

**MINUTES OF THE REGULAR MEETING  
OF JUNE 5, 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 fifth day of June, 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. Also present were Mark Sorrell, City Attorney, Glenda Smallwood, City Clerk, Chris Wilson, City Administrator, and Whitney Choat, City Planner. Approximately twenty (20) 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 Ollar, a motion was made by Alderman Cady to approve the minutes of the regular meeting of May 15, 2007 with any corrections, deletions, or additions necessary. Motion seconded by Alderman Guy. Motion passed unanimously. A motion was made by Alderman Cady to approve the minutes of the special meeting of May 29, 2007 with any corrections, deletions, or additions necessary. Motion seconded by Alderman Loftis. Motion passed with Aldermen Ollar, Jobes, and Huling abstaining from the vote.**

**INTERLOCAL AGREEMENT**

**Mayor Davis reported on the inter-local agreement with DeSoto County whereby the City of Southaven agrees to pay our share of \$4,000 for the fly over for the digital color mapping. A motion was made by Alderman Guy to approve the Inter-local Agreement with DeSoto County, Tunica County, City of Southaven, City of Olive Branch, City of Hernando, City of Horn Lake, and the Town of Walls, Mississippi FOR DIGITAL ORTHOPHOTOGRAPHY. Motion seconded by Alderman Cady. Motion passed unanimously.**

## **RESOLUTIONS**

### **PRIORITY FULFILLMENT SERVICE, INC.**

**A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI FINALLY GRANTING PRIORITY FULFILLMENT SERVICES, INC. EXEMPTION FROM AD VALOREM TAXATION. Motion seconded by Alderman Cady. 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>

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

### **PRIORITY FULFILLMENT SERVICES, INC.**

**A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI FINALLY GRANTING PRIORITY FULFILLMENT SERVICES, INC. EXEMPTION FROM AD VALOREM TAXATION. Motion seconded by Alderman Cady. 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>

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

### **EXEL, INC.**

**A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI FINALLY GRANTING EXEL, INC. EXEMPTION FROM AD VALOREM TAXATION. Motion seconded by Alderman Cady. 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>

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

**CONAIR CORPORATION**

**A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI FINALLY GRANTING CONAIR CORPORATION EXEMPTION FROM AD VALOREM TAXATION. Motion seconded by Alderman Cady. 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>

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

**KUEHNE & NAGEL, INC.**

**A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI FINALLY GRANTING KUEHNE & NAGEL, INC., EXEMPTION FROM AD VALOREM TAXATION. Motion seconded by Alderman Cady. 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>

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

**HELEN OF TROY, L. P.**

**A motion was made by Alderman Guy to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI FINALLY GRANTING HELEN OF TROY, L.P. EXEMPTION FROM AD VALOREM TAXATION.**

**Motion seconded by Alderman Cady. 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.**

**TERUMO MEDICAL CORP.**

**A motion was made by Alderman Guy to adopt RESOLUTION 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 TERUMO MEDICAL CORP. Motion seconded by Alderman Cady. 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 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.**

**TERUMO MEDICAL FREEPORT WAREHOUSE**

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

#### **FUTURE 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 FUTURE ELECTRONICS DISTRIBUTION CENTER, L.P., AS AUTHORIZED BY SECTION 27-31-105 ET SEQ., OF THE MISSISSIPPI CODE (1972), AS AMENDED. Motion seconded by Alderman Cady. 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.**

#### **BIDS**

##### **CHEMICALS-UTILITY DEPARTMENT:**

**Mayor Davis reported on the Utility Department Chemical Bid. He reported it is a sole source bid from Ideal Chemical and it is the recommendation of Chris Hadaway, Utility Director to accept this bid. A motion was made by Alderman Stark to accept the bid of Ideal Chemical as the lowest and best bid. Motion seconded by Alderman Ollar. Motion passed unanimously.**

##### **SNOWDEN GROVE AMPHITHEATER BOX OFFICE:**

**A motion was made by Alderman Cady to take the recommendation of Mike Mullins, Parks Director and accept the bid of Donald G. Austin in the amount of \$241,000 as the lowest and best bid. Motion seconded by Alderman Huling. Motion passed unanimously.**

### **SURPLUS PROPERTY**

**Mayor Davis reported on a request from the Police Department to transfer title of one 2004 Crown Vic asset tag 1015, Police Unit #1389 to Northeast Community College. A motion was made by Alderman Ollar to transfer title of one 2004 Crown Vic asset tag 1015, Police Unit #1389 to Northeast Community College in accordance with State Statute 21-7-1. Motion seconded by Alderman Huling. Motion passed unanimously.**

### **MAYOR'S REPORT**

**Mayor Davis reported he needs permission to enter into the minutes an emergency purchase pursuant to MS Code 21-35-19. He reported he is authorizing the emergency purchase of two 2008 Taylor Made Type F450 Ambulances in the amount of \$98,975 per unit. Mayor Davis reported these ambulances are needed to offer adequate EMS services to our citizens while taking over our own EMS division. A motion was made by Alderman Guy to enter into the minutes, the emergency purchase letter for two 2008 ambulances in the amount of \$98,975. Motion seconded by Alderman Cady. Motion passed unanimously.**

**Mayor Davis reported that the Board gave him the authority to approve bids for the Amphitheater to meet the deadline. He reported that on the SNOWDEN GROVE AMPHITHEATER RAILILING PACKAGE. He reported that C & M Builders was the lowest and best bid in the amount of \$150,000. A motion was made by Alderman Huling to enter into the minutes the bid of C & M Builders in the amount of \$150,000 for the railing package. Motion seconded by Alderman Stark. Motion passed unanimously.**

**He reported that on the SNOWDEN GROVE AMPHITHEATER SEATING PACKAGE the lowest bid that meets the specifications and also meets the time frame is TEO Steel Construction in the amount of \$97.22 per unit installed. A motion was made by Alderman Huling to enter into the minutes the bid of TEO Steel Construction in the amount of \$97.22 per unit installed as the lowest and best bid that meet the specifications and time frame for the seating. Motion seconded by Alderman Cady. Motion passed unanimously.**

**Mayor Davis reported that on June 14<sup>th</sup> , 5:00 p.m. at Malco DeSoto Cinema there will be an official presentation from the Fireman's Fund Insurance Company to the City of Southaven of a check in the amount of \$14,780 that will be used to buy a second terminal imaging camera for our Fire Department. This is a grant that was given to the City for that purpose.**

**Mayor Davis reported there will be a Blood Drive at City Hall on June 14<sup>th</sup> between 11:00 a.m. and 5:00 p.m. for the American Red Cross.**

**Mayor Davis reported that he wants to transfer Kristy Ballard from the Design Review to the Planning Commission. A motion was made by Alderman Guy to appoint Kristy Ballard to the Planning Commission. Motion seconded by Alderman Loftis. Motion passed unanimously.**

**Mayor Davis reported that there will also be a Special Meeting of the Mayor and Board of Aldermen on the 14<sup>th</sup> at 11:30 a.m.**

**Mayor Davis reported that we need to adopt a Resolution to clean private property. A motion was made by Alderman Guy to adopt RESOLUTION TO CLEAN PRIVATE PROPERTY AT 1924 Nottingham, 8156 Manhattan, 8535 Millbranch, 1870 Amhurst, 1970 King Castle Drive, 8282 Fayette Cove, and 5787 Alexandria Lane. 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 aforesaid Resolution is hereby attached to and made a part of these minutes.**

**Mayor Davis reported on the road projects that are in process. He reported that Rasco Road has been milled down on the sides and from Highway 51 all the way over to Swinnea Road will be resurfaced and Stateline Road all the way from where the I-55 Project stops to Haley Road will be resurfaced, stripped, and reflectors. He reported that the cost of those two Roads is \$500,000 in asphalt alone. He reported that does not include the million that we spent widening Stateline Road this past budget year. He reported that on Stateline Road west some hills are being lowered. He reported that we are being delayed and will file an eminent domain case on one parcel of land along Church Road so that we can continue to move forward with the widening of Church Road as the County completes that project. Mayor Davis advised that if anyone has a road in their ward that they want checked out for an overlay program they should contact Ray Tarrance, Public Works Director as quickly as possible. He reported we will prioritize, get a cost estimate, and try to find the money for the project. He reported that the price of gasoline has effected out overlaying budget.**

**End Of Mayor's Report:**

## **CITY ATTORNEY LEGAL UPDATE**

**Mark Sorrell, City Attorney reported on a claim filed by Mr. Bob Jones, 1210 Rasco. Mr. Jones sustained some damage to his bathroom and bedroom carpet. Chris Hadaway, Utility Director investigated and recommends this claim of \$976.53 be paid. A motion was made by Alderman Stark to pay the claim of Bob Jones in the amount of \$976.53 as submitted. Motion seconded by Alderman Loftis. Motion passed unanimously.**

**Mayor Davis reported that his State Of The City Address 2006 is online and is a highlight of the projects that the City completed in 2006.**

## **CLAIMS DOCKET**

**A motion was made by Alderman Stark to approve the docket of claims as presented on June 5, 2007 including the demand checks and payroll checks and to exclude voucher #s 82263 thru 82281, 82302, 82438, 82606, 82778, 82941 thru 82952, 82982, 83001, 83007, 83038, 83053, 83064, thru 83066, 83090, 83097, 83112, 83126, 83186, 83273, 83406, 83454, thru 83458, 83524, and 83527. 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>

**Mayor Davis reported we had a record amount of invoice on this docket and commended the Accounts Payable Clerks for a job well done.**

**Next, a motion was made by Alderman Guy to move for a closed determination of whether or not to go into Executive Session. Hearing no objections a motion was made by Alderman Guy to go into Executive Session for the purpose of discussing personnel in the Animal Control Department, Engineering Department and an**



**Economic Development. Motion seconded by Alderman Loftis. Motion passed unanimously.**

**Mayor Davis called the meeting back to order in Regular Session. A motion was made by Alderman Jobs to move forward with the eminent domain of the Warren property. Motion seconded by Alderman Loftis. Motion passed unanimously.**

**A motion was made by Alderman Jobs to allow Mayor Davis to enter into the purchase and selling of land. Motion seconded by Alderman Stark. Motion passed unanimously.**

**Next, a motion was made by Alderman Guy to adjourn. Motion seconded by Alderman Cady. Motion passed unanimously. Time 7:00 on June 5, 2007.**

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**Charles G. Davis, Mayor**

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**Glenda Smallwood, City Clerk**