

**MINUTES OF THE REGULAR MEETING  
OF SEPTEMBER 2, 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 2nd day of September, 2008, at six o'clock (6:00) p.m. at City Hall.

**Present were:**

<b>Charles G. Davis</b>	<b>Mayor</b>
<b>Greg Guy</b>	<b>Alderman, at Large</b>
<b>Lorine Cady</b>	<b>Alderman, Ward 1</b>
<b>James Stark</b>	<b>Alderman, Ward 2</b>
<b>James Loftis</b>	<b>Alderman, Ward 3</b>
<b>Paul Ollar</b>	<b>Alderman, Ward 4</b>
<b>Ricky Jobes</b>	<b>Alderman, Ward 5</b>
<b>Randall Huling</b>	<b>Alderman, Ward 6</b>

**Being all of the officials of the City of Southaven. 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 Ollar, a motion was made by Alderman Cady to approve the minutes of the meeting of August 19, 2008 with any corrections, deletions, or additions necessary. Motion seconded by Alderman Loftis. Motion was put to a vote and passed unanimously.**

**FY09 BUDGET**

**Mayor Davis presented the FY09 Budget. He reported the budget hearing was held on August 19th. He reported that the Budget Resolution has a proposed 1 mill tax cut in the General Fund. He reported that is approximately 5% of the millage. He reported it is still a very conservative budget. He reported the budget still included substantial increases for Public Safety employees. He reported this budget includes a 5% reduction in General Fund spending over our current budget year. Mayor Davis reported that even with the 1 mill tax cut he is comfortable with the revenues and expenses we have. He reported that we made a promise that as we begin to pay debt down early, we would lower the millage. A motion was made by Alderman**

**Guy to adopt RESOLUTION FIXING THE AD VALOREM TAX LEVY ON REAL AND PERSONAL PROPERTY FOR TAXES AND ESTABLISHING THE BUDGET APPROPRIATIONS AND EXPENDITURES FOR THE FISCAL YEAR 2008-2009 FOR THE CITY OF SOUTHAVEN, MISSISSIPPI. Motion seconded by Alderman Cady. Alderman Ollar asked why the budget amounts had changed. Mayor Davis reported that as we go through the budget year and make budget revisions it changes line item expenditures and revenues and there is nothing in the revenue line items that is not already collected this year. Alderman Ollar state that as a governing authority of the City, he should be informed of changes. Mayor Davis stated that his office has been open for questions concerning the budget for the four weeks between the budget hearing and tonight. Mayor Davis asked Chris Wilson, CAO if anything major had been changed in the revenue projections or expense line items. Mr. Wilson came forward to answer any questions concerning the budget. Alderman Ollar stated it would take him 45 minutes to one hour to go through the budget with questions. Following discussion, a motion was made by Alderman Ollar to recess the meeting for time to review the budget. Motion seconded by Alderman Jobes. Motion was put to a vote and failed by one yea and six nays. A motion was made by Alderman Jobes to table the budget until the last order of business. Motion seconded by Alderman Guy. Motion was put to a vote and passed unanimously.**

**RESOLUTION-NO PROTEST 6.5M**

**A motion was made by Alderman Stark to adopt RESOLUTION DECLARING THE ABSENCE OF ANY PROTEST AGAINST THE ENTRY INTO A LOAN BY THE CITY OF SOUTHAVEN, MISSISSIPPI FROM THE MISSISSIPPI DEVELOPMENT BANK AND/OR THE ISSUANCE OF REVENUE BONDS BY THE CIYT IN THE PRINCIPAL AMOUNT NOT TO EXCEED SIX MILLION FIVE HUNDRED THOUSAND DOLLARS (46,500,000). Motion seconded by Alderman Loftis. Motion was put to a roll call vote and passed unanimously.**

**Roll call was as follows:**

<b>Alderman Guy</b>	<b>Yea</b>
<b>Alderman Cady</b>	<b>Yea</b>
<b>Alderman Stark</b>	<b>Yea</b>
<b>Alderman Loftis</b>	<b>Yea</b>
<b>Alderman Ollar</b>	<b>Yea</b>
<b>Alderman Jobes</b>	<b>Yea</b>
<b>Alderman Huling</b>	<b>Yea</b>

**A copy of said Resolution is herby attached to and made a part of these minutes.**

**RESOLUTION TO CLEAN PRIVATE PROPERTY**

A motion was made by Alderman Guy to adopt **RESOLUTION GRANTING AUTHORITY TO CLEAN PRIVATE PROPERTY: ADDRESSES ARE 8832 CAT TAIL COVE, 8323 DOTTLEY DRIVE, AND 6066 STAFFORD DRIVE.** Motion seconded by Alderman Stark. 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 Jobses	Yea
Alderman Huling	Yea

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

**ACCEPTANCE OF BID**

Mayor Davis presented a recommendation from Bradley Wallace, Director of Operations for the CPAT Training Pad Project at 8325 Tulane Road. A motion was made by Alderman Stark to accept the recommendation of Bradley Wallace, Director of Operation and award the bid to Windham and McDonald Construction Co., Inc. as the lowest and best bid for the CPAT Training Pad Project. Motion seconded by Alderman Huling. Motion was put to a vote and passed unanimously.

**PLANNING AGENDA**

Whitney Choat, Director of Planning presented the Planning Agenda to the Mayor and Board of Aldermen.

**Item #1** Application by Boos Development for approval for Snowden Farms Subdivision phase 1 on the southwest corner of Getwell and Goodman. A motion was made by Alderman Huling to approve item #1 as recommended by the Planning Commission. Motion seconded by Alderman Stark. Motion was put to a vote and passed unanimously.

**Item #2** Application by Boos Development for site plan approval of CVS pharmacy on lot 1 of the Snowden Farms Subdivision. A motion was made by Alderman Huling to approve item #2 contingent upon a tree survey and reviewed by the Planning Director. Motion seconded by Alderman Stark. Motion was put to a vote and passed unanimously.

**Item #3** Application by Cosmic Enterprise to revise the Goodman /I-55 subdivision on the north side of Goodman, just east I-55. A motion was made by Alderman Huling to approve item #3 upon the recommendation of the Planning Commission. Motion seconded by Alderman Cady. Motion was put to a vote and passed unanimously.

**MAYOR'S REPORT**

1. Mayor Davis reported that our current handbook allows for 120 hours of military leave. He reported under the new policies the military is deploying units overseas and giving them deployment orders but making them get their mandatory training prior to being actually deployed. This change will double training, and is only for individuals who have mandatory training for deployment. A motion

2. was made by Alderman Cady to change our handbook to read An additional 120 hours of leave shall be available for mandatory pre-deployment training pending appropriate documentation. Motion seconded by Alderman Guy. Motion was put to a vote and passed unanimously.
3. Mayor Davis reported that the City opened up a shelter for storm evacuees at the Arena on Sunday. He reported we now have 158 people. He reported our local businesses have been forthcoming with donations. He expressed his appreciation to our local businesses for the help they have given and to all of the volunteers, staff, Police Department, and Fire Department. He reported he needs the authorization to issue a Declaration of Emergency. A motion was made by Alderman Cady to approve the Declaration of Emergency as presented. 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 Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobes	Yea
Alderman Huling	Yea

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

#### **CITY ATTORNEY'S LEGAL UPDATES**

Mark Sorrell, City Attorney presented a Resolution for Hillwood Development Company, LLC, DTC 3, that needs to be amended to correctly cite the name of the said Company as DTC 3, L.P. A motion was made by Alderman Guy to adopt AMENDED 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 DTC 3, L.P., AS AUTHORIZED BY SECTION 27-31-101 ET SEQ., OF THE MISSISSIPPI CODE (1972), AS AMENDED. Motion seconded by Alderman Stark. 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.

**OLD BUSINESS**

**Alderman Huling requested the City Planner, Whitney Choat, review the landscaping regulations and to give the Board specific guidance on the requirements and provide clarification that would be of assistance.**

**CLAIMS DOCKET**

**A motion was made by Alderman Stark to approve the Claims Docket for September 2, 2008 excluding voucher# 106905, 106958, 106979-106980, 107061-107062, 107070, 107092-107105, 107113, 107162-107163, 107169, 107247, 107278, 107318, 107364, 107404, 107422, 107445, 107493, 107523, and 107527. Motion seconded by Alderman Loftis. Motion was put to a roll call vote and passed unanimously.**

**Roll call was as follows:**

<b>Alderman Guy</b>	<b>Yea</b>
<b>Alderman Cady</b>	<b>Yea</b>
<b>Alderman Stark</b>	<b>Yea</b>
<b>Alderman Loftis</b>	<b>Yea</b>
<b>Alderman Ollar</b>	<b>Yea</b>
<b>Alderman Jobses</b>	<b>Yea</b>
<b>Alderman Huling</b>	<b>Yea</b>

**Next, Mayor Davis reported the tabled item-Budget 2008-2009 is back before the Board. Alderman Ollar stated he appreciates the time he was given but still has questions and concerns about the budget. Mayor Davis recommended a recess to give Alderman Ollar time to review the budget further. A motion was made by Alderman Cady to recess for 1 hour. Motion seconded by Alderman Guy. Motion was put to a vote and passed unanimously.**

**Next, following the 1 hour recess Mayor Davis called the meeting back to order in Regular Session at 7:30 p.m. Alderman Cady was absent at this time. A motion was made by Alderman Guy to approve the Budget 2008-2009. Motion seconded by Alderman Loftis. Motion was put to a vote and passed by five yeas and one nay. Alderman Ollar cast the nay vote. Alderman Cady was 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 Loftis. Motion passed unanimously. Time 7:30 p. m. on September 2, 2008.**

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**Charles G. Davis, Mayor**

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**Glenda Smallwood, City Clerk**

