

**MINUTES OF THE REGULAR MEETING
OF SEPTEMBER 18, 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 eighteenth day of September, 2007, at six o'clock (6:00) p.m. at City Hall.

Present were:

Greg Guy	Mayor Pro-Tempore
Lorine Cady	Alderman, Ward 1
James Stark	Alderman, Ward 2
James Loftis	Alderman, Ward 3
Paul Ollar	Alderman, Ward 4
Ricky Jobes	Alderman, Ward 5
Randall Huling	Alderman, Ward 6

Absent was Mayor Greg Davis. Also present were Mark Sorrell, City Attorney, Glenda Smallwood, City Clerk, Chris Wilson, City Administrator, and Bradley Wallace, Director of Operations. Approximately fifteen (15) other people were present.

Mayor Pro-Tempore Greg Guy called the meeting to order. Alderman Loftis opened the meeting with prayer. Following the Pledge of Allegiance led by Alderman Huling, a motion was made by Alderman Cady to approve the minutes of the regular meeting of September 04, 2007 with any corrections, deletions, or additions necessary. Motion seconded by Alderman Stark. Motion passed unanimously.

PLANNING AGENDA

Whitney Choat, City Planner presented Item #1-Application by Smith Engineering for a revision to Rasco Hills Subdivision Section "B" on the south side of Stateline Road, east of Horn Lake Road. A motion was made by Alderman Stark to approve item #1 as recommended by the Planning Commission. Motion seconded by Alderman Cady. Motion passed unanimously.

Item #2-Application by Orville M. Lofton for a conditional use permit to allow a motor vehicle repair facility at 8640 Hwy. 51 North on the northeast corner of Hwy 51 and Whitworth. A motion was made by Alderman Cady to approve item #2 as recommended by the Planning Commission. Motion seconded by Alderman Loftis. Motion passed unanimously.

Item#3-Application by Pinnacle Medical Solutions for a conditional use permit to allow an office/minor distribution facility to be located at 6856

Cobblestone Blvd. on the south side of Goodman Road, in the Offices of Cobblestone Subdivision. A motion was made by Alderman Huling to approve item #3 as recommended by the Planning Commission. Motion seconded by Alderman Loftis. Motion passed unanimously.

ACCEPTANCE OF BIDS

A motion was made by Alderman Loftis to accept the bid of Hanson for the manhole covers as recommended by Chris Hadaway, Utility Director. Motion seconded by Alderman Huling. Motion passed unanimously.

INTERLOCAL AGREEMENT

A motion was made by Alderman Stark to approve the Inter-local Agreement between Desoto County, Mississippi, the City of Southaven and the City of Olive Branch for 2007 Byrne Justice Assistance Grant (JAG) Program Award. Motion seconded by Alderman Cady. Motion passed unanimously.

MAYOR'S REPORT

Mayor Pro-Tempore Greg Guy reported on the emergency purchase of a roof mount AC unit at the Police Station. A motion was made by Alderman Stark to enter the emergency purchase letter into and make it a part of the minutes. Motion seconded by Alderman Cady. Motion passed unanimously.

COMMITTEE REPORTS

Alderman Jobes, Chairman of the Ordinance Committee presented several Amendments.

A motion was made by Alderman Jobes to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI APPROVING THE AMENDMENT OF CITY CODE SECTION 10-8 with the words in the on the last paragraph being deleted. Motion seconded by Alderman Loftis. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

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.

A motion was made by Alderman Jobes to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI APPROVING THE AMENDMENT OF

CITY CODE SECTION 9-326. Motion seconded by Alderman Huling. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

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.

A motion was made by Alderman Jobses to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI APPROVING THE AMENDMENT OF CITY CODE SECTION 9-491. Motion seconded by Alderman Huling. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

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.

A motion was made by Alderman Jobses to adopt RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SOUTHAVEN, MISSISSIPPI APPROVING THE AMENDMENT OF CITY CODE SECTION 9-494. Motion seconded by Alderman Stark. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

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.

A motion was made by Alderman Jobses to adopt AMENDMENT TO THE SOUTHAVEN CODE OF ORDINANCES TITLE III. Section 3-1, Section 3-2, Section 3-9, Section 3-15, Section 3-21, Section 3-22, and Section 3-25. Motion seconded by Alderman Cady. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobses	Yea
Alderman Huling	Yea

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

A motion was made by Alderman Jobses to adopt AMENDMENT TO THE SOUTHAVEN CODE OF ORDINANCES TITLE V. Motion seconded by Alderman Cady. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows:

Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobses	Yea
Alderman Huling	Yea

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

CITY ATTORNEY'S LEGAL UPDATE

Mark Sorrell, City Attorney presented the claim of Mr. Amos Billops. He claimed the Police Department entered his home with his consent to search for a suspect and while searching they ransacked his closet and soiled his garments. He is asking for reimbursement for the cleaning of those garments. Mr. Sorrell reported he asked Chief Long to make investigate this matter and he reported that the Police Department did not ransack his closet nor soil his garment as he indicated. Mr. Sorrell reported that based on Chief Long's investigation his recommendation is to deny this claim. A motion was made by Alderman Stark to deny the claim of Mr. Amos Billops as recommended by the City Attorney. Motion seconded by Alderman Huling. Motion passed unanimously.

CLAIMS DOCKET

A motion was made by Alderman Stark to approve docket of claims on this date September 18, 2007 including demand checks, and payroll checks and excluding voucher #88365, 88369, 88395 thru 88412, 88422 thru 88423, 88454, 88558, 88615, 88649, 88822, 88867, 88955, 89040 thru 89071. Motion

seconded by Alderman Loftis. Motion was put to a roll call vote and passed unanimously.

Roll call was as follows

Alderman Cady	Yea
Alderman Stark	Yea
Alderman Loftis	Yea
Alderman Ollar	Yea
Alderman Jobs	Yea
Alderman Huling	Yea

**Next, there being no more business to come before the Mayor and Board of Aldermen, a motion was made by Alderman Loftis to adjourn. Motion seconded by Alderman Cady.
Motion passed unanimously. Time 6:30 on September 18, 2007**

Greg Guy, Mayor Pro-Tempore

Glenda Smallwood, City Clerk

**MINUTES OF THE SPECIAL MEETING
OF SEPTEMBER 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 Special Session, on the twentieth day of September, 2007, at twelve o'clock noon at City Hall. Notices of said meeting were sent pursuant to MS Code Section 21-3-21.

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
Ricky Jobes	Alderman, Ward 5

ABSENT WERE:

Paul Ollar	Alderman, Ward 4
Randall Huling	Alderman, Ward 6

Aldermen Guy and Jobes were present by telecommunications. Also present were Glenda Smallwood, City Clerk, Mark Sorrell, City Attorney, and Chris Wilson, City Administrator. Approximately 5 other people were present.

Mayor Davis called the meeting to order. Alderman Loftis opened the meeting with prayer. Alderman Guy led the Pledge of Allegiance.

RESOLUTION-DECD-0017 (38) B

Mayor Davis reported there were four bids for the State Aid Road Construction MDOT and City of Southaven Church Road Project No. DECD-0017(38)B. The State estimate for this project was \$2,524,245.41.

Bidders were:

Ferrell Paving, Inc.	\$2,054,893.57
White Construction, Inc.	2,162,829.98
Endevco, Inc.	2,094,739.11
Chancellor Brothers, LLC	2,263,123.95

A motion was made by Alderman Loftis to accept the bid of Ferrell Paving, Inc. in the amount of \$2,054,893.57 as the lowest and best bid. 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	Absent
Alderman Jobs	Yea
Alderman Huling	Absent

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

**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 Loftis. Motion passed unanimously with Aldermen Ollar, and Huling being absent.
Time 12:15 p.m. on September 20, 2007.**

Charles G. Davis, Mayor

Glenda Smallwood, City Clerk