$ 7,617		
156-300-594	Other Contractual Services	\$ 4,360.15	\$ 69,950		\$ 2,000	\$ 67,950		
TOTALS			\$ 75,567	\$ 2,000	\$ 2,000	\$ 75,567		

Reason for Request: Reallocate funds to complete repairs and cover deductible on vehicle that struck a deer.
(Show detailed)

b. SID Forfeitures & Authorize Clerk to Write Check

The following seized funds listed have been forfeited by court order to be transferred from the seized account to the forfeiture account and for the District Attorney's Office to receive their 20% in the form of a check. Please approve the transfer of the funds and the clerk to write the check.

Case #	Date Seized	Receipt #	Amount	Date of Forfeiture	District Attorney (20%)	Clerk Fee
2018-49347	9/16/18	36344	263.00	5/15/19	52.60	\$ 85
2019-15925	3/26/19	37284	21,400.00	5/20/19	4,280.00	\$ 160
		Total	\$ 21,663		\$ 4,332.60	\$ 245

Transfer from Sheriff-Seized Fund (123-000-001) \$ 21,663
Transfer to Sheriff-Forfeiture Fund (120-000-001) \$ 21,663

Amount to remain in forfeitures (120-000-238) \$ 17,330.40

Check amount to the District Attorney (120-000-147) \$ 4,332.60

Check Amount to the D.A. for Clerk Fee (120-227-559) \$ 245.00

c. Final Inventory Dispositions - Sheriff's Dept. (2), Circuit Court Reporters, IT

DEPT	SHERIFF'S DEPARTMENT			NRC = NON REPAIRABLE (COST)	K = THOUSANDS						DEPT	200
NAME:				NR = NON REPAIRABLE	H = HUNDREDS						LOC	
				DAS = DECLARE AS SURPLUS	D = DOLLARS							
ASSET #	DESCRIPTION	SERIAL #	ISSUE/REASON FOR DISPOSAL	Y R A C G	C O S T	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	FINAL DISPOSAL LOCATION	DATE OF FINAL APPROVAL		
41789	TOYOTA 2001 RAV4	JTEHH20VX10128455	Forfeiture-Surplus for Auction	2011	65H	SID Lot	03/04/19	AH	Crenshaw			
44025	LINCOLN 2013 MKS	1LNHL9DK2DG608895	Forfeiture-Surplus for Auction	2014	28K	SID Lot	03/04/19	AH	Crenshaw			
48310	Iphone 8plus	F2LW1DW2YCLQ	Lost - Affidavit attached	2018	5H	Lost	03/04/19	JS	Lost			
36284	TASER GUN	X00627988	Broken-not repairable	2005	8H	ADC	03/04/19	Wicker	Waste			
42489	TASER GUN	X00682562	Broken-not repairable	2012	8H	ADC	03/04/19	Wicker	Waste			
AUTHORIZATION TO DISPOSE				INVENTORY CLERK INFORMATION			NOTES					
SIGNED BY: _____ DATE: _____				PRELIMINARY PRESENT TO BOS			Auction 5-5-19					
PRINT NAME: Lt. Justin Smith / C. I. Roger Hutchins				March 4, 2019								
DISPOSED BY: _____ DATE: _____				FINAL PRESENT TO BOS								
				June 17, 2019								

DEPT	SHERIFF'S DEPARTMENT			NRC = NON REPAIRABLE (COST)	K = THOUSANDS						DEPT	200
NAME:				NR = NON REPAIRABLE	H = HUNDREDS						LOC	
				DAS = DECLARE AS SURPLUS	D = DOLLARS							
ASSET #	DESCRIPTION	SERIAL #	ISSUE/REASON FOR DISPOSAL	Y R A C G	C O S T	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	FINAL DISPOSAL LOCATION	DATE OF FINAL APPROVAL		
38860	FORD 2007 CV	2FAHP71W07X138424	Wrecked/recycle	2009	13k	CM Shop	04/15/19	LS	Desoto Recycle			
38434	FORD 2008 CV (SILVER)	2FAHP74V78XK149747	Surplus - AUCTION	2018	25k	CM Shop	04/15/19	LS	Crenshaw			
43394	FORD 2010 CV	2FABP7BV1AX112823	Surplus - AUCTION	2013	13k	CM Shop	04/15/19	LS	Crenshaw			
45032	BELGIAN MALINOIS (BLONDIE)	9670000034784	Retirement	2015	12k	K9 Handler	04/15/19	PL	Handler			
38883	CANON POWERSHOT CAMERA	7122004031	Broken - Unrepairable	2009	2H	SID	04/15/19	AH	Magnolia			
46731	COLEMAN DIG CAMERA	2V9WPO24282	Broken - Unrepairable	2017	70D	SID	04/15/19	AH	Desoto Recycle			
42057	DELL 6400 LAPTOP	C390JM1	Screen damaged-Unrepairable	2012	2H	SID	04/15/19	AH	Desoto Recycle			
39800	2005 Ford CV	2FAHP71W85X152665	Auction	2009	10k	SID	11/19/18	LS	Crenshaw			
42045	2009 Ford CV	2FAHP71V19X137535	Wrecked/part out/ bad trans						Desoto Recycle			
AUTHORIZATION TO DISPOSE				INVENTORY CLERK INFORMATION			NOTES					
SIGNED BY: _____ DATE: _____				PRELIMINARY PRESENT TO BOS			Crenshaw Auction 5-18-19					
PRINT NAME: Lt. Justin Smith / C. I. Roger Hutchins				April 15, 2019								
DISPOSED BY: _____ DATE: _____				FINAL PRESENT TO BOS								
				June 17, 2019								

DEPT	Circuit Court Reporters			NRC = NON REPAIRABLE (COST)	K = THOUSANDS						DEPT #	179
NAME:				NR = NON REPAIRABLE	H = HUNDREDS						LOC #	179
				DAS = DECLARE AS SURPLUS	D = DOLLARS							
ASSET #	DESCRIPTION	SERIAL #	ISSUE/REASON FOR DISPOSAL	Y R A C G	C O S T	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	FINAL DISPOSAL LOCATION	DATE OF FINAL APPROVAL		
39377	FTR Deck 2 Reporter	20010649000786	broken, outdated	2008	6953	Accounting	06/03/19	H.P.	Ewaste			
39423	A3 Writer Court Room	A006866	broken, outdated	2008	5637	Accounting	06/03/19	H.P.	Ewaste			
AUTHORIZATION TO DISPOSE				INVENTORY CLERK INFORMATION			NOTES					
SIGNED BY: _____ DATE: 05/28/19				PRELIMINARY PRESENT TO BOS								
PRINT NAME: Julie Mims / Kathy Sanford				June 3, 2019								
DISPOSED BY: _____ DATE: 06/12/19				FINAL PRESENT TO BOS								
DATE INVENTORY DISPOSED IN AS400				June 17, 2019								
DATE BOS FINAL MIMS ATTACHED												
INVENTORY CLERK: _____ DATE: 05/28/19												
HUNTER PETTIGREW												

DEPT NAM		IT Department								DEPT #:		152
ASSET #	DESCRIPTION	SERIAL #	ISSUE/REASON FOR DISPOSAL	Y R A C Q	C O S T	LOCATION AT PRELIMINARY	PRELIMINARY APPROVAL DATE	DISPOSED OF BY	FINAL DISPOSAL LOCATION	DATE OF FINAL APPROVAL		
38108	FUJITSU SCANNER	101725	bad scan quality	07	960	152	06/03/19	F.H	Ewaste			
41246	DELL LCD MONITOR	FSJC2806591	bad screen resolution	10	126	152	06/03/19	F.H	Ewaste			
41249	DELL OPTIPLX 160 PC	HYHJ8P1	will not power on	10	900	152	06/03/19	F.H	Ewaste			
41523	PHASER PRNTR	ART051995	will not connect	11	816	152	06/03/19	F.H	Ewaste			

AUTHORIZATION TO DISPOSE		INVENTORY CLERK INFORMATION		NOTES
SIGNED BY: <u>Felicia Hopper</u>	DATE: 05/29/19	PRESENTED TO BOS		
PRINT NAME: Felicia Hopper		3-Jun-19		
DISPOSED BY: Felicia Hopper	DATE: 06/12/19	PRESENTED TO BOS		
PRINT NAME:		DATE INVENTORY DISPOSED IN AS400		
INV CLERK: <u>H. Pettigrew</u>	DATE: 05/29/19	DATE BOS FINAL MINS ATTACHED		
HUNTER PETTIGREW				

2. Office of Procurement

a. Procurement Card Purchases

May 2019

PROCUREMENT CARD LOG SHEET
CARD NUMBER: 4715 6215 8600 0011

Date Out	Time Out	Time In	Vendor	Department	Employee	Description of Purchase	TOTAL RECEIPT	Issues, if any
5/23/2019	8:10	10:17	Southern Application Mgmt	Road	Keith Pearson	injection pump	\$2,933.06	None
5/28/2019	2:06	2:30	GoDaddy	IT	Traci Webb	domain renewal	\$63.51	None

3. Inmate Meal Log Affidavit

4. EMS Monthly Report

May 2019

Number of ambulance runs billed: 139
Amount billed: \$ 74,054.06
Amount collected: \$ 44,531.01
Un-collectable amount: \$ 13,518.74

	Eudora	Lewisburg	Walls
Dispatched Calls:	60	80	72
Refusals:	11	15	14
Standby Only:	0	3	2
Billed:	41	52	46
Other:	8	10	10

Other = unable to locate patient, treated and transferred, treated and released, no treatment required, no patient found, dead at scene, cancelled and unknown.

5. Justice Court Monthly Report

May 2019

Criminal Cases Filed	182
Civil Cases Filed	837
Traffic Tickets Filed	1,446
Total Cases Filed	2,465
State Assessments	\$73,984.87
County General Fund	\$125,346.78
DPS	\$6,050.00
Total Collections	\$205,381.65

6. Road Department

a. Safety Report

7. Chancery Clerk Allowance

Supervisor Michael Lee made the motion and Supervisor Bill Russell 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>

Discussion: Supervisor Gardner asked the Sheriff if moving \$4,000 from Aviation overtime would leave enough money for the year. Sheriff Rasco said it would.

Supervisor Medlin asked if the pump on the procurement card was one of three purchased. Mr. Swims affirmed.

See Exhibit F.

G. OLD BUSINESS

1. Litter Ordinance – Nail Road Update

Environmental Service Director Ray Laughter stated that at the time the request came in to check on the property for litter violation the grass was overgrown and the Board of Supervisors gave an extension for the individuals to clean up the property. He stated that the property is now in compliance with the Litter Ordinance.

Supervisor Michael Lee made a motion and Supervisor Jessie Medlin seconded the motion for the violation to be dismissed.

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 YES

2. Appointment – Jury Commissioner

County Administrator Vanessa Lynchard stated that they have a vacancy for jury commissioner.

Supervisor Lee Caldwell stated that Evelyn Bearden and Billy Sowell have been mentioned. It was determined that Mrs. Bearden would not be eligible at this time.

Supervisor Mark Gardner stated that Greg Paylor had inquired about the position.

Ms. Lynchard stated that she would check into the matter and get back with the board.

See Exhibit G.2.

3. Sheriff’s Department – Unmarked Cars

Ms. Lynchard stated that this was held over from the previous board meeting. She stated the list of all Sheriff’s Department vehicles and a list of unmarked vehicles used for undercover purposes has to be sent to the auditor. Mrs. Lynchard stated the Sheriff has pledged the list of unmarked vehicles the Board received is accurate and he will sign a letter stating that.

Supervisor Gardner stated that he has seen some of these cars that have been marked since this matter came up.

Supervisor Mark Gardner made a motion and Supervisor Lee Caldwell seconded the motion to approve the list of undercover vehicles according to the Sheriff’s signed statement and authorize the Board President to sign all 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.3.

4. IPAWS Update

Ms. Lynchard stated that IT is moving ahead with the IPAWS project and just about to be operational.

IT Supporter Andy Alberson stated that he gave out copies of documents the Board received at the original presentation. He stated that Civic Plus will be the backbone of the project and the login will be the same as the website. Mr. Alberson stated they need to know who the Board wants to be responsible for sending the alerts out. IT Director John Mitchell and his team went through training to see how the system works. Josh Harper stated the alerts are designed to be just for danger to life or property; and they are requesting guidance as to the departments or individuals who will have access to the system. He also stated there are strict federal guidelines as to what can be sent out; and they would like to limit the alerts to emergencies only.

Supervisor Russell stated that they would want to notify people of a water alert as to the water being contaminated and what they would have to do in that case. Mr. Harper said this would only be done if they were notified by a person with authority stating that there is a water emergency in the county, and they would want it in writing to be sure the wording was correct.

Mr. Mitchell stated they talked about this at the first mention on how to announce the alert. He stated they wanted guidance on the type of information to alert the county about from the Board of Supervisors, EMA, and the Sheriff. Mr. Harper stated that it may be good to put together an instruction booklet as to how this system works.

Supervisor Russell asked who would be the point person. Mr. Harper stated that is what they were trying to determine.

Supervisor Caldwell requested that the instruction booklet be prepared and sent to the Board of Supervisors for review ahead of time.

Supervisor Medlin requested that road closures and detours be part of the system.

Supervisor Caldwell stated that this system is not replacing Nixel. This is an addition to the other systems. Mr. Harper affirmed noting this system would go to every phone in the area of notification from local cell towers. He stated this is not a subscription.

Mr. Harper stated the EMA/Fire Office feels comfortable pushing out messages. He also noted the Sheriff's Department is sending out accurate information from their system. Mr. Harper said the confusion starts when sending out alerts on behalf of other departments.

See Exhibit G.4.

H. PLANNING

1. Public Hearing – 9:30 a.m.

Supervisor Lee made the motion and Supervisor Russell seconded the motion to open the 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

- a. **Rezoning - Chapel Woods (778) - Application is to rezone 141.66 acres from A to R-30 Overlay, Located on the west side of Holly Springs Road and south of Melanie Lane, identified as Parcel #3-7-6-23-00-0-00012-00 and 3-07-7-26-00-0-00003-00 in Section 23 & 26, Township 3, Range 7 (District 5)
Applicant: South Creek Homes, LLC**

Mr. Hopkins stated that the applicant has requested that this item be tabled to allow for a traffic study to be done.

Supervisor Lee stated he would like to have a traffic study done of Holly Springs Road, adjacent to the subject property, to include peak times such as the restaurant hours, on Bolin Road at the intersections with Malone Rd and Getwell Rd. and on Malone Road at the intersection with Holly Springs Rd.. He stated he would also like the applicant to look at the concerns of the neighbors such as the lot sizes. Supervisor Caldwell stated that Supervisor Lee has worked with the developer to address the concerns of the community.

Supervisor Medlin asked if tabled, will this item go back to the Planning Commission before it is heard by the Board of Supervisors. Supervisor Lee stated no it would just be heard by the Board of Supervisors.

Supervisor Lee made a Motion and Supervisor Russell seconded the Motion to table the application for Chapel Woods for rezoning of property from A to R-30 Overlay until 9:30 a.m. on August 19, 2019.

Supervisor Lee rescinded the Motion and Supervisor Russell rescinded his second.

There was discussion of moving the date the item was tabled to from August 19, 2019 to July 15, 2019 to allow for neighbors to be able to attend the meeting.

Supervisor Lee made a Motion and Supervisor Russell seconded the Motion to table the application for Chapel Woods for rezoning of property from A to R-30 Overlay until 9:30 a.m. on July 15, 2019.

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 Lee stated he would like the traffic study to look at the following locations:

- Bolin Road and Malone Road
- Bolin Road and Getwell Road
- Malone Road and Holly Springs Road
- Holly Springs Road and the proposed entrance of the subdivision

Supervisor Lee and Supervisor Russell made a Motion to make the letter presented by Susan Harris a part of the minutes.

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 Russell 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

- b. **Rezoning - Desoto Business Center (779) - Application is to rezone 58.75 acres from AR to M-1, Located on the south side of Kirk Road and east of Polk Lane, identified as Parcel #105419000 0002100 and 105419000 0001100 in Section 19, Township 1, Range 5W (District 1) Applicant: DeSoto Business Centre**

Mr. Hopkins stated that the applicant asked at the Planning Commission meeting that this item be heard at the July 1, 2019 Board of Supervisors meeting.

Supervisor Medlin made a Motion and Supervisor Russell seconded the Motion to table the application for Desoto Business Center for rezoning of property from A-R to M-1 until 9:30 a.m. on July 1, 2019.

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

Carrie Freeman – 8268 Polk Lane Cove – came forward and asked for clarification of where the proposed site is located.

There was discussion of where the site is located and the proposed entrance to the site will be located.

Mrs. Freeman stated she has had issues with the crews working on the convenience store site at Polk Lane and Polk Lane Cove blocking the road with construction equipment. Mr. Andy Swims stated they will look into it.

2. Final Subdivision

- a. Lewisburg Crossing (7350) - Application is for final subdivision approval of thirteen (13) lots on 35.89 acre(s). Subject property is identified as Parcel(s) #3-06-1-01-00-0-00006-00. Subject property is located on the southeast corner of Byhalia and Box Corner Rd in Section 1, Township 3, Range 6 and is zoned A. (District 1)
Applicant: EBI Land, LLC**

Supervisor Caldwell recused herself from this application.

Mr. Hopkins presented the application for Lewisburg Crossing for final approval of 13 lots on 35.89 acres. Mr. Joe F. Lauderdale was present to represent the application.

Supervisor Medlin stated that this application was originally approved with 16 lots but that a portion of the land was purchased by a neighbor who does not want that portion to a part of the subdivision.

Mr. Lauderdale came forward and stated the proposed owner to the east of the site wants to buy three lots and merge that land with his existing property. Supervisor Medlin asked if the 50 ft. buffer on the southern property line will remain. Mr. Lauderdale stated it will remain and will be noted on the plat for the minor lot of the portion in the subdivision.

Supervisor Medlin made a Motion and Supervisor Lee seconded the Motion to approve the application for Lewisburg Crossing for final approval of 13 lots on 35.89 acres to include that there will be uniform mailboxes, lot 7 will be accessed from Box Corner Road, the minimum house size shall be 2,500 sqf., there is to be a 50 ft. strip that is a no disturb area along the southern border of the subdivision, covenants must be recorded with the plat and to approve the President of the Board to sign the Residential Development Agreement and the Erosion Control Agreement.

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	ABSENT
FIFTH DISTRICT SUPERVISOR, MICHAEL LEE	YES

3. Minor Lot

- a. Janes Minor Lot (#7349) Approval of 2 lot(s) on 11.47 acre(s). Subject property is identified as Parcel #3-06-1-01-00-0-00006-00. Subject property is located on the south side of Byhalia Road and east of Box Corner Road in Section 1, Township 3, Range 6 (District 1)
Applicant: Joe F. Lauderdale**

Mr. Hopkins presented the application for Janes Minor Lot for approval of 2 lots on 11.47 acres. Mr. Joe Lauderdale was present to represent the application.

Mr. Lauderdale stated this property was part of the original Lewisburg Crossing Subdivision approval but a neighbor purchased the property and does not want to be a part of the subdivision. He stated the property will still have the 50 ft. no disturb buffer along the southern property line.

Supervisor Medlin made a Motion and Supervisor Lee seconded the Motion to approve the application for Janes Minor Lot for approval of 2 lots on 11.47 acres to include the deed stating there is a 50 ft. no disturb area on the south property line adjacent to Stewart Estates.

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	ABSENT
FIFTH DISTRICT SUPERVISOR, MICHAEL LEE	YES

4. Consent

- a. Carter’s Corner Minor Lot (#7353) Approval of 2 lot(s) on 6.000 acre(s). Subject property is identified as Parcel #3-08-4-17-00-0-00003-00. Subject property is located on the west side of Rising Sun Road and south of W. Commerce Street in Section 17, Township 3, Range 8 (District 5)
Applicant: Michael Bailey**
- b. Polk Lane Minor Lot (#7354) Approval of 6 lot(s) on 26.06 acre(s). Subject property is identified as Parcel #2-05-3-07-00-0-00002-06. Subject property is located on the east side of Polk Lane and north of Hwy 178 in Section 7, Township 2, Range 5 (District 5)
Applicant: Brad Waldrip**
- c. Abe’s Place Minor Lot (7347) Approval of 5 lot(s) on 8.53 acre(s). Subject property is identified as Parcel #2-06-6-23-00-0-00022-00, located on the south side of Woolsey Road and west of Bethel Road in Section 23, Township 3, Range 6 (District 1)
Applicant: Abe Collins**

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

Mr. Cardosi stated that Polk Lane Minor Lot will be renamed Remington Ridge, it will need to be recorded and there is already an existing recorded subdivision with a name similar to Polk Lane Subdivision.

Supervisor Medlin stated he would like to hear Polk Lane Minor Lot separate from the Consent Agenda.

Supervisor Lee made the motion and Supervisor Medlin seconded the motion to approve the Carter’s Corner Minor Lot and Abe’s Place Minor Lot applications.

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 asked if there is water available for Polk Lane Minor Lot. Mr. Nick Kreunen came forward to represent the application and stated that there is water available at this location.

Supervisor Medlin asked if Stoney Brook Homes has finished paving in Forrest Ridge Subdivision. Mr. Swims stated that they have not put down the final lift of asphalt but they have done some work.

Supervisor Medlin made the motion and Supervisor Lee seconded the motion to table the Polk Lane Minor Lot application until July 1, 2019 at 9:30 a.m. to follow up with the applicant about the status of the paving in Forrest Ridge Subdivision.

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

5. Other

a. Overhead Utilities

Mr. Cardosi stated that he would like to get feedback from the Board regarding a overhead utilities policy.

Supervisor Medlin stated whether a subdivision would be required to have over head or underground utilities should depend on the number of lots and the size of the lots in the subdivision.

Mrs. Lynchard stated she thinks the Planning staff needs to know if the Board wants to address overhead/underground utilities before or after the Zoning Ordinance Update.

Supervisor Gardner stated that all factors concerning overhead power lines and subdivisions needs to be looked at. He then stated they also needed to look at how much authority the Board has since utilities are regulated at the State level.

Supervisor Russell suggested having someone from the utility companies to be a part of a committee to discuss this topic.

Supervisor Caldwell made a Motion and Supervisor Medlin seconded the Motion to authorize Smith Phillips law firm to work with Planning Staff to look into overhead/underground utilities requirements.

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. Survey Requirement Policy

Mr. Cardosi stated that staff is recommending the Board increase the requirement of a survey for a new home and mobile home permit from 1 acre or less to 3 acres or less.

Supervisor Russell asked why staff decided on 3 acres. Mr. Cardosi stated that staff feels that 3 acres will cover the odd shaped lots.

There was discussion of cases where variances were needed due to the setbacks not being met.

Supervisor Russell made a Motion and Supervisor Lee seconded the Motion to change the requirement for a foundation survey on lots of 3 acres or less and on new homes and any application for a mobile home.

THE FOLLOWING ACTION WAS TAKEN ON THIS MATTER:

FIRST DISTRICT SUPERVISOR, JESSIE MEDLIN	NO
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. Ordinance Follow Up

d. Permit Report

See Exhibit H.

I. NEW BUSINESS

1. GIS/E-911 – Foti Circle/Pigeon Roost Road Name Change

E-911 Director James Powell and GIS Analyst Rob Winkler were present. Mr. Winkler stated that Pigeon Roost Road was originally supposed to go all the way to the Marshall County line, but never did. He stated a small section of that road is called by 3 names: Old Pigeon Roost Road, Foti Circle, and Pigeon Roost Road. Mr. Winkler said this came to the attention of GIS and E-911 when a man purchased a house and is tearing it down to build a new house and came in for an address. He stated the addresses are wrong on the whole section as some are out of range, some conflict with other addresses that are 7 miles south and have a duplicate road name, and others are not on the road register.

Mr. Powell stated E-911 recommends changing the out of range numbers and naming the section of road by one name. He stated they will submit the name change to Google and some other large services so that other GPS providers will have correct information.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to change the name of the section of road shown on the map in Exhibit I.1. to Old Pigeon Roost Road from Pigeon Roost Road Extended to the Marshall County line and authorize the firm of Smith, Phillips, Mitchell, Scott & Nowak to draft an ordinance stating the same.

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>

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to correct the Road Register to show the changes to Old Pigeon Roost Road as discussed above.

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>

See Exhibit I.1.

2. Animal Services – Request to Waive Fees for BARC

Animal Services Director Monica Mock stated BARC is a land transport that takes shelter animals to places where there is a need for adoptable dogs. She noted that BARC and FOMAS have pulled almost 1000 animals since 2016. She stated BARC pays for heartworm treatments for pets that have been adopted from the shelter and they have paid for surgeries as well. Mrs. Mock said BARC is the only rescue pulling from the shelter on a regular basis and she requested their pull fees be waived based on the contributions they make to help the animals at the Animal Shelter.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to waive the pull fees for BARC based on Mrs. Mock’s recommendation.

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>

3. Solid Waste

a. Residential Disposal Annual Price Adjustment from BFI

Mr. Laughter stated this is the price adjustment from BFI for disposal only of residential garbage. He stated the adjustment is based on the CPI and it is a 1.8% increase which has about a \$25,000 budget impact. Mr. Laughter stated the price adjustment was turned in on time and the Solid Waste Committee recommends the Board accept it.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to accept the 1.8% price adjustment from BFI as presented.

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>

Supervisor Medlin told the Board that the price was \$27 several years ago and the County negotiated it down to about \$17. He said it still is not back to \$27, so he feels good about the price.

See Exhibit I.3.a.

b. Addendum to Rubbish Contract from Waste Pro

Mr. Laughter stated another follow-up to get everything on the same timetable is the addendum to the rubbish site contract with Waste Pro. He noted a scrivener’s error on Page 2, that ‘Table 10’ should be ‘Table 1’.

Supervisor Medlin asked what the price was. Mr. Laughter stated he has not gotten the final price, but it will be a 1.8% increase as well. He stated he will get the price by July 1st.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the addendum to the rubbish contract with Waste Pro with the change on page 2 to read ‘Table 1’, and authorize the Board President to sign.

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>

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4. Environmental Services

a. Code Enforcement – Litter Ordinance Violation – 10865 Loch Lomond

Mr. Laughter stated this is an overgrown piece of property. He stated he made contact with the owner who is not interested in mowing the property. Mr. Laughter requested authority to post the property and for Environmental Services to get it mowed as authorized under Miss. Code Ann. § 19-5-105.

Supervisor Caldwell said this happens every year and sometimes the owner will cut it and sometimes he won't. She asked Mr. Laughter if the tax liens had exceeded the total taxes. Mr. Laughter said he did not think so.

Supervisor Lee said at the MAS Conference they learned of a new law that allows the County to take the money from the property owner's income tax refund. He stated that will be a way to collect the money on the front end rather than waiting for the property to be sold.

Supervisor Gardner stated the fees for MML and MAS can be added for collections. Supervisor Caldwell said the full presentation is on the MAS website. Supervisor Russell asked if MAS got a fee. Mrs. Lynchard stated they do by acting as a collection agency. She said the Board could contract with a collection agency or attorney as well.

Supervisor Lee Caldwell made the motion and Supervisor Michael Lee seconded the motion to authorize Environmental Services to move forward with posting the property and having it mowed as authorized under Miss. Code Ann. § 19-5-105

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 I.4.a.

5. Office of Procurement

a. Road Department – Purchase of 2 John Deere Lawn Mowers

Road Manager Andy Swims stated that one of the old John Deere lawnmowers had broken down; so they had to get a rental lawnmower in order to complete the work. He stated that they have the money in heavy equipment to replace the funds. Mr. Swims stated that most of the lawnmowers are 4 to 5 years old. He stated that in his opinion, the lawnmowers are still in decent shape to go ahead and replace them.

Fleet Manager J.R. Conlee stated they usually have 1,000 hours on the mowers at the end of the season and the mowers currently in use started the season with 1,000 hours on them.

Supervisor Medlin asked how much would the mowers cost? Procurement Clerk Angie Irving stated Stateline Turf & Tractor quoted two John Deere Z930M ZTrak Lawn Mowers for less than the state contract price at \$8,649.88 making the total cost \$17,299.76.

Mr. Swims stated that they might have to go to South Mississippi to purchase the mowers in order to get them by the deadline because the two local dealers do not have them in stock.

Supervisor Caldwell asked if there was anyone local to purchase the mowers from. Mr. Conlee stated that they would not meet the deadline.

Supervisor Russell asked how much the old ones would bring at auction. Mr. Conlee stated that they usually bring approximately \$3,000 each.

Director of Procurement Pat McLeod stated that since this is on the state contract they do not have to get bids.

Supervisor Bill Russell made a motion and Supervisor Michael Lee seconded the motion to approve purchasing the lawnmowers contingent on receiving before July 1, and authorize the clerk to write a check for the purchase.

The motion passed by a vote as follows:

Supervisor Jessie Medlin, First District	<u>NO</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>

Mrs. Lynchard asked how Procurement justified not taking the \$10.00 cheaper cost. Mrs. Irving stated that neither Stateline nor Wade have the lawnmowers on their lots. She stated that they can get the lawnmowers from another dealer if necessary to receive on time.

See Exhibit I.5.a.

b. Request Approval for All Receivers to be Eligible to Receive for All Departments

Mrs. McLeod stated that in the appointment book it shows receivers for each department. She stated that was not the intent to make the receivers receive just for their department. She stated that she is asking that all receivers be able to receive for all departments. Mrs. McLeod also requested to appoint Francine Davis and Stephanie Paisley as receivers for all departments.

Supervisor Russell made the motion and Supervisor Medlin seconded the motion to approve all receivers to be able to receive for other departments and appoint Francine Davis and Stephanie Paisley as receivers.

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 I.5.b.

c. Appoint Francine Davis to Act as Receiving Clerk for All Departments

This item was included in the motion and vote on Item I.5.b.

d. Appoint Stephanie Paisley as Receiving Clerk for All Departments

This item was included in the motion and vote on Item I.5.b.

6. Office of Finance and Accounting

a. Interfund Transfer – Reimburse Road Department from Other Departments

Chief Financial Officer Andrea Freeze stated this transfer was necessary to cover the cost for work done by the Road Department. This invoice is for April and May for the Olive Branch Tax Collector's office grounds.

Supervisor Bill Russell made a motion and Supervisor Jessie Medlin seconded the motion to approve the interfund transfer request.

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 I.6.a.

b. Claims Docket

Chief Financial Officer Andrea Freeze presented a page by page declaration of the Claims Docket. Deputy Director Stephanie Hanks brought invoice documentation to address any questions.

Supervisor Gardner asked about the following claims:

Page 1- Municipal Services Bureau – Ms. Freeze stated that it is a new company for collections for Justice Court.
Page 17 – Arcy Solutions, Inc. – Mr. Mitchell stated this was for 2 Wyse terminals for desktops. Best Buy – Dell Computer for staff attorney for circuit court. Ms. Lynchard stated that they will be reimbursed from AOC.
Page 36 – Axon Enterprise – Four tasers with holsters and spare batteries these are replacements for Sheriff’s Department per Sheriff Rasco.
Page 40 – Wal-Mart – Rescue supplies: anchor, motor flusher for boat
Page 50 – A-Z Office Resource – DHS office supplies, Ms. Freeze stated this was all on a purchase order. Kristie Greer approved the purchase and she is very conservative.
Page 63 – Landers Dodge – EMA Chris Olson this is bought by the grant
Page 85 – Binswanger Glass Co. – Install Vista Wall in Courthouse, this is the glass wall by the judge’s offices, everyone stated they liked it. Mr. Jarman stated that the switches are almost done, cameras are done, new control system all set up but one television, bollard anchors are in and the fence is built but not placed.

Supervisor Lee asked about the following claims:

Page 36 – Ray Allen Manufacturing Co. – K9 Deployment and heat alert – Sheriff Rasco found out this was a device that would alert an officer if his car was getting hot while a dog was in the car.

Supervisor Russell had no questions.

Supervisor Medlin ask about the following claims:

Page 69 – Waste Pro – 607 – Memphis - Garbage/Rubbish Disposal – Mr. Laughter stated that this was for three (3) months commercial bills when they had a problem with their billing system and they were picking up dumpsters.
Page 79 – NRCS Project – Rental equipment had to rent a dozer and will get reimbursed 75% of the cost
Page 77 – Key Risk – Worker’s Compensation for county engineer and his part-time employees

Supervisor Caldwell had no questions.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Jessie Medlin made a motion and Supervisor Michael Lee seconded the motion to 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>

See Exhibit I.6.b.

c. Request Permission to Accept Solid Waste Grant funds and Authorize Board President to Sign

Grant Administrator Bryan Riley stated he received a letter on Friday stating the County was awarded \$115,000 from MDEQ for the Waste Tire Grant and it is time sensitive. He stated this grant has no match and no end date and that once the funds get low, they will reapply. Mr. Riley stated it usually has taken about 2 years to go through the funds. Mr. Laughter stated this is about \$15,000 more than the last grant. He said MDEQ understands that DeSoto County’s recycling program is the fastest growing one in the state, and they support it.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to accept the \$115,000 from MDEQ for the Waste Tire Grant and authorize 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>

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7. Road Department

a. Finding of Fact – 4660 Red Banks Road South

Mr. Swims stated the driveway culvert at this address was damaged on both ends by the County’s mower and he requested to replace it. Supervisor Caldwell said the picture looks like the ditch needs to be cleaned out as well. Supervisor Gardner asked if this was a public safety concern or a damage claim. Supervisor Medlin stated there is a problem with water in that area, and if it does not flow through the ditch; there will be a safety issue with flooding. Mr. Swims estimated the cost to be \$1,181.02.

Supervisor Jessie Medlin made the motion and Supervisor Michael Lee seconded the motion to authorize the Road Department to make the necessary repairs to the damaged driveway culvert at 4660 Red Banks Road South, at an estimated cost of \$1,181.02, finding the culvert needs to be repaired to let the water flow to keep the road from flooding.

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 I.7.a.

b. Update on Craft/Bethel Road

Mr. Swims stated they have had to do more undercutting, between 1-3 feet, on both sides which will amount to some additional cost. He said they have had to haul off bad material; but they did have some excess material. Mr. Swims stated they are about \$40,000 into undercutting costs; but some of that may be offset in other areas of the \$1.22 million project budget.

8. Office of State Aid Road Construction (OSARC)

a. LSBP Funding Notice

Mr. Tracy Huffman stated he received a letter from State Aid regarding LSBP funds that were not obligated. He said State Aid has elected to pull all funds that passed a 2-year window into LSBP funding pool. Mr. Huffman said if the County needs the funds they can ask for them to be pulled from the pool. He also said he tried to have some funds put toward Craft Road. Mr. Huffman said if the Star Landing Bridge comes in over budget they can ask for money out of the LSBP pool. Mrs. Lynchard asked if there could only be one project open at a time. Mr. Huffman affirmed and noted it has to be a project not on the State Aid system.

See Exhibit I.8.a.

9. Port Commission Appointments

a. District 1

Supervisor Jessie Medlin made a motion and Supervisor Lee Caldwell seconded the motion to reappoint Milton Nichols at Port Commissioner for District 1.

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>

b. Post 1 – At Large

This will be brought back at a later meeting.

See Exhibit I.9.a. & b.

10. Administration – Amendment to May 20, 2019 Minutes

Director of Administrative Services and Procurement Pat McLeod stated there needed to be some clarification to the minutes where Environmental Services Director Ray Laughter said he needed to keep \$1 million in the fund for the Rubbish Pit closing. She stated the minutes needed to show he was speaking of the General Fund Ending Cash.

Mrs. McLeod also noted the motion to authorize a budget amend for the new cell construction at the Sandidge Road Rubbish pit should have specified the amendment was to Solid Waste Millage Fund Ending Cash, not just Ending Cash.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to make the changes to the May 20, 2019 minutes as presented by Mrs. McLeod.

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 I.10.

Supervisor Medlin reminded the Board the 1,000,000 threshold was for closing and capping the Rubbish Pit once all available airspace is utilized. He asked Mr. Laughter how short of the 1,000,000 threshold the Solid Waste fund would be. Mr. Laughter said it is estimated it will be about \$462,000 short once Phase III Cell Construction is complete.

11. Justice Court – Special Prosecutors – Authorize Clerk to Write Check

- a. May 20, 2019 – Robbie Hayes**
- b. June 10, 2019 – Bill Seale**

Mrs. Lynchard stated there were two instances where Jim Holland had to be out; one time he was sick and the other was a calendar mix-up. She stated these orders came after the fact and requested authority for the clerk to write the checks to Robbie Hayes and Bill Seale.

Supervisor Medlin stated when the Board approved a part-time prosecutor they were told if there was a conflict the part-time person could fill in. He stated that has not been the case. Mrs. Lynchard agreed; and stated the judges want two prosecutors to push court along.

Supervisor Mark Gardner made the motion and Supervisor Michael Lee seconded the motion to authorize the clerk to write checks to Robbie Hayes and Bill Seale as requested.

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 I.11.a. & b.

12. Walls Water Tank

This item was removed from the agenda.

13. Chancery Clerk – Request to Add \$1 Fee for MDAH and Records Preservation

Chancery Clerk Misty Heffner stated she recently attended the Chancery Clerk’s Association annual meeting and found out that 53 counties have adopted the \$1 archive fee per recording document. She stated the association also informed them that the State is going to a flat filing fee of \$25 for everything filed through the Chancery Clerk’s office. She said this will give some continuity as the fees are all different now with additional charges for extra pages. Mrs. Heffner stated this will equalize fees across the state. She said if any counties do not adopt the \$1 archive fee they will be different. Mrs. Heffner also noted that court filing fees are going from \$75 to \$85. She gave information to the Board to look at and stated she needs to turn in the County’s decision by January 1.

See Exhibit I.13.

14. Hernando Optimist Club – Request to Use Courthouse Grounds for Movies on the Square

Mrs. Kim Chamberlin said the Optimist Club is looking at taking over the July Movie Month that the Hernando Chamber used to do. She said they are not sure they will be able to do it, but they did want to get Board approval first.

Supervisor Medlin asked who picked out the movies and how many nights they would want to do it. Mrs. Chamberlin stated they will have the movies on Tuesday nights with the Optimist Club choosing the movies from a company that handles Disney, Pixar, etc. She said they would probably be older movies because they cost less. Mr. Jarman stated the only thing the County would provide is electricity. The Board discussed security and cleaning. Mr. Jarman stated he could ask the Sheriff if he was agreeable with someone from Facilities opening the building and keeping it clean during the event. He said Facilities charges a \$75 cleaning deposit and if the renters don’t clean, the County keeps the money along with the \$75 rental.

Supervisor Jessie Medlin made the motion and Supervisor Lee Caldwell seconded the motion to

approve the Optimist Club request to have movie nights on the square once a week in July for a \$75 rental and \$75 cleaning deposit per event.

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. Court Order Appointing Jessica Massey as Public Defender for Drug Court

Mrs. Lynchard stated the Board has received a Court Order from Judge Wilson to add \$160 for Jessica Massey as Public Defender for Drug Court. She stated the funds will be paid from Drug Court and Ms. Massey will only get paid when she files a case. Mr. Craig Sheley stated that MS Code Section 9-23-23 calls for the records to be expunged when someone has met all the qualifications of drug court. He said Judge Wilson would like to have Ms. Massey take care of all the case dismissals and expungements for participants when they graduate drug court. He stated the cost would be \$160 plus about \$40 fringe benefits, for a total of about \$200 per participant. Mr. Sheley stated they graduate 50-60 per year, but not all of those would qualify if they are non-judicated or on post-release supervision. He stated Code 9-23-23 say the prosecution shall be dismissed.

Mr. Barber stated Code 9-23-11 talks about the rules for appointing employees to drug court. He said the judge may appoint employees for the work of the court and determine the pay. Mrs. Lynchard stated Ms. Massey is on the payroll as a public defender and they will need to work out the logistics of what drug court will send payroll and how the County bills them. Mr. Sheley said they will need to have a paper trail for AOC.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to accept the Court Order and authorize Human Resources to take care of the payroll needs for Jessica Massey to handle the expungements for Drug Court under Miss. Code Ann. § 9-23-23.

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>

Supervisor Medlin asked Mr. Sheley if Drug Court could collect their own money. Mr. Sheley said it is not the preferred method as far as the AOC is concerned. He said Judge Chamberlin set it up for the Circuit Clerk to collect the money and it has never been changed.

See Exhibit I.15.

16. Animal Services Policy for Quarantined Animals

Supervisor Caldwell said there was a situation where a little dog nipped an Amazon driver on a porch within a fenced in yard. She said the State law says if the skin is broken, the dog must be quarantined for 10 days. Supervisor Caldwell said the owner said his dog got kennel cough at the shelter, came home and gave it to their other dog, and he had to take them to the vet at a cost of \$120. Mrs. Mock had a statement from the Animal Tech who said the dog did not have a cough and there were 2 witnesses. She said they have not, and do not, have any kennel cough cases at the shelter and if they had, they would have treated it. Mrs. Mock stated they had 9 other quarantines at the same time and none of them had coughs.

Supervisor Bill Russell made the motion and Supervisor Lee Caldwell seconded the motion to authorize the clerk to write the check to pay the constituent up to \$120 for their vet bill.

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>

17. Driver's License Station

Supervisor Medlin stated there are continuing problems at the Driver's License station in Olive Branch. He said a constituent called him to say the line was formed outside before 8:00 a.m.; the employees got to work and opened the doors at 8:10 am; they were rude; he witnessed them treating another man very badly; they took a break at 9:30; they were on their cell phones; and he did not get his daughter's permit because it had rained early in the morning, so they said they would not do driver's tests. He said the constituent then called Batesville to complain, went down there, and got his granddaughter's permit. Supervisor Medlin said it is a shame there is a State agency in a County building that they don't pay for and they treat our citizens badly. He said there is no excuse for this.

Supervisor Caldwell said she is getting the same complaints about Nesbit with long lines and long wait times; and going to Batesville to be done in 45 minutes.

Supervisor Gardner suggested a joint resolution from the cities and county and possibly a COG discussion might help. Supervisor Medlin said he wondered if the Governor and Lt. Governor knew about the problems. Mrs. Lynchard said she contacted them recently and got a response from Lt. Ray Hall last week. Lt. Hall said the statewide average wait time is 1 hour 55 min and the average wait time in Nesbit is over 2 hours with 8 examiners. He noted the Batesville office wait time is 1 hour with 5 examiners. Lt. Hall also said the Real ID System processes slower at about 15-20 minutes, with CDL or sex offenders taking about 45 minutes.

Supervisor Russell said those wait times are after people get in the door and does not count the time they stand in line in the parking lot.

Supervisor Medlin said the problem is management. He said when Juan Jones was over the offices, the Board never got a complaint.

Supervisor Mark Gardner made the motion and Supervisor Lee Caldwell seconded the motion to forward the email from Lt. Hall and the picture of the line outside the building in Olive Branch to the Governor and Lt. Governor and ask them for some relief.

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>

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 Bill Russell seconded the motion to adjourn the Board meeting until Monday, July 1, 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>ABSENT</u>
Supervisor Bill Russell, Third District	<u>YES</u>

Supervisor Lee Caldwell, Fourth District
Supervisor Michael Lee, Fifth District

ABSENT
YES

THIS the 1st day of July, 2019, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Lee Caldwell, President
DeSoto County Board of Supervisors