

**MINUTES OF THE REGULAR MEETING  
OF FEBRUARY 20, 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 twentieth (20th) day of February, 2007, 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>Jim 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. Alderman Jobes was present by telecommunications. Also present were Mark Sorrell, City Attorney, Glenda Smallwood, City Clerk, Chris Wilson/CAO, Whitney Choat, City Planner, Bradley Wallace, Director Of Operations. Approximately twenty (20) 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 February 6, 2007 with any corrections, deletions, or additions necessary. There is one correction. Under Old Business the word ethical behavior should be deleted and may appear to be ethical behavior added. Motion seconded by Alderman Stark. Motion passed unanimously.**

**RESOLUTION**

**Mayor Davis reported this is a resolution in which we will be receiving some \$50,000 in designating Bill Sanders as our officer to report to the Office of Highway Safety for federal funding.**

**A motion was made by Alderman Guy to adopt RESOLUTION BY THE MAYOR AND BOARD OF THE CITY OF SOUTHAVEN, MISSISSIPPI APPROVING THE DUI ENFORCEENT NETWORK FEDERAL GRANT THROUGH THE OFFICE OF HIGHWAY SAFETY. Motion seconded by Alderman. 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 aforesaid Resolution is hereby attached to and made a part of these minutes.**

### **EMERGENCY PURCHASE**

**Mayor Davis reported the emergency purchase is for a new ambulance with all of the contents. He reported one of our ambulances caught on fire. In order to replace the ambulance and everything that goes on the ambulance the cost is \$150,000. A motion was made by Alderman Stark to approve the emergency purchase of the ambulance with equipment not to exceed \$150,000 and to make the letter a part of these minutes. Motion seconded by Alderman Cady. Motion passed unanimously.**

### **PLANNING**

**1. Request by DeSoto Central Properties LLC to vacate two existing plats of records known as : 1<sup>st</sup> addition to Ole Meadows Section "A"; and 1<sup>st</sup> Revision to the 1<sup>st</sup> Addition to Ole Meadows Section "A". A motion was made by Alderman Huling to approve item #1 as recommended by the Planning Commission. Motion seconded by Alderman Jobes. Motion passed unanimously.**

**2. Application by Wimpsey Levingstone to rezone 1.00 acres of property on the southwest corner of Stateline Road and Tchulahoma Road from Agricultural (A) to General Commercial (C-3). A motion was made by Alderman Jobes to approve item #2 as recommended by the Planning Commission with the stipulation that the applicant must agree to make all necessary road improvements. Motion seconded by Alderman Guy. Motion passed unanimously.**

**3. Application by Wimpsey Levingston for a conditional use permit to allow a car wash as an accessory to a convenience store on the southwest corner of Stateline Road and Tchulahoma Road. A motion was made by Alderman Jobes to approve item #3 as recommended by the Planning Commission and with the stipulation that the applicant agree to make all necessary road improvements. Motion seconded by Alderman Guy. Mayor Davis reported the car wash is an accessory to the convenience store. Mr. Larry Dover came before the Mayor and Board of Aldermen and stated that as a car wash owner he has some concerns about the egress and ingress. Ms Choat explained that is would**

**Be an automatic car wash only. The motion was put to a vote and passed unanimously.**

### **MAYOR'S REPORT**

**Mayor Davis reported on the new City web site, [www.southaven.org](http://www.southaven.org) He reported we are trying to get the most information to our residents as possible and to work toward the 24/7 virtual city hall office. He reported we are talking about making the Board meetings internet accessible so that residents who can not attend the meeting can still watch a board meeting and stay up to date on city government.**

**Mayor Davis reported that next week is the condensed Blue Ribbon trip for DeSoto County for the Mayors and the Board president attending in Washington, D. C. with our Congressmen and Senators to request funding for our projects that are going county wide. Our COPS program is one for continued funding in that area. He reported on the findings of the Stennis Institute study on Sales Tax/Tobacco Tax. It shows that every city in Mississippi would take home more money. He stated that he thinks the projected \$50,000 for Southaven is low but \$50,000 would mean one more police officer we could add if the bill passes. He stated that this Board has already passed a Resolution last year endorsing the bill and encouraging to decrease our sales tax on food and increase tobacco tax. Mayor Davis reported he has appointed an advisory committee, to work on an Ordinance for the City of Southaven. He reported the Committee is made up of people operating non smoking facilities, smoking facilities, and a combination of smoking and non smoking.**

### **THE COMMITTEE MEMBERS ARE:**

**Chris Wilson, Chairman  
Mr. William Hamm  
Dr. Harry Phillips, Memphis Children's Clinic  
Jock Marx, Manager, Huey's Restaurant  
Rick McCracken, Mesquite Chop House  
Chris Thompson, Olive Garden  
Dudley Stone, Strike Zone**

### **COMMITTEE REPORTS**

**Alderman Guy made a motion to adopt a RESOLUTION TO GRANT A FREEPORT TAX EXEMPTION TO ABAYA INC.  
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 Jobs</b>	<b>Yea</b>
<b>Alderman Huling</b>	<b>Yea</b>

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

**Alderman Stark reported the Infrastructure Committee will meet on March 8<sup>th</sup> at 9:00 a.m.**

**Alderman Cady reported that she will be in Washington working on some of the senior projects during the next meeting but will try to be attend by telecommunication.**

#### **CITY ATTORNEY'S LEGAL UPDATE**

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

#### **OLD BUSINESS**

**Mayor Davis reported that we have previously approved an application submitted by Mr. Wade Chilton to operate a Taxi Service in the City of Southaven and now we have the Resolution with all of the necessary data. A motion was made by Alderman Guy to adopt RESOLUTION GRANTING THE RIGHT TO OPERATE A MOTOR VEHICLE FOR HIRE SERVICE WITHIN THE CITY OF SOUTHAVEN, MISSISSIPPI, TO WADE CHILTON DBA MR. TAXI. 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 Jobs</b>	<b>Yea</b>
<b>Alderman Huling</b>	<b>Yea</b>

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

#### **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 #77044, 77045,77118, 77225, 77226, 77228, 77254, 77312, 77313, 77314 77454 through 77457, 77488,**

**77498, 77501, 77529, and 77593. 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 Jobs</b>	<b>Yea</b>
<b>Alderman Huling</b>	<b>Yea</b>

**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 potential litigation. Motion seconded by Alderman Loftis. Motion passed unanimously.**

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

**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 6:45 p.m. on February 20, 2007.**

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**Glenda Smallwood  
City Clerk**

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**Charles G. Davis, Mayor**