

**MINUTES OF THE REGULAR MEETING
OF JUNE 03, 2008
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 3rd day of June, 2008, 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
James Stark	Alderman, Ward 2
James Loftis	Alderman, Ward 3
Paul Ollar	Alderman, Ward 4
Ricky Jobes	Alderman, Ward 5
Randall Huling	Alderman, Ward 6

Being all of the officials of the City of Southaven. Alderman Greg Guy was absent at the beginning of the meeting. Also present were Chris Wilson, City Administrator, Mark Sorrell, City Attorney, Glenda Smallwood, City Clerk, Whitney Choat, City Planner, and Bradley Wallace, Director of Operations. Approximately fifteen (15) other people were present.

Mayor Davis called the meeting to order. Mayor Davis called for a moment of silence in remembrance of Mr. Jeff Wheeler. His battle with cancer came to an end this morning. He was a member of our Planning Commission for many years and the father to Lt. Gerald Wheeler. He was a long time advocate of Southaven and served this City well. Alderman Jim Loftis opened the meeting with prayer. Following the Pledge of Allegiance led by Glenda Smallwood, a motion was made by Alderman Cady to approve the minutes of the meeting of May 20, 2008 with any corrections, deletions, or additions necessary. Motion seconded by Alderman Stark. Motion passed unanimously with Alderman Guy being absent and Alderman Jobes abstaining from voting.

ACCEPTANCE OF BIDS

A motion was made by Alderman Huling to accept the recommendation of Glenda Smallwood, City Clerk and award the bid to DeSoto Times for the City of Southaven's Legal Publishing at the rate of .10 per line. Motion seconded by Alderman Cady. Motion passed unanimously with Alderman Guy being absent.

RESOLUTIONS

HILLWOOD DEVELOPMENT

A motion was made by Alderman Huling to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI, GRANTING EXEMPTION FROM AD VALOREM TAXES FOR A TEN (10) YEAR PERIOD TO HILLWOOD DEVELOPMENT COMPANY, LC, DTC 3, L.P., AS AUTHORIZED BY SECTION 27-31-101 ET SEQ., OF THE MISSISSIPPI CODE (1972), AS AMENDED. Motion seconded by Alderman Loftis. Motion was put to a roll call vote and passed unanimously with Alderman Guy being absent.

Roll call was as follows:

Alderman Guy	Absent
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobses	Yea
Alderman Huling	Yea

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

STYLECRAFT LAMPS, INC.

A motion was made by Alderman Huling to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CIYT OF SOUTHAVEN, MISSISSIPPI, GRANTING EXEMPTION FROM AD VALOREM TAXES FOR A TEN YEAR PERIOD TO STYLECRAFT LAMPS, INC. AS AUTHORIZED BY SECTION 27-31-101 ET SEQ., OF THE MISSISSIPPI CODE (1972), AS AMENDED. Motion seconded by Alderman Loftis. Motion was put to a roll call vote and passed unanimously with Alderman Guy being absent.

Roll call was as follows:

Alderman Guy	Absent
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobses	Yea
Alderman Huling	Yea

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

RESOLUTION TO CLEAN PRIVATE PROPERTY

A motion was made by Alderman Huling to adopt RESOLUTION GRANTING AUTHORITY TO CLEAN PRIVATE PROPERTY: 794 Rockbridge, 3334 St. Augustine Cove N., 3436, 3344, 3257, 3241,3 3225, 3209, 3171, 3236, 3041, 3180, 3198,3216, 3274, and 3254 John Michael Drive; 3382, 3420, 3326, 3381; and 3325 Mary Claire Lane, 696, 654,594, 3437, 3361, 3327, 3307,and 693 Chateau Pointe Blvd.; 608 Chatfield Cove, 590 Chatfield Cove, 591 Barrymore Cove, 770, 690,630, 610, and 650 Bouldercrest Drive; 3770 Belle Pointe Dr., 8216 Mary Payton Drive, 2273 Ashland Drive, 1108 Warwick Place, and 780 Pinestone Place. Motion seconded by Alderman Cady. Following discussion, a motion was put to a vote and passed unanimously with Alderman Jobs being absent.

Roll call was as follows:

Alderman Guy	Absent
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobs	Yea
Alderman Huling	Yea

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

PLANNING

The Planning Agenda was presented by Whitney Choat, City Planner.

Item #1: Application by Trip Trezevant for subdivision approval of the Shops of Southaven Subdivision on the north side of Goodman Road, west of Malone Road. A motion was made by Alderman Huling to approve item #1 as recommended by the Planning Commission. Motion seconded by Alderman Cady. Motion was put to a vote and passed unanimously with Alderman Guy being absent.

At this time Alderman Guy came into the meeting.

Item #2 : Amendments to Zoning Ordinances

DONANTION BOXES

A motion was made by Alderman Huling to adopt RESOLUTION FOR THE PERMITTING OF DONATION BOXES IN COMMERCIAL ZONES OF THE CITY OF SOUTHAVEN SET FORTH IN THE ZONING ORDINANCE. Motion seconded by Alderman Loftis. Following discussion, a motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

Alderman Guy	Yea
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobes	Yea
Alderman Huling	Yea

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SIGN REGULATIONS

A motion was made by Alderman Huling to adopt RESOLUTION FOR THE AMENDMENT TO CHAPTER 6. SIGN REGULATIONS IN THE ZONING ORDINANCE. Motion seconded by Alderman Cady. Following discussion, a motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

Alderman Guy	Yea
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobes	Yea
Alderman Huling	Yea

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

REQUIRED OFF STREET PARKING

A motion was made by Alderman Huling to adopt RESOLUTION FOR THE AMENDMENT TO CHAPTER 7, REQUIRED OFF STREET PARKING AND LOADING IN THE ZONING ORDINANCE. Motion seconded by Alderman Guy. Following discussion, a motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

Alderman Guy	Yea
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobes	Yea
Alderman Huling	Yea

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LANDSCAPING

A motion was made by Alderman Huling to adopt RESOLUTION FOR THE AMENDMENT TO CHAPTER 10. LANDSCAPING IN THE ZONING ORDINANCE. Motion seconded by Alderman Jobes.

Following discussion, the motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

Alderman Guy	Yea
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobes	Yea
Alderman Huling	Yea

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DEVELOPMENT DESIGN CRITERIA

A motion was made by Alderman Huling to adopt RESOLUTION FOR THE AMENDMENT TO CHAPTER 18. DEVELOPMENT DESIGN CRITERIA IN THE ZONING ORDINANCE. Motion seconded by Alderman Guy. Following discussion, the motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

Alderman Guy	Yea
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobes	Yea
Alderman Huling	Yea

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

MAYOR'S REPORT

- 1. Mayor Davis reported that visitation for Mr. Jeff Wheeler who passed away this morning will be Wednesday 5:00 p.m. until 8:00 p.m. at Twin Oaks and the funeral will be Thursday, 11:00 a.m. at First Baptist Church in Southaven.**
- 2. Mayor Davis reported we are in the middle of the budget process. Department heads will have to have their budgets turned in by June 20th.**

End of Mayor's Report

CITY ATTORNEY'S REPORT

Mark Sorrell, City Attorney presented a Resolution asking for the authority to purchase lots 4 & 5 in Castlebridge Subdivision. He reported that Chris Hadaway recommended purchasing these lots in order to construct lift stations. A motion was made by Alderman Guy to purchase lots 4 & 5 in Castlebridge Subdivision for a total

value of \$150,000 for the Utility Division. Motion seconded by Alderman Stark. Following discussion, the motion was put to a vote and passed unanimously.

Roll call was as follows:

Alderman Guy	Yea
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobes	Yea
Alderman Huling	Yea

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

OLD BUSINESS

Alderman Huling reported that Sunshine Car Wash has not met the stipulations set out in their conditional use. He reported that the signage is back up to 100%. Whitney Choat, City Planner confirmed that the signage is not at the level it should be. Mayor Davis recommended that due to the concern of the Board of Aldermen the sign should be turned off until it can be replaced. A motion was made by Alderman Cady to have Sunshine Car Wash turn their sign off immediately until it can be replaced with the proper white amber light for failure to comply with their conditional use requirements. Motion seconded by Alderman Huling. Following discussion, motion passed unanimously.

CLAIMS DOCKET

A motion was made by Alderman Stark to approve the docket of claims for June 3, 2008 including demand checks and payroll and excluding voucher #101384, 101455, 101503, 101588, 101589, 101597-101621, 101769, 101791, 101868, 101882, 102079, 102093, 102133, 102134, 101136-102140, 102173, 102270-0102283, 102292.

Roll call was as follows:

Alderman Guy	Yea
Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobes	Yea
Alderman Huling	Yea

Next, Alderman Guy moved for a closed determination on the issue of whether or not to go into Executive Session. Hearing no objections, a motion was made by Alderman Guy to go into Executive Session for the purpose of discussing a matter of potential litigation. Motion seconded by Alderman Loftis. Motion passed unanimously.

Next, a motion was made by Alderman Stark to give Mayor Davis the authorization to formally oppose any annexation and reserve the right to pursue a defense. Motion seconded by Alderman Loftis. Motion passed unanimously.

Next, there being no more business to come before the Mayor and Board of Aldermen, a motion was made by Alderman Guy to adjourn. Motion seconded by Alderman Ollar. Motion passed unanimously. Time 7:00 p. m. on June 3, 2008.

Charles G. Davis, Mayor

Glenda Smallwood, City Clerk