

**MINUTES OF THE REGULAR MEETING
OF MAY 1, 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 first day of May, 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 I
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, and Whitney Choat, City Planner. Approximately fifteen (15) other people were present.

Mayor Davis called the meeting to order and Alderman Loftis opened the meeting with prayer. Following the Pledge of Allegiance led by Alderman Huling, Mayor Davis reported this meeting is being web cast and we are the first City in Mississippi to have our meetings on the Web. They are archived and meetings can be reviewed anytime.

Next, a motion was made by Alderman Cady to approve the minutes of the regular meeting of April 17, 2007 with any corrections, deletions, or additions necessary. Motion seconded by Alderman Stark. Motion passed unanimously.

Next, Allen Latimier, District 4 Supervisor, came before the Mayor and Board of Aldermen to present a check for \$5,000 from the District Four Park Fund for the Field of Dreams. Mayor Davis expressed his appreciation for the donation.

RESOLUTION

A motion was made by Alderman Huling to adopt RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI TO ISSUE GENERAL OBLIGATION BONDS OF THE CITY IN TA MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED SIX MILLION DOLLARS (\$6,000,000) FOR THE PURPOSE OF PROVIDING FUNDS TO PAY FOR THE COST OF PURCHASING LAND FOR PARKS, CEMETERIES AND PUBLIC PLAYGROUNDS,

**AND IMPROVING, EQUIPPING AND ADORNING THE SAME;
AND OTHER RELATED IMPROVEMENTS WITHIN THE CITY.**
Motion seconded by Alderman Loftis. Mayor Davis explained that this bond issue will not require a tax increase. It will reimburse the General Fund for the Amphitheater construction and allow for some expansion at Snowden Grove. It does not include any type of water activity. 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.

Next, Mayor Davis reported this resolution allows us to reimburse the General Fund for that project we have already paid for. A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI EXPRESSING THE OFFICIAL INTENT OF THE CITY OF SOUTHAVEN MISSISSIPPI WITH RESPECT TO REIMBURSEMENT OF CERTAIN EXPENDITURES MADE IN CONNECTION WITH PURCHASING LAND FOR PARKS, CEMETERIES AND PUBLIC PLAYGROUNDS AND IMPROVING, EQUIPPING AND ADORNING THE SAME, FROM THE PROCEEDS OF GENERAL OBLIGATION BONDS TO BE ISSUED BY THE CITY, AS REQUIRE BY THAN IN COMPLIANCE WITH INTERNAL REVENUE CODE REGULATION 1-150-2 APPEARING IN 58 FED. REG. 33510. 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 Jobses	Yea
Alderman Huling	Yea

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

NU HORIZON ELECTRONICS

A motion was made by Alderman Guy to adopt RESOLUTON OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI, GRANTING EXEMPTION FROM AD VALOREM TAXES FOR A TEN YEAR PERIOD TO NU HORIONS ELECTRONICS, AS SUTHORIZED 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.

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.

WETHERILL ASSOCIATES, INC.

A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF CITY OF SOUTHAVEN, MISSISSIPPI GRANTING EXEMPTION FROM AD VALOREM TAXES. 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 aforesaid Resolution is hereby attached to and made a part of these minutes.

Mayor Davis reported that the Federal Government has issued new flood maps and we need a resolution adopting said flood maps. A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI, TO ADOPT AND APPROVE FLOOD INSURANCE RATE MAPS AND FLOOD INSURANCE STUDY #28033CV001A. 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.

ORDINANCE

A motion was made by Alderman Jobes to adopt AMENDMENT TO THE SOUTHAVEN CODE OF ORDINANCES TITLE VI, FLOOD DAMAGE PREVENTION AND CONTROL. 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 Jobes	Yea
Alderman Huling	Yea

Having received an unanimous consent the aforesaid ordinance is in effect immediately. A copy of aforesaid Ordinance is hereby attached to and made a part of these minutes.

ACCEPTANCE OF BIDS

POLICE DEPARTMENT UNIFORMS

Mayor Davis presented a request by from the Police Department to extend the bid of Shapiro Uniforms for an additional 12 months. A motion was made by Alderman Cady to extend the bid of Shapiro Uniforms for an additional 12 months. Motion seconded by Alderman Stark. Motion passed unanimously.

UTILITY – 4-WHEEL DRIVE RUBBER TIRE LOADER BACKHOE

Mayor Davis presented a request from the Utility Division to accept the bid of Thompson Machinery in the amount of \$74,950.00. A motion was made by Alderman Stark to accept the bid of Thompson Machinery for the 4-wheel drive rubber tire loader backhoe in the amount of \$74,950.00. Motion seconded by Alderman Cady. Motion passed unanimously.

PLANNING AGENDA

Item#1-Application by Reeves Williams for subdivision approval of Central Park Section “L” south of Stateline Road, on the west side of Tchulahoma Road.

Item#2-Application by Jones Davis and Associates for subdivision approval of a revision to Dixie Lynn Subdivision south of Church Road, east of Davis Road.

Item#3-Appliction by THT Development for subdivision approval of St. Claire Park Subdivision on the east side of Davis Road, south of Church Road.

Mayor Davis reported these four items on the Planning Agenda are all sections being filed after they have already approved. Mayor Davis recommended approving items 1 through 4 on a consent agenda. A motion was made by Alderman Guy to approve items #1 through #4 on

a consent agenda. Motion seconded by Alderman Cady. Motion passed unanimously.

SURPLUS PROPERTY

Mayor Davis presented a request from Mike Mullins to surplus:
1988 DODGE PICK UP TRUCK: VIN#1B7HD24Y2J5769723
1988 CHEVROLET BUCKET TRUCK: VIN#1GBHK34W5GJ183689
and a request by Jason Grant, to surplus :
OLD COMPUTERS AND MONITORS.

A motion was made by Alderman Cady to accept the request of these two departments and declare the property as surplus to be disposed of by state law. Motion seconded by Alderman Loftis. Motion passed unanimously.

MAYOR'S REPORT

Mayor Davis reported that the Gulf South Conference begins this Friday, Saturday, and Sunday at the Greenbrook Softball Fields. Mayor Davis reported that Srpingfest was a success. He expressed his appreciation to Kristi Faulkner and to the entire staff of workers who made Srpingfest the success it was this year. Mayor Davis reported we made a sizeable profit and will not have to worry about funding next year.

Mayor Davis reported that at the time Trinity Lakes Subdivision was built is was projected to be two to three hundred lots and then was rezoned for Planned Business Park. There are only one hundred homes in the subdivision. He reported it is time for the developer to turn over the maintenance of parkland in the Trinity Lakes Subdivision. He asked for permission to sign an agreement for the City to take over the maintenance of the neighborhood park as a City Park versus a Homeowner's Park if that is what the residents want. A motion was made by Alderman Huling to give Mayor Davis the authority to sign an agreement for the city to take over the parkland in Trinity Lakes Subdivision for maintenance. Motion seconded by Alderman Jobs. Motion passed unanimously.

ORDINANCE

A motion was made by Alderman Stark to adopt ORDINANCE REQUIRING THE REIMBURSEMENT OF PUBLIC FUNDS SPENT TO ACQUIRE PUBLIC EASMENTS AND /OR RIGHT-OF-WAYS. Motion seconded by Alderman Guy. 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	Yea
Alderman Huling	Yea

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

Next, a motion was made by Alderman Stark to give Mayor Davis the authority to enter into any and all agreements for land acquisition or agreements concerning the acquisition of right of ways or easements for Church Road Improvements. Motion seconded by Alderman Guy. Motion passed unanimously.

COMMITTEE REPORTS

Alderman Cady reported National Day of Prayer will be observed at City Hall at noon, Thursday.

CITY ATTORNEY'S LEGAL UPDATE

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

OLD BUSINESS

Alderman Cady asked that the Ordinance Committee review the Vicious Dog Ordinance.

CLAIMS DOCKET

A motion was made by Alderman Stark to approve the docket of claims as presented on May 1, 2007 including demand and payroll and excluding voucher #s 81325,81332 thru 81334, 81336,81337,81369,81417,81431 thru 81437,81453,81559,81605,81606,81637,81640,82072,82138,82145,82205,82219 thru 82231. 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 Huling	Yea

Next, there being no further 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 6:30 p.m. on May 1, 2007.

Charles G. Davis, Mayor

Glenda Smallwood, City Clerk