

MONDAY, NOVEMBER 3, 2008

BE IT REMEMBERED that the Lauderdale County Board of Supervisors began and held its regular meeting at 9:00 a.m., Monday, November 3, 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.

Sheriff Billy Sollie called the November, 2008 meeting of the Board of Supervisors to order.

Prayer was offered by Chaplain Dennis Marks.

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

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

BOARD MEETING AGENDA
LAUDERDALE COUNTY BOARD OF SUPERVISORS
MONDAY, NOVEMBER 3, 2008 – 9 AM

1. Sheriff Billy Sollie will call November, 2008 meeting to order.
2. Prayer to be offered by Chaplain Dennis Marks.
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 August 15, 2008 & September 25, 2008.
6. Staff Reports:
7. Other matters for general good and welfare.
8. Actions by Supervisors.
9. Executive session, if needed.
10. Recess until Monday, November 17, 2008 at 5:00 P.M.

AMENDMENTS:

JIMMY SLAY, TAX ASSESSOR:

Add to Agenda – 5a.

- A) Petitions for reduction and/or change of assessment.
- B) Other matters for general good and welfare.

CHANCERY CLERK:

Add Item D. to her Agenda for Oaths of Office.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this November 3, 2008.

Mr. Jimmy Slay, Lauderdale County Tax Assessor, presented to the Board of Supervisors the Real Property Audit Report from the Mississippi State Tax Commission, for Roll year 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.)

SO ORDERED, this November 3, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the claims docket for November, 2008; and to authorize the Chancery Clerk to issue warrants therefore, was passed on 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.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this November 3, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve inclusion into the minutes certification from Sheriff Billy Sollie that 25,834 meals were served in the Lauderdale County Detention Facility during the month of September, 2008; and authorize the Board President to sign the necessary paperwork.

SO ORDERED, this November 3, 2008.

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

- A) Jessica Weathers, Deputy Tax Collector
- B) Joseph Boswell, Deputy Sheriff
- C) Louise Ivey, Deputy Chancery Clerk
- D) Tyler George Shirley, Detention Officer

SO ORDERED, this November 3, 2008.

County Administrator Mike Sumrall submitted for inclusion in the minutes observance of Thanksgiving Holiday, Thursday, November 27, 2008 and Friday, November 28, 2008 under the provisions of Section 3-3-7, Mississippi Code of 1972, as a legal holiday in the State of Mississippi.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request for Pauper's Burial of Bunny Newman who died in Lauderdale County on or about October 16, 2008. In order to cover burial expense \$1,000 will need to be put in account 001-451-581 to cover this burial and any additional (Board approved \$750.00 at meeting on 10/20/08 which was to cover three burials prior to this one). The motion was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to renew contract with Evercom through the remainder of this term which will expire December, 2012, was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to accept Proposal on Contract for Professional Services (CPA Firm that will perform County Audit) with Rea, Shaw, Giffin, & Stuart in the amount of \$59,615.00. The

contract will be for a two-year period – 2008 & 2009. The price includes the Financial Statement. The motion was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to ratify approval for Joe Lemoine, Veteran Service Officer to attend mandatory training in Jackson, MS on October 28-29, 2008; cost will be: meals \$62.00, room & board \$133.75; and mileage (225 miles at .585) in the amount of \$131.63, was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Hank Florey, seconded by Supervisor Wayman Newell, to approve pay request #3 for Davidson Hauling on the access road for NEW Corp in the amount of \$346,105.53, was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve pay request #3 for engineering work on NEW Corp in the amount of \$69,495.00, was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to designate County Administrator, Mike Sumrall, to sign off on paperwork requesting reimbursement of expenses due to Hurricane Gustav, was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request by the County Administrator to ask Sam Keyes to start the proclamation process for six (6) bridge replacements. A one million dollar bond will be required to pay for these replacements. The cost of the replacement of the King Road Bridge will be included in this bond. 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 November 3, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request by AT&T to place a buried fiber optic telecommunications cable along and under Old Highway 19 SE in Lauderdale County, was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to accept the low bid of \$4,894.59 from Custom Products Corporation for signage for approximately 50 bridges in Lauderdale County, was passed unanimously.

SO ORDERED, this November 3, 2008.

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

- 1) Effective October 20, 2008, Tyler George Shirley was hired as a Detention

Officer. His starting rate of pay is \$8.00 per hour.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request for Sheriff Billy Sollie to attend the 2008 Winter Conference of the MS Sheriff's Association on December 1-5, 2008 in Natchez, MS. Reimbursement is requested for all expenses. Hotel will cost \$109 per night. Expenses will be paid for out of the Sheriff's budget. The motion was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request for several newly promoted individuals to Performance Evaluation class presented by Ms. Belinda Bonner. Total cost is \$60. The motion was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to **recess as the Board of Supervisors and convene as the Board of the Lauderdale County Economic Development District**, was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to adopt RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO FUNDING AGREEMENT BETWEEN THE LAUDERDALE COUNTY ECONOMIC DEVELOPMENT

DISTRICT AND EAST MISSISSIPPI BUSINESS DEVELOPMENT CORPORATION, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to **recess as the Board of the Lauderdale County Economic Development District and convene as the Lauderdale County Board of Supervisors**, was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to adopt RESOLUTION OF THE BOARD OF SUPERVISORS OF LAUDERDALE COUNTY, MISSISSIPPI GRANTING TAX EXEMPTION FROM AD VALOREM TAXES FOR A PERIOD OF TEN (10) YEARS TO GIPSON STEEL, INC, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to adopt ORDER GRANTING EXEMPTION FROM AD VALOREM TAXES (EXCEPT SCHOOL DISTRICT TAXES) FOR RENOVATIONS AND IMPROVEMENTS TO PROPERTY LOCATED AT 5020 ARUNDEL ROAD TO HOTEL & RESTAURANT SUPPLY, INC., was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this November 3, 2008.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to adjust the Budget in order to pay 2008 and 2009 allocations to the East Mississippi Planning and Development District, was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the minutes dated August 15, 2008 and September 25, 2008, was passed unanimously.

SO ORDERED, this November 3, 2008.

The Board of Supervisors, immediately thereafter, with no business intervening, considered the necessity for an executive session to discuss personnel matters, and a motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, 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 November 3, 2008.

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

SO ORDERED, this November 3, 2008.

The Board then went back into open meeting. Rick Barry, Board Attorney, announced that the Board went into executive session to discuss personnel matters. No action was taken at this time.

Rick Barry, Board Attorney, explained to the Board that the Board had a previous meeting on August 14, 2008, and did authorize the acceptance of the settlement receipt and authorize the President to sign a release and to transfer the money into the Child Support Account. No minutes were recorded of that action. Therefore, a motion by Craig Hitt, seconded by Supervisor Hank Florey to accept payment of \$36,046.68 from the Employers Mutual Casualty Company of Des Moines, Iowa, regarding the claim as to Cindy Truhett for the period of 2002-2007 and to authorize the President of the Board to sign the Release and Subrogation Receipt and to transfer those monies to the Child Support Account nunc pro tunc to August 14, 2008. The motion was passed unanimously.

SO ORDERED, this November 3, 2008.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to recess until Thursday, November 13, 2008, at 5:00 P.M., was passed unanimously.

SO ORDERED, this November 3, 2008.


Ray Boswell, President