

**MINUTES OF THE REGULAR MEETING
OF FEBRUARY 06, 2007
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 sixth (6th) day of February, 2007, 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
Jim 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. Also present were Mark Sorrell, City Attorney, Glenda Smallwood, City Clerk, Chris Wilson/CAO, Whitney Choat, City Planner, Bradley Wallace, Director Of Operations. Approximately thirty (30) other people were present.

Mayor Davis called the meeting to order. Alderman 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 regular meeting of January 16, 2007 with any corrections, deletions, or additions necessary. Motion seconded by Alderman Stark. Motion passed unanimously.

BIDS

SOUTHAVEN GOLF COURSE SHOP

Mayor Davis read a recommendation from Bradley Wallace, Director of Operations to accept the bid of C & M Builders, Inc. in the amount of \$168,000.00 as the lowest and best bid for the Golf Course Shop. A motion was made by Alderman Stark to accept the bid of C & M Builders, Inc. in the amount of \$168,000.00 as recommended by Bradley Wallace, Director of Operations. Motion seconded by Alderman Loftis. Motion passed unanimously.

ASPHALT

Mayor Davis read a recommendation from Ray Tarrance, Public Works Director to accept the bid of APAC as the primary supplier and Lehman Roberts as the secondary. A motion was made by Alderman Stark to accept the bid of APAC as our primary supplier of asphalt and Lehman Roberts as the secondary supplier as recommended by Ray Tarrance, Public Works Director. Motion seconded by Alderman Loftis. Motion passed unanimously.

RESOLUTION

Mayor Davis reported we need to adopt a resolution for National Incident Management System as the basis for all incident management in the City in order to accept any more federal funding. A motion was made by Alderman Guy to adopt **RESOLUTION FOR THE ADOPTION OF NATIONAL INCIDENT MANAGEMENT SYSTEM AS THE BASIS FOR ALL INCIDENT MANAGEMENT IN THE CITY OF SOUTHAVEN**. Motion 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 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.

EMPLOYEE HANDBOOK UPDATE

Mayor Davis presented a recommendation from Chris Wilson, CAO, for an update to the dress code in the employee's handbook. He reported this will strengthen the dress code. A motion was made by Alderman Cady to approve the change to the dress code as recommended by Chris Wilson, CAO and for the change to be made a part of the employee handbook. Motion seconded by Alderman Ollar. Motion passed unanimously. A copy of the dress code is hereby attached to and made a part of these minutes.

PLANNING

1. Application by BMH, LLC for subdivision approval for Cherry Tree Park, Section "B" south of College Road, west of Getwell Road. Ms. Choat reported the application is in compliance with the bulk regulations set forth in Cherry Tree PUD text. She reported the minimum lot size for this section is 10,000 and heated square footage for the homes is proposed at 2,100 sq. ft. and asked that the minimum heated square footage for the houses be placed in the general notes of the plat to be recorded. A motion was made by Alderman Huling to accept item #1 as recommended by the Planning Commission. Motion seconded by Alderman Guy. Motion passed unanimously.

2. Request by Reeves-Williams to revise the front setback requirements for the R-12 designated area of the Bramble S/D east of Getwell, north of College. Ms. Choat reported the applicant is requesting to change the 35 feet front yard setback to 30 feet which would conform to the minimums of the R-9 district. This request was made due to the limited house plans available to fit on 12,000 sq. ft. lots with only sixty five (65) feet of building area. She reported

the applicant chose to request this additional footage off of the front yard setback to keep with the city policy of New Urbanism design criteria. A motion was made by Alderman Huling to approve item #2 as recommended by the Planning Commission. Motion seconded by Alderman Stark. Motion passed unanimously.

MAYOR'S REPORT

Mayor Davis reported he is signing an executive order regarding NEMS and naming Bradley Wallace, Director of Operations as the City's reporting appointee.

CITY ATTORNEY'S LEGAL UPDATE

Mark Sorrell, City Attorney had no new update at this time.

OLD BUSINESS

Alderman Ollar made a motion to establish a uniform policy and guidelines to protect our commissioners from the risk of public criticism or embarrassment due to the appearance of a conflict of interest for members of the Southaven Planning Commission. Alderman Ollar stated that while there may not be an appearance of an ethical problem "in fact," the commissioners in question may come under public criticism. Alderman Jobs seconded for discussion purposes. Alderman Jobs then stated that state law governs the board and commissions ethics. Mayor Davis then explained in detail the state ethics laws and gave specific examples of how such laws apply to elected and appointed officials. Alderman Ollar then asked if there was a way for him to get a copy of the states ethics laws for his review. Mayor Davis responded that he would have the Southaven City Administrator prepare a copy for Alderman Ollar. Alderman Ollar then thanked Mayor Davis for his assistance. At this time Alderman Jobs rescinded his second. Mayor Davis then asked for a second. Hearing none the motion died for the lack of a second.

Alderman Ollar made a motion to provide financial funding for training for Planning Commissioners. Motion died from the lack of a second. Mayor Davis reported the Commissioners and all Board members have access to State Codes and the Zoning Ordinance.

CLAIMS DOCKET

Next, a motion was made by Alderman Stark to approve the docket of claims as presented on February 6, 2007 to include demand checks, and payroll checks and to exclude voucher #76583,76585,76611,76628,76652, 76657, 76683, 76704, 76710, 76728 through 76731, 78779, 76833, 76948,

78177, 78179, 76224, 76276 through 76302, 76360, 76526, 76533, 76539 through 76543. 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 Jobses	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, Alderman Guy made a motion to go into Executive Session for the purpose of discussing personnel in the Fire Department, Mayor's Office, and Police Department. Motion seconded by Alderman Loftis. Motion passed unanimously. New Firefighter introduced to the Mayor and Board of Aldermen were Michael Barnett, Jeremy DeWitt, Justin Echols, Jeffery Hood, Justin Ikner, James Loyd, and Eric Messenger.

Mayor Davis called the meeting back to order in Regular session.

Next, a motion was made by Alderman Huling to uphold the termination of Police Department Dispatcher, Lisa Dukes upon the recommendation of Chief Long. Motion seconded by Alderman Loftis. Motion passed unanimously.

Next, there being no further business to come before the Mayor and Board of Alderman, a motion was made by Alderman Guy to adjourn. Motion seconded by Alderman Cady. Motion passed unanimously. Time 7:15 p.m. on February 6, 2007.

**Glenda Smallwood
City Clerk**

Charles G. Davis, Mayor

