

MONDAY, JULY 21, 2008

Pursuant to recess the Lauderdale County Board of Supervisor resumed its regular July meeting at 5:00 p.m., Monday, July 21, 2008, at the Raymond P. Davis County Annex Building in Meridian, Mississippi, with the following members present: Mr. Ray Boswell, President of the Board and Supervisor of District Five, Mr. Hank Florey, Supervisor of District One, Mr. Wayman Newell, Supervisor of District Two, Mr. Craig Hitt, Supervisor of District Three, and Mr. Joe Norwood, Supervisor of District Four.

Also present were Ms. Carolyn Mooney, Chancery Clerk and Clerk of the Board of Supervisors, Mr. Mike Sumrall, County Administrator, Mr. Neal Carson, County Engineer/Road Manager, and Mr. Rick Barry, Board Attorney.

Mr. Ray Boswell, President of the Board of Supervisors, called the recessed meeting to order.

Prayer was offered by Mr. Wayman Newell.

All persons in attendance recited the Pledge of Allegiance to the Flag of the United States of America.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the "Agenda" for even date, with amendments as follow, was passed unanimously.

BOARD MEETING AGENDA
LAUDERDALE COUNTY BOARD OF SUPERVISORS
MONDAY, JULY 21, 2008 – 5:00 P.M.

1. Recessed meeting to order.
2. Prayer given by Terrence Roberts with New Wine Ministries.
3. Pledge of Allegiance to the Flag of the United States of America.
4. Approval of Agenda for even date.
5. Approval of minutes dated July 7, 2008.
6. Proclamation: None.
7. Jimmy Slay, Tax Assessor:
 - A) Petitions for reduction and/or change of assessment.
 - B) Other matters for general good and welfare.
8. Kwana McCary, East Central Planning & Development – N.E.W. Corporation.
Need motion to ratify advertisement for bids on the project and approval for execution of the engineering and administration for the project.
 1. Open bids for the roadwork.
 2. Take bids under advisement.
 3. Check bids and come back with recommendation before adjournment.
9. Keith Evans – Rea, Shaw, Giffin & Stuart, to present Audit Report.
10. Staff Reports:
11. Other matters for general good and welfare.
12. Actions from Supervisors.
13. Executive session, if needed. Wade Jones with EMBDC.
14. Adjourn until Monday, August 4, 2008 at 9:00 A.M.

AMENDMENT:

Kwana McCary, East Central Planning & Development – Public Hearing at 5:30
P.M. on Tower Automotive.

(See pages _____ through _____ of
these minutes.)

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to Approve the minutes dated July 7, 2008, was passed unanimously.

SO ORDERED, this July 21, 2008.

Upon recommendation of Jimmy Slay, Lauderdale County Tax Assessor, a motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to adopt the attached petitions for reduction and/or change of assessment and notices to increase the assessment of real/personal property, for the reasons set forth and as further described on attachments hereto, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to ratify advertisement for bids on the N.E.W. Corporation project; and approval for execution of the engineering and administration documents for the construction of the project. The N.E.W. Corp project is being funded by a CDBG Katrina Grant in the amount of \$1,050,000. The call center will be located off of Highway 19 South. The motion was passed unanimously.

SO ORDERED, this July 21, 2008.

Bids were opened for the construction of the access road for the new call center, N.E.W. Corporation. Five bids were received as follows:

Colom Construction – Faulkner, MS	\$1,197,200.23
Davidson Hauling & Construction – Meridian, MS	642,677.81
Joe McGee Construction – Lake, MS	678, 446.23
Dozier Construction – Natchez, MS	948,844.30
Walter's Construction – Laurel, MS	823,237.11

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to take the bids under advisement, was passed unanimously.

SO ORDERED, this July 21, 2008.

Mr. Keith Evans of Rea, Shaw, Giffin & Stuart, presented the Audit Report in which they gave an unqualified opinion. Three findings were presented at the Board meeting. They are as follows:

- 1) The signing of warrants without sufficient funds in the accounts to cover the amounts as written. Many of these warrants relate to reimbursable grant funds.
- 2) Noncompliance of Senate Bill 2857 – Receipts need to be furnished by the Supervisors for credit card charges.
- 3) Financial Statements – the county will now need to prepare their own statements.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to accept the Audit Report as given, was passed unanimously.

SO ORDERED, this July 21, 2008.

Chancery Clerk Carolyn Mooney submitted for inclusion in the minutes the public notice, as posted on the bulletin board on the first floor of the Raymond P. Davis County Annex Building, advising of the date and time of this meeting, pursuant to Section 25-41-13, Mississippi Code of 1972.

(See page _____ of these minutes.)

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the following Oaths of Office, was passed unanimously.

- A) Matthew Jenkins - Detention Officer
- B) Kelly Wayne Widener – Detention Officer
- C) Robert David Riley – Detention Officer
- D) Joseph Howell – Deputy Sheriff

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request for per diem for Justice Court Judges to attend Summer Convention and Professional Judicial Conference July 20-24, 2008 in Biloxi, MS. Per diem for four days \$164.00 each. The motion was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to pay membership dues for Justice Court Judges Ricky Roberts and Darrell Theall in the amount of \$200.00 each to the Mississippi Justice Court Judges Association, was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve payment in the amount to the Meridian Youth Basketball Organization to assist in expenses for their team, and authorize the Chancery Clerk to issue the warrant therefore payable from the Lauderdale County General Fund, Advertising County Resources Budget; the Board finding and declaring that such expenditure will bring into favorable notice and report the governmental, educational and other opportunities, possibilities and resources of the county in accordance with Section 17-3-1, Mississippi Code of 1972. . This 14 and under team has qualified for Nationals. They came in second in the state AAU Tournament. They will travel to Orlando, Florida August 1-8, 2008. The motion was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request from Bill Ready, Jr. (letter attached) to purchase equipment for the Law Library: One (1) Dell Computer \$813.19; one (1) Toshiba E Studio 352 Copier/printer in the amount of \$4,789.00. The funds in this account can only be used for the Law Library. There is a current balance of \$79,913.00. There will need to be an increase in the budget of this fund for the amount of these purchases. The motion was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood to approve the request to include in the minutes the Credit Card Report for Tourism of \$63.13 and the Board of Supervisors: Craig Hitt - \$1,089.00; Joe Norwood - \$691.05; \$140.17 was reimbursed to the county. The motion was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to move \$700.00 within County Extension budget from object 475 Travel and Subsistence to object 695 Other Consumable Supplies to purchase sinks for the Extension Office, was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the contribution of \$22,500 to the Imaging Campaign "Branding of the Community" to the EMBDC. The motion was passed by a vote of three (3) to two (2). The vote was as follows: Supervisor Hank Florey voted aye; Supervisor Craig Hitt voted aye; Supervisor Joe Norwood voted aye; Supervisor Wayman Newell voted nay; and, Supervisor Ray Boswell voted nay.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request to increase \$55,000 category 106-570 Other General Administration/Insurance and Fidelity in order to pay Audit bill in the amount owed of \$53,000, was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve the request to increase \$50,000 Category 001-200 500 Sheriff/Other Contractual Services; to increase \$100,000 Category 001-200 600 Sheriff/Supplies and to increase 001-200 600 Jail \$50,000, due to budget overruns, was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request for Tax Collector to begin using Point & Pay Credit Card Service (See email attached from Mr. Shannon's office), at no cost to the county, was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to open the floor for the second public hearing on the Tower Automotive Katrina CDBG project, which included a \$500,000 grant to Lauderdale County to provide an access road around Tower Automotive, was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to end the public hearing, was passed unanimously.

SO ORDERED, this July 21, 2008.

Upon recommendation of Mr. Terrell Temple, a motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to accept the bid from Davidson Hauling & Construction in the amount of \$642,677.81, for the construction of the access road for N.E.W. Corporation, was passed unanimously.

SO ORDERED, this July 21, 2008.

Upon recommendation of Mr. Neal Carson, County Engineer/Road Manager, a motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to include in the minutes receipt of the request for site prep work at the West Lauderdale Attendance Center, which includes stump removal and dirt work, was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to place a buried fiber optic telecommunications cable along/across Allen Swamp Road, Pine Springs Road, Windsor Road, Barnhill Road, and King Road in Lauderdale County (AT&T Job No. P2168537), was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Joe Norwood, seconded by Hank Florey, to approve the request for David Sharp, LEMA Director, to travel to Parchman, MS for training August 4-8, 2008. The cost for 5 days per diem is \$31.00 per day at a total cost of \$155.00 (the money is in the budget). The motion was passes unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request by Clarence Butler, VFD Coordinator, to apply for the Supplemental Grant from the Rural Firetruck Acquisition Act, in the amount of \$70,000, was passed unanimously.

SO ORDERED, this July 2, 2008.

Sheriff Billy Sollie submitted the following personnel/payroll changes for inclusion in the minutes:

- 1) Effective July 4, 2008, Charles Fuller has resigned as a Detention Officer.
- 2) Effective July 9, 2008, Kelly Widener was hired as a Detention Officer. His starting rate of pay will be \$8.00 per hour.
- 3) Effective July 9, 2008, Robert Riley was hired as a Detention Officer. His starting rate of pay will be \$8.00 per hour.
- 4) Effective July 20, 2008, Matthew Jenkins was hired as a Detention Officer. His starting rate of pay will be \$8.00 per hour.
- 5) Effective July 17, 2008, Joseph Howell, Jr. was hired as a Deputy Sheriff. assigned to the Interstate Crime Enforcement Unit. His starting rate of pay will be \$18.50 per hour.
- 6) Effective July 31, 2008, David Rosenbaum will be hired as a Deputy Sheriff. He will be a DUI Officer and his rate of pay will be \$14.50 per hour.

Upon recommendation of Sheriff Billy Sollie, a motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve the request to remove two vehicles – a 2000 Ford Taurus VIN #1FAFP54N5XA231009 and a 2000 Crown VIC VIN #2FAFP71W5YX181469 – from the Sheriff Department's inventory, and be listed as surplus and be disposed as the department sees fit , was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to open a hearing to CONSIDER AN ORDER FINALLY ACCEPTING MOTOR VEHICLE SCHEDULE FOR 2008-2009 FISCAL YEAR FOR LAUDERDALE COUNTY, MISSISSIPPI, was passed unanimously.

SO ORDERED, this July 21, 2008.

Not being in receipt of any objections to the hearing to CONSIDER AN ORDER FINALLY ACCEPTING THE MOTOR VEHICLE SCHEDULE for 2008-2009, FISCAL YEAR FOR LAUDERDALE COUNTY, MISSISSIPPI, a motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to close the hearing was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to CONSIDER AN ORDER FINALLY ACCEPTING MOTOR VEHICLE SCHEDULE FOR 2008-2009 FISCAL YEAR FOR LAUDERDALE COUNTY, MISSISSIPPI, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this July 21, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to accept the petition for tax exempt status from Gulf States Conference Association of Seventh-Day Adventists d/b/a Meridian First Seventh Day Adventist Church of Meridian, MS, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this July 21, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to participate in an Interlocal agreement with the City of Meridian, once it has been initiated and approved by the city, to work together on different clean-up projects. The motion was passed by a vote of four (4) to one (1). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Joe Norwood voted aye; Supervisor Ray Boswell voted aye; and, Supervisor Craig Hitt voted nay.

SO ORDERED, this July 21, 2008.

The Board of Supervisors, immediately thereafter, with no business intervening, considered the necessity for an executive session, and a motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, was passed by the following vote: Mr. Hank Florey voted aye; Mr. Wayman Newell voted aye; Mr. Craig Hitt voted aye; Mr. Joe Norwood voted aye; and Mr. Ray Boswell voted aye. WHILE THE BOARD WAS IN EXECUTIVE SESSION ALL PERSONS LEFT THE BOARD ROOM WITH THE EXCEPTION OF SUPERVISORS HANK FLOREY, WAYMAN NEWELL, CRAIG HITT, JOE NORWOOD, RAY BOSWELL, AND BOARD ATTORNEY, RICK BARRY.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to go out of executive session, was passed unanimously.

SO ORDERED, this July 21, 2008.

The Board then went back into open meeting. Rick Barry, Board Attorney, announced that the Board went into executive session to discuss potential litigation, discussion


regarding location of business and industry, and purchase of real property. No action was taken at this time.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to employ Butler Snow for representation in Buffet Inc. case, was passed unanimously.

SO ORDERED, this July 21, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to adjourn until Monday, August 4, 2008, at 9:00 a.m., was passed unanimously.

SO ORDERED, this July 21, 2008.


Ray Boswell, President