

MONDAY, SEPTEMBER 15, 2008

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular September meeting at 5:00 p.m., Monday September 15, 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, called the recessed meeting of the Board of Supervisors to order.

Prayer was offered by Supervisor Hank Florey.

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

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the "Agenda" for even date, with amendments as follows, was passed unanimously.

BOARD MEETING AGENDA
LAUDERDALE COUNTY BOARD OF SUPERVISOR
MONDAY, SEPTEMBER 15, 2008 – 5PM

1. Recessed meeting called to order.
2. Prayer given by Chaplain Dennis Marks.
3. Pledge of Allegiance to the Flag of he United States of America.
4. Approval of Agenda for even date.
5. Approval of minutes dated August 18, 2008 and August 21, 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. Jennifer Buford, East Central Planning & Development – 2nd Public Hearing for Tower One Project.
9. Other matters for general good and welfare.
10. Staff Reports:
11. Actions from Supervisors.
12. Executive session, if needed.
13. Adjourn until Monday, October 5, 2008 at 9:00 A.M.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the minutes for August 18, 2008 and August 21, 2008, was passed unanimously.

SO ORDERED, this September 15, 2008.

Upon the recommendation of Jimmy Slay, Lauderdale County Tax Assessor, a motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, 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 September 15, 2008.

The floor was opened to the public in order to discuss matters for general good and welfare. Those that came before the Board were: Judge Robert Bailey representing the judges of the Courthouse, Sheriff Billy Sollie, Ms. Ruth Scott, and Mr. Raymond Huffmaster.

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.)

Chancery Clerk Carolyn Mooney submitted for inclusion in the minutes petitions received from Circuit Clerk Donna Jill Johnson for candidates that qualified to run for the office of Election Commissioner for Lauderdale County. They are as follows (with attached paperwork): Wallace Heggie, Rod Amos, Marvin "Mac" McClain, Awana Daniels Simmons, Reuben R. Little, Greg Magnum, and Jeff Tate.

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

- A) Chad Minor, Auxiliary Deputy Sheriff
- B) Latoya Bennett, Detention Officer

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the appointment of Mr. Charles Frazier to replace Mr. Abdul Lala on the Tourism Commission Board, was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request that Vicki LaShane, Deputy Circuit Clerk, to attend a PTS Software Solutions Conference in Tunica, MS October 13-16, 2008. Cost includes 4 days per diem \$144.00; Registration \$325.00; and, motel \$194.70. The motion was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for Mr. Reuben R. Little, Election Commissioner, to attend Train the Trainer Seminar sponsored by the Office of the Secretary of State. The training will be at the Hampton Inn in Hattiesburg, MS on September 25, 2008. The motion was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to appoint Rev. Jack Follis to the Library Board, was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request to pay Construction Services, Inc. \$26,144.20 for their work at the DHS Building Project, 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 September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request by AT&T to place a buried copper telecommunications cable along Fellowship Road R/W in Lauderdale County, AT&T Project No. 87M00687N, was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request by AT&T to place a buried fiber optic telecommunication cable along/across N.E. Industrial Park Road which will provide service to Loblolly, AT&T Job No. 87M00594N, was passed unanimously.

SO ORDERED, this September 15, 2008.

Upon the recommendation of Mr. Neal Carson, County Engineer/Road Manager, a motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to make Boyd Lane a public road, was passed unanimously.

SO ORDERED, this September 15, 2008.

Upon recommendation of Mr. Clarence Butler, VFD Coordinator, a motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to make improvements to a surface lake off of Alamucha Whynot Road owned by Mr. Brad Buckalew, and make into a fire lake. About 200 yards will need to be graded and graveled to provide a road to the lake. It will be funded out of the VFD budget. The motion was passed unanimously.

SO ORDERED, this September 15, 2008.

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

- 1) Effective as of August 27, 2008, Joseph Boswell has resigned as Deputy Sheriff.

A motion by Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for Byron DeHek, Tim Chesney, and Edna Clark to attend the 2008 PTS Users Conference in Tunica, MS on October 13-16, 2008. Registration is requested in the amount of \$975.00. Lodging will be at the Hollywood Casino at the cost of \$584.10. Per diem is

requested in the amount of \$432.00. The cost of this training will be paid for out of seized funds. The motion was passes unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request for Deputy Thomas Robinson to attend K-9 Recertification at NAS Meridian on September 22-26, 2008. Registration is requested in the amount of \$60.00. The cost of this training will be paid for out of seized funds. The motion was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for reimbursement for the following deputies for expenses occurred while on Hurricane Relief Assistance in Poplarville, MS on August 31 to September 2, 2008. The cost of these expenses will be paid for out of seized funds.

Deputy David McDonald	\$18.74
Deputy Robbie McClure	\$19.26
Deputy Tim Robinson	\$22.12

The motion was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Wayman Newell, to approve the request for reimbursement for Deputy Anthony Ball for expenses of \$26.03 incurred while at training at MLEOTA in Pearl, MS on August 14, 2008. The cost of these expenses will be paid for out of seized funds. The motion was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to transfer the 2005 Chrysler Sebring VIN #7072 from the Sheriff's Department inventory to Jimmy Slay, Tax Assessor, was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to remove a 2006 Ford Crown Victoria VIN #7691 (destroyed) and 2004 Ford Crown Victoria VIN #4201 (at Central Garage - can't be repaired), from the Sheriff's inventory, was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to adopt a RESOLUTION OF THE BOARD OF SUPERVISORS ACCEPTING, APPROVING AND ADOPTING THE BUDGET AND TAX RATE FOR FISCAL YEAR 2008-2009, failed to pass by a vote of two (2) ayes, two (2) nays, and one (1) abstention. Supervisor Hank Florey voted aye, Supervisor Craig Hitt voted aye, Supervisor Wayman Newell voted nay, Supervisor Ray Boswell voted nay, and Supervisor Joe Norwood abstained from voting.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to EXECUTE APPLICATION FOR CERTIFICATION FOR ONE (1) MILL STATE TAX COMMISSION FOR MANTAINING MAPPING, was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to adopt ORDER AUTHORIZING THE ACCEPTANCE OF WARRANTY DEED FROM EDWARD B. CRAWFORD, III, for property purchased for Satellite A, was passed on a vote of three (3) to two (2). Supervisor Hank Florey voted aye, Supervisor Wayman Newell voted aye, Supervisor Ray Boswell voted aye, Supervisor Craig Hitt voted nay, and, Supervisor Joe Norwood voted nay.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to adopt RESOLUTION AUTHORIZING APPROVAL AND EXECUTION OF A LEASE AGREEMENT WITH BAILEY VOLUNTEER FIRE DEPARTMENT, for the purchase of a new firetruck, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to take under consideration the following two items:

Item 5 on Agenda – Consider Resolution Authorizing Contract of Use of County Jail between Lauderdale County and the Town of Marion, Mississippi

Item 6 on Agenda – Consider Resolution Authorizing Contract of Use of County Jail between Lauderdale County and the City of Meridian, Mississippi

The issue will be revisited on Monday, September 22, 2008 at 1:30 p.m. The motion was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to adopt RESOLUTION AUTHORIZING THE FORM AND EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN LAUDERDALE COUNTY, MISSISSIPPI AND THE CITY OF MERIDIAN, MISSISSIPPI TO FACILITATE IMPLEMENTATION OF THE COUNTY'S TAX INCREMENT FINANCING PLAN OF 2006, LAUDERDALE COUNTY, MISSISSIPPI (MERIDIAN CROSSROADS PROJECT); AND FOR RELATED PURPOSES,, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve Agreement between Lauderdale County, Mississippi, acting by and through its duly elected Board of Supervisors and Joseph A. Davis effective September 1, 2008 through December 31, 2008, for the position of public defender (replacement), was passed unanimously.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the application for Tax Exempt Status for Quality Logistics Systems, Inc., was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 15, 2008.

A motion by Supervisor Hank Florey, to recess for fifteen (15) minutes, died for the lack of a second.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to adopt RESOLUTION OF THE BOARD OF SUPERVISORS ACCEPTING, APPROVING AND ADOPTING THE BUDGET AND TAX RATE FOR FISCAL YEAR 2008-2009, failed to pass by a vote of two (2) ayes, two (2) nays, and one (1) abstention. Supervisor Hank Florey voted aye, Supervisor Craig Hitt voted aye, Supervisor Wayman Newell voted nay, Supervisor Ray Boswell voted nay, and Supervisor Joe Norwood abstained from voting.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to recess the meeting until Monday, September 22, 2008 at 1:30 p.m., failed to pass by a vote of three (3) to two (2). Supervisor Hank Florey voted nay, Supervisor Craig Hitt voted nay, Supervisor Joe Norwood voted nay, Supervisor Wayman Newell voted aye, and Supervisor Ray Boswell voted aye.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to reduce the amount allocated to Meridian Community College's Workforce Center from \$520,000 to \$250,000, failed to pass by a vote of three (3) to two. Supervisor Hank Florey voted nay, Supervisor Craig Hitt voted nay, Supervisor Joe Norwood voted nay, Supervisor Wayman Newell voted aye, and, Supervisor Ray Boswell voted aye.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to recess the meeting until Monday, September 22, 2008 at 1:30 p.m., failed to pass by a vote of three (3) to two (2). Supervisor Hank Florey voted nay, Supervisor Craig Hitt voted nay, and Supervisor Joe Boswell voted nay, Supervisor Wayman Newell voted aye, and, Supervisor ray Boswell voted aye.

SO ORDERED, this September 15, 2008.

Board President Ray Boswell declared a fifteen minute recess of the Board of Supervisors.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to reduce the amount allocated to Meridian Community College's Workforce Center from \$520,000 to \$250,000, passed by a vote of three (3) to two (2). Supervisor Hank Florey voted aye, Supervisor Wayman Newell voted aye, Supervisor Ray Boswell voted aye, Supervisor Craig Hitt voted nay, and Supervisor Joe Norwood voted nay.

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to adopt RESOLUTION OF THE BOARD OF SUPERVISORS ACCEPTING, APPROVING AND ADOPTING THE BUDGET AND TAX RATE FOR FISCAL YEAR 2008-2009, was passed by a vote of three (3) to two (2). Supervisor Hank Florey voted aye, Supervisor Wayman Newell voted aye, Supervisor Ray Boswell voted aye, Supervisor Craig Hitt voted nay, and, Supervisor Joe Norwood voted nay.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 15, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to recess until Monday, September 22, 2008 at 1:30 p.m., was passed unanimously.

SO ORDERED, this September 15, 2008.

Ray Boswell, President