

**MINUTES OF THE REGULAR MEETING
OF JULY 07, 2009
OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF SOUTHAVEN, MISSISSIPPI**

BE IT REMEMBERED that the Mayor and Board of Aldermen of the City of Southaven, Mississippi met in Regular Session on the 7th day of JuLY, 2009, at six o'clock (6:00) p.m. at City Hall. Present were:

| | |
|-------------------------|---------------------------|
| Charles G. Davis | Mayor |
| Greg Guy | Alderman, at Large |
| Lorine Cady | Alderman, Ward 1 |
| Ronnie Hale | Alderman, Ward 2 |
| George Payne | Alderman, Ward 3 |
| William Brooks | Alderman, Ward 4 |
| Ricky Jobes | Alderman, Ward 5 |
| Randall Huling | Alderman, Ward 6 |

Also present were Sheila Heath, City Clerk, Chris Wilson, City Administrator, Whitney Choat, Planning Director. Approximately twenty five (25) other people were present.

Mayor Davis called the meeting to order. Alderman Cady led in prayer. Following the Pledge of Allegiance led by Alderman Hale, a motion was made by Alderman Huling to approve the minutes of June 16, 2009 with any corrections, deletions, or additions necessary. Motion seconded by Alderman Cady. Motion passed unanimously.

Next, Mayor Davis presented the Appointments for the next four years they were as follows:

City Administrator- Chris Wilson
City Clerk-Sheila Heath
City Attorney-Mark K. Sorrell
Municipal Court Judge – B. G. Perry
Police Chief – W. Tom Long

Planning Commission:

Ward 1
Ward 2 - Bill Pearce

Ward 3 - Brandon Thomas
Ward 4 – Anders Lee
Ward 5 – Emmy Powell
Ward 6 – Paul Wardlaw
At Large – Grady Phillips
Mayor – Ronnie Rhoda
City Wide Appointments – Christy Ballard
Dennis Upchurch
Terry Woods
Les Hooper

M. R. Davis Library Advisory Board:

Ward 1 & 4 - Cynthia Hogan
Ward 2 & 3 - Debbie Howell
Ward 5 & 6 - Mario Alfonso

Election Committee:

Sherry Simmons
Gerri Walker
Linda White
Marlene Sprinkle
Gloria Gilless – Chariman

DCRUA Board:

Frank Roberts

Alderman Cady made the motion to accept these appointees as listed. Motion was seconded by Alderman Guy. Motion was put to a vote and passed unanimously

Next, Mayor Davis gave the oath of office for the following:

City Administrator- Chris Wilson
City Clerk-Sheila Heath
City Attorney-Mark K. Sorrell
Municipal Court Judge – B. G. Perry
Police Chief – W. Tom Long

Citizen's Agenda

Nothing for the Citizen's Agenda.

TRAFFIC SIGNAL PROJECT REVISION RESOLUTION

Mayor Davis reported that we have ran into some issues with the traffic signal at Stateline Road and Tchulahoma. The property owner's wanted to much for the easement's. This is money received for stimulus funds and we are on a deadline for the project. Therefore, this will move the traffic signal from Stateline and Tchulahoma to Getwell and Nail and Central Parkway and Getwell. This would get two traffic signals in place of the one.

Alderman Guy made the motion to adopt the **RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI AUTHORIZING THE SUBSTITUTION OF LOCATION ON A PROJECT FUNDED BY THE AMERICIAN RECOVERY AND REINVESTMENT ACT OF 2009**. Motion was seconded by Alderman Huling. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

| | |
|-----------------|-----|
| Alderman Guy | Yea |
| Alderman Cady | Yea |
| Alderman Hale | Yea |
| Alderman Payne | Yea |
| Alderman Brooks | Yea |
| Alderman Jobs | Yea |
| Alderman Huling | Yea |

A copy of the aforesaid Resolution is hereby attached to and made a part of these minutes.

RESOLUTION TO CLEAN PRIVATE PROPERTY

A motion was made by Alderman Guy to adopt a **RESOLUTION GRANTING AUTHORITY TO CLEAN PRIVATE PROPERTY** at 1301 Custer Drive, 1864 Coral Hills Drive, 9178 Belmont Drive, 1348 Vicksburg Drive, 2273 Ashland Drive, 1938 Dorchester Drive, 1926 Dorchester Drive, 5385 Woodchase Drive, 8067 Ashbrook Drive. Motion was seconded by Alderman Huling. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

| | |
|------------------------|------------|
| Alderman Guy | Yea |
| Alderman Cady | Yea |
| Alderman Hale | Yea |
| Alderman Payne | Yea |
| Alderman Brooks | Yea |
| Alderman Jobs | Yea |
| Alderman Huling | Yea |

Surplus Property: Parks Dept

Mayor asked that we dispose of the surplus equipment, as requested by the Director, in accordance to State Law. A motion was made by Alderman Huling to approve the recommendation of the Parks Director. Motion seconded by Alderman Cady. Motion was put to a vote and passed unanimously.

Surplus Property: Police Dept

Mayor asked that we dispose of the surplus equipment, as requested by the Chief, in accordance to State Law. A motion was made by Alderman Guy to approve the recommendation of the Chief of Police. Motion seconded by Alderman Hale. Motion was put to a vote and passed unanimously.

Bids: HAVC, Police Department

Next, Mayor reported that bids were opened to replace the HAVC system at the Police Department as part of the \$140,000.00 energy grant. The bids came in higher than expected therefore he asked to accept the recommendation of Bradley Wallace, Director of Operations, to reject the bids received for this project. A motion was made by Alderman Cady to approve the recommendation of Bradley Wallace, to reject the HAVC Bid. Motion seconded by Alderman Guy. Motion was put to a vote and passed unanimously.

PLANNING AGENDA

Whitney Choat, City Planning Director, did not have any business.

MAYOR'S REPORT

Mayor reported that they need to make the Committee Assignments. They are as follows:

**Insurance: Ricky Jobs – Chairman
William Brooks
Greg Guy**

**Personnel: Randy Huling – Chairman
Greg Guy
William Brooks**

**Ordinance: George Payne – Chairman
Ronnie Hale
Whitney Choat
Chris Wilson**

**Temporary
Redistricting: Lorine Cady – Chairman
William Brooks
Ricky Jobs**

**Infrastructure: Lorine Cady – Chairman
Ronnie Hale
George Payne**

**Parks: Greg Guy - Chairman
Randy Huling
Ricky Jobs**

Tax Advisory Representative: Greg Guy

Also, Mayor asked that they appoint a Mayor Pro Tem. A motion was made by Alderman Cady to appoint Alderman Greg Guy as Mayor Pro Tem. Motion seconded by Alderman Payne. Motion was put to a vote and passed unanimously.

Mayor also asked the Board to appoint a Presiding Officer if Mayor Davis and Mayor Pro-Tem are both out of town. A motion was made by Alderman Guy to appoint Alderman Cady as Presiding Officer. Motion seconded by Alderman Brooks. Motion was put to a vote and passed unanimously.

RESOLUTION

A motion was made by Alderman Guy to enter into a INTERLOCAL AGREEMENT BETWEEN THE CITY OF SOUTHAVEN AND THE CITY OF OLIVE BRANCH FOR 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSESTANCE GRANT (JAG)

The motion was seconded by Alderman Cady. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

| | |
|------------------------|------------|
| Alderman Guy | Yea |
| Alderman Cady | Yea |
| Alderman Hale | Yea |
| Alderman Payne | Yea |
| Alderman Brooks | Yea |
| Alderman Jobs | Yea |
| Alderman Huling | Yea |

END OF MAYOR'S REPORT

COMMITTEE REPORTS:

Mayor asked for the Committee Chairmen to meet with him as soon as possible.

CITY ATTORNEY'S LEGAL UPDATE

Mark Sorrell, City Attorney reported on a claim made against the City from a Mr James P. Winstead in the sum of \$1,000.00. He claimed he hired a private contractor to remove tree's and debrie from his yard after the storm on June 12, 2009. He states that Mr. Winstead learned that the City had a contractor cleaning debrie from the city and citizen property. Mr Sorrell recommend that the City deny the claim. After a short discussion Alderman Guy made the motion to uphold the recommendation of the City Attorney to deny the claim. Seconded by Alderman Huling. Motion was put to a vote and passed unanimously.

OLD BUSINESS:

No Old Business.

PROGRESS REPORTS:

No Progress Reports.

CLAIMS DOCKET

A motion was made by Alderman Jobses to approve the Claims Docket of July 07, 2009 including demand checks and payroll in the amount of \$3,055,888.65. Excluding voucher number's:
124376-124384, 124418, 124421, 124443-124457, 124461, 124473, 124480-124483, 124500, 124510, 124551, 124567, 124590, 124613, 124636, 124639, 124647, 124674, 124677-124679, 124683-124684, 124686, 124689, 124840, 124853, 124896, 124938, 124945, 124957, 125006, 125010, 125051-125052, 125078, 125112-125113, 125144, 125149, 125169, 125181, 125217, 125225, 125237-125238, 125243, 125250, 125269-125270, 125294, 125301, 125340, 125346, 125348, 125399-125400, 125438, 125444, 125468, 125476, 125478, 125481, 125486, 125495, 125507, 125521, 125527, 125533, 125540, 125543, 125547, 125560, 125569-125570, 125654, 125706, 125733, 125746, 125758-125759, 125761-125783, 125817, 125826-125827, 125833, 125844, 125857, 125863, 125873-125875, 125878, 125880, 125882, 125891, 125903-125904, 125910, 125916, 125957, 125960, 126009, 126042-126044, 126046-126047, 126054, 126059, 126068, 126090-126092, 126095, 126099, 126106, 126118, 126145-126146, 126150, 126154, 126156-126157, 126169, 126172-126173, 126181-126182, 126189, 126192, 126198, 126201, 126220-126221, 126225, 126232-126234, 126238-126239, 126245, 126247, 126264, 126268, 126270, 126274, 126309

Motion seconded by Alderman Huling. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:
Alderman Guy Yea
Alderman Cady Yea
Alderman Hale Yea
Alderman Payne Yea
Alderman Brooks Yea
Alderman Jobses Yea
Alderman Huling Yea

Next, motion was made by Alderman Guy, to move for a closed determination of the issue on whether or not to declare an Executive Session for the purpose of discussing potential law suites. Motion seconded by Alderman Hale. Motion passed unanimously.

Next, Mayor Davis called the meeting back to order. There being no further business to come before the Mayor and Board of Aldermen, a motion was made by Alderman Guy to adjourn. Motion seconded by Alderman Huling. Motion was put to a vote and passed unanimously, June 16th, 2009 at 6:45 p.m.

Charles G. Davis, Mayor

Sheila Heath, City Clerk