

**MINUTES OF THE REGULAR MEETING
OF AUGUST 5, 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 5th day of August, 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

Absent was Alderman Ricky Jobs, Ward 5 and Alderman Randall Huling, Ward 6. 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. Alderman Jim Loftis opened the meeting with prayer. Following the Pledge of Allegiance led by Alderman Guy, a motion was made by Alderman Cady to approve the minutes of the meeting of July 15, 2008 with any corrections, deletions, or additions necessary. Motion seconded by Alderman Stark. Motion was put to a vote and passed unanimously with Aldermen Jobs and Huling being absent.

BUDGET HEARING

Mayor Davis presented the FY 2009 Budget. Mayor Davis thanked the Department Head and Department of Finance and Administration for doing the work they have done. Mayor Davis reported the budget will be voted on at the first meeting in September. He reported the budget does not require a tax increase or mileage increase. He reported there is a deduction in the General Fund Expenditures. The increase in fuel cost has been offset by decrease of spending elsewhere, which keeps us from transferring any additional cost to our tax payers. Mayor Davis reported there is continued commitment to public safety. He reported there is only one new employee and that is for the IT Department. He

reported on the cash balance reserve and reported that \$4,500 per employee has been set aside for care coverage. Mayor Davis reported the General Fund comprises 56% of the budget, Utility Fund 25%, Debt Service Fund 13%, Sanitation 4%, Library 1% and Tourism 1%. Mayor Davis reported our property tax only constitutes 30% of our total revenues. Our Sales Tax is the highest at 37%, Fines and Fees at 15%, Park Revenue at 6%, Miscellaneous others at 4%, Lease of Surplus Properties at 2%, Grand Gulf Distributions at 2%, Intergovernmental at 3%. He reported that in General Fund Expenses, Public Safety is at 58%, 15% toward Parks, 3% toward Streets and Public Works, 24% for all other Governmental City Expenses. Mayor Davis reported on salaries. He reported we will set the final mileage rate when we get numbers from the County. He reported the County has not adopted their tax roll at this time. Mayor Davis asked for questions. Hearing no questions he reported that concludes the Budget Hearing. He reported the budget will come back before the Board of Aldermen for approval the first meeting of September. A copy of said budget is hereby attached to and made a part of these minutes.

RESOLUTION –G.O.B. Series 2008

A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI APPROVING A PAYING AGENT AGREEMENT BETWEEN THE CITY OF SOUTHAVEN, MISSISSIPPI, AND FIRST SECURITY BANK, BATESVILLE, MISSISSIPPI, ALL IN CONNECTION WITH THE ISSUANCE OF GENERAL OBLIGATION BONDS SERIES 2008, OF THE CITY OF SOUTHAVEN, MISSISSIPPI, IN THE PRINCIPAL AMOUNT OF FOUR MILLION DOLLARS(\$4,000,000) TO RAISE MONEY FOR THE PURPOSE OF PURCHASING LAND FOR PARKS AND PUBLIC PLAYGROUND, AND OTHER RECREATIONAL FACILITIES, AND IMPROVING, EQUIPPING AND ADORINING SAME; PURCHASING FIRE-FIGHTING EQUIPMENT AND APPARATUS, AND PROVIDING HOUSING FOR SAME, AND PURCHASING LAND THERFOR: AND OTHER RELATED IMPROVEMENTS WITHIN THE CITY. Motion seconded by Alderman Loftis. Motion was put to a roll call vote and passed unanimously with Aldermen Jobses and Huling being absent.

Roll call was as follows:

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

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

RESOLUTION OF INTENT 6.5M-WATER & SEWER

A motion was made by Alderman Guy to adopt RESOLUTON OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI, DECLARING THE INTENTION OF THE CITY TO AUTHORIZE THE BORROWING OF AN AMOUNT NOT TO EXCEED SIX MILLION FIVE HUNDRED THOUSAND DOLLARS (\$6,500,000) BY ENTERING INTO A LOAN AGREEMENT WITH THE MISSISSIPPI DEVELOPMENT BANK AND/OR BY ISSUING WATER AND SEWER REVENUE BONDS FOR THE PURPOSE OF PROVIDING FUNDS NECESSARY TO IMPROVE , REPAIR OR EXTEND WATER WORKS SYSTEMS, WATER SUPPLY SYSTEMS, SEWERAGE SYSTEMS AND SEWERAGE DISPOSAL SYSTEMS, INCLUDING ANY COMBINATION OF ANY OR ALL OF THOSE SYSTEMS INTO ONE (1) SYSTEM; TO ACQUIRE PROPERTY NECESSARY THEREFOR, IF ANY; AND FOR RELATED PURPOSES. Motion seconded by Alderman Stark. Motion was put to a vote and passed unanimously with Aldermen Jobses and Huling being absent.

Roll call was as follows:

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

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

RESOLUTION TO CLEAN PROPERTY

A motion was made by Alderman to adopt RESOLUTION GRANTING AUTHIORITY TO CLEAN PRIVATE PROPERTY. The property is 591 Tuscany Way, 941 Neshoba Road, 3528 Sage Brush Cove, 5768 Westminster Lane, and 2132 Scenic Cove Motion seconded by Alderman Cady. Motion was put to a roll call vote and passed unanimously.

Roll call vote was as follows:

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

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

BIDS-1,650 GALLON TRUCK MOUNTED SEWER JETTER

A motion was made by Alderman Cady to take the recommendation of Chris Hadaway, Utility Director, and accept the bid of ICM, Inc. for the 1,500 Gallon Truck Mounted Sewer Jetter in the amount of \$160,395.00 as the lowest and best bid. Motion seconded by Alderman Stark. Motion was put to a vote and passed unanimously with Aldermen Jobs and Huling being absent.

SURPLUS

A motion was made by Alderman Ollar to take the recommendation of Chief Brackin to surplus out 4-helmets, 15-pair of boots, 8-turnout pants and 8-turnout coats that need to be destroyed, also to surplus as scrap a White Dodge Dakota V6 VIN# 1B7GL22X45296697, and a training projector City ID# 743. Motion seconded by Alderman Cady. Motion was put to a vote and passed unanimously.

Mayor Davis reported the Police Department has two vehicles to be donated. He reported this requires Resolutions.

A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI APPROVING DONATION OF SURPLUS PROPERTY TO THE BIG CREEK POLICE DEPARTMENT OF THE TOWN OF BIG CREEK, MISSISSIPPI. Motion seconded by Alderman Ollar. Motion was put to a roll call vote and passed unanimously with Aldermen Jobs and Huling being absent.

Roll call was as follows:

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

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

A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI APPROVING DONATION OF SURPLUS PROPERTY TO NORTHWEST MISSISSIPPI COMMUNITY COLLEGE. Motion seconded by Alderman Stark. Motion was put to a roll call vote and passed unanimously with Aldermen Jobs and Huling being absent.

Roll call was as follows:

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

A copy of 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 B and L Properties for subdivision approval of lots 2 and 3 of the Church Venture Subdivision on the south side Church Road between 1-55 and Venture Drive. A motion was made by Alderman Cady to approve item #1 as recommended by the Planning Commission. Motion seconded by Alderman Loftis. Motion was put to a vote and passed unanimously with Aldermen Jobses and Huling being absent.

Item#2 Application by R and H Holdings, LLC for subdivision approval for Cherry Hill Subdivision on the east side of Swinnea Road at Rasco Road. A motion was made by Alderman Stark to approve item #2 as recommended by the Planning Commission. Motion seconded by Alderman Loftis. Motion was put to a vote and passed unanimously with Aldermen Jobses and Huling being absent.

MAYOR'S REPORT

Mayor Davis reported that we need to vacate the right of way on Davis Parkway from the entrance to Oak Ridge Apartments to the current barricade. A motion was made by Alderman Loftis to vacate the right of way on Davis Parkway from the entrance to Oak Ridge Apartments to the current barricade and to authorize it to be torn up. Motion seconded by Alderman Ollar. Motion was put to a vote and passed unanimously with Aldermen Jobses and Huling being absent.

Mayor Davis reported on Fire Station #2. He reported that there are serious structural flaws. A motion was made by Alderman Cady to give Mayor Davis the authority to enter into a lease fund contract with Murphy and Gross to build station #2 at a location selected by the Fire Department with plans and specifications to be approved by the Mayor and Board of Aldermen. Motion seconded by Alderman Guy. Motion was put to a vote and passed unanimously with Aldermen Jobses and Huling being absent.

CITY ATTORNEY'S LEGAL UPDATES

Mark Sorrell, City Attorney had not new updates.

Progress Reports

Alderman Cady reported on the benefits we are now seeing with the requirements put into place several years ago to require landscaping regulations and commented on how beautiful the flowering plants and trees are around the City Hall and surrounding areas. Mayor Davis reported we will continue to work on green space.

Mayor Davis reported on the question that has come up about building apartments. He reported this Board has not approved any multi-family housing since 1997. We still have a moratorium on multi-family housing. He reported that those that have been built since then were approved prior to this administration.

CLAIMS DOCKET

A motion was made by Alderman Stark to approve the Claims Docket for August 5, 2008 excluding voucher #104859, 104861, 104876 through 104902, 105131, 105167, 105339, 105373, 105426, 105429, 105430, 105433, 105437, 105438, 105493, 105496 through 105505, 105523, 105524, 105542, 105556, 105564, 105636, 105637, 105650, 105745, 105845, 105871, 105876, 105916, 105973, 106091, 106095 through 106099, 106114, and 106166. Motion seconded by Alderman Loftis. 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 Jobs	Absent
Alderman Huling	Absent

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

Next, Alderman Guy moved for a closed determination on the issue of whether or not to go into Executive Session. Hearing no opposition a motion was made by Alderman Guy to go into Executive Session for the purpose of discussing personnel City wide. Motion seconded by Alderman Cady. Motion was put to a vote and passed unanimously with Aldermen Jobs and Huling being absent.

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 Cady. Motion passed unanimously. Time 6:45 p. m. on August 5, 2008.

Charles G. Davis, Mayor

Glenda Smallwood, City Clerk