

MONDAY, DECEMBER 15, 2008

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular December meeting at 5:00 p.m., Monday, December 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.

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Board President, Mr. Ray Boswell, called the recessed December 2008 meeting to order.

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Prayer was offered by Supervisor Hank Florey.

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

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

BOARD MEETING AGENDA  
LAUDERDALE COUNTY BOARD OF SUPERVISORS  
MONDAY, DECEMBER 15, 2008 – 5:00 P.M.

1. Recessed meeting called to order.
2. Prayer given by Supervisor Hank Florey.
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 26, 27, 28, September 2 & 3, 2008.
6. Jimmy Slay, Tax Assessor:
  - A). Petitions for reduction and/or change of assessment.
  - B). Other matters for general good and welfare.
7. Staff Reports:
8. Mr. Wade Demers
9. Other matters for general good and welfare.
10. Actions from Supervisors.
11. Executive session, if needed.
12. Adjourn until Monday, January 5, 2008 at 9:00 A.M.

AMENDMENTS:

BOARD OF SUPERVISORS;

The meeting will recess until Tuesday, December 30, 2008 at 11:00 A.M. in order to discuss end of year business.

(See pages \_\_\_\_\_ through \_\_\_\_\_ of these minutes.)

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the minutes dated August 26, 27, & 28, September 2 & 3, 2008, was passes unanimously.

SO ORDERED, this December 15, 2008.

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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 95 through 124 of these minutes.)

SO ORDERED, this December 15, 2008.

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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 125 of these minutes.)

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

A) Shirley Johnson, Detention Officer

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to include in the minutes certification from Sheriff Billy Sollie that 21,753 meals were served in the Lauderdale County Detention Facility during the month of October 2008; and 19,667 in November 2008, and authorize the Board President to sign the necessary paperwork, was passed unanimously.

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SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to pay \$250.00 for Braylee Raine Bergin, 18 month old daughter of Tommy & Tracy Bergin to assist in expenses to travel to San Marcos, Texas in January, 2009 to compete in Our Little Miss 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. The motion was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve the appointment of Mr. Joe Byrd to serve on the Mid-Mississippi Development District Board; his current term will expire on 12/31/08. The motion was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to accept a Janitorial Contract with Jani-King, was passed unanimously.

SO ORDERED, this December 15, 2008. *Pg 128-143*

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve payment for the following post office box rentals, was passed unanimously.

- 1) Lauderdale County Welfare Department in the amount of \$208.00
- 2) Lauderdale County Tax Assessor in the amount of \$70.00
- 3) Lauderdale County Chancery Clerk in the amount of \$70.00

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the payment of dues for Jimmy Slay to the Mississippi Assessor & Collector Association in the amount of \$225.00, was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to include in the minutes receipt of an Order of State Tax Commission Approving Real Rolls and Personal Rolls for 2008, was passed unanimously. *Pg 144*

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve a Pauper's Burial for Angel Maccow and Hugh Lester Green who died in Lauderdale

County on or about December 6, 2008 and to increase the budget \$300.00 in 001-451-581 to cover cost of burials, was passed unanimously. *Pg 145-146*

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to borrow \$800,000 from the 9.3 million Paving Fund, with \$600,000 going to General County and \$200,000 to Road (Acct. 150), was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve adding solid waste to each department, 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 vote nay; and, Supervisor Joe Norwood voted nay.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request to pay County's share (50%) of Jurisdictional Narcotics Assistance Grant in the amount of \$2,791.50 to the City of Meridian, was passed unanimously. *Pg 147-152*

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the emergency replacement of the heating unit at the Tourism Building in the amount of \$9,350.00, was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to increase the Sheriff's budget to patrol dump sites in the amount of \$10,000.00, was passed by a vote of three (3) to two (2). Supervisor Hank Florey vote 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 December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to adopt as a policy of Lauderdale County, that no employee shall use a cell phone while operating heavy equipment, was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to accept a contract with n-Court for Justice Court Department to collect fines online using credit or debit card, was passed unanimously. *Pg 153-154*

SO ORDERED, this December 15,, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the acceptance of the Tourism Audit Report, was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to pay Rigby's Engine and Crankshaft in the amount of \$1,400 for an engine that was rebuilt for the Road Department, was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Craig Hitt to add \$32,000 in equipment mistakenly left off of master list of equipment and furniture to be purchased on a lease agreement for the E-911 Department, died for the lack of a second.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to accept the easement from Kathy Nance for the LSBP Project, the John Catlett Road Bridge, was passed unanimously.

SO ORDERED, this December 15, 2008.

*Pg 155 - 158*

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A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to include in the minutes and to approve getting off the right-of-ways to do ditch work, at the following locations, was passed unanimously.

- 1) 494 County Line Road
- 2) Woods Road at the Ballpark
- 3) Centerhill-Martin Road south of Satellite B barn

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve payment to Stribling Equipment in the amount of \$4, 200.00 to repair 790 track hoe, 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 December 15, 2008.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve the request to purchase 100 pagers in the amount of \$44,720.00 through a lease purchase agreement (Other Contractual Services), was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to remove from the Volunteer Fire Department's Inventory ten (10) air pack bottles that need to be disposed of and sold for salvage, was passed unanimously.

SO ORDERED, this December 15, 2008.

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

- 1) Effective November, 2008, Eric Jones has resigned as Detention Officer.
- 2) Effective November 25, 2008, Clayton Bryant has resigned as Detention Officer.
- 3) Effective November 26, 2008, Andy Hatcher has resigned as Deputy Sheriff.

- 4) Effective December 8, 2008, Shirley Johnson was hired as a Detention Officer. Her starting rate of pay is \$8.23 per hour.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request for Lt. Paul Early, Deputy Chris McFarland, and Investigator Gypsi Ward to attend TASER M26 & X26 Instructor Course in Carthage, MS on December 15 and 16, 2008. The cost of this training is \$825.00 and will be paid for out of the budget. The motion was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the RESOLUTION FINDING AND DETERMINING THAT THE RESOLUTION DECLARING THE INTENTION OF THE BOARD OF SUPERVISORS OF LAUDERDALE COUNTY, MISSISSIPPI, TO ISSUE GENERAL OBLIGATION ROAD AND BRIDGE BONDS, SERIES 2008, OF LAUDERDALE COUNTY, MISSISSIPPI, IN THE MAXIMUM AMOUNT OF NOT TO EXCEED ONE MILLION DOLLARS (\$1,000,000) ADOPTED ON THE 17<sup>TH</sup> DAY OF NOVEMBER 2008, WAS DULY PUBLISHED AS REQUIRED BY LAW; THAT NO SUFFICIENT PROTEST AGAINST THE ISSUANCE OF THE BONDS DESCRIBED IN SAID RESOLUTION HAS BEEN FILED BY THE QUALIFIED ELECTORS; AND AUTHORIZING THE ISSUANCE OF SAID BONDS, 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 aye.

SO ORDERED, this December 15, 2008.

*Pg 159-161*

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A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the application from Clearspan Components granting exemption from Ad Valorem Taxes for a period of ten years, on improvements of \$951,371.00, was passed unanimously.

SO ORDERED, this December 15, 2008.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the application from Russell Baptist Church granting exemption from Ad Valorem Taxes on a parcel of land to be used as a ball field, was passed unanimously.

SO ORDERED, this December 15, 2008.

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Ms. Lucinda Johnson, Executive Assistant to Pastor Wade Demers of Christ's Church in Action, addressed the Board of Supervisors regarding a case of arson against their church.

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Mr. Raymond Huffmaster offered comments concerning various matters, and Ms. Frances Glossen offered comments about the tax increases.

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Supervisor Craig Hit requested that the following statement be included in the minutes dated December 15, 2008.

"I am very concerned for the financial status of Lauderdale County in the 2009 Budget year. As this Board worked to prepare this budget in the fall of 2008 we went to great lengths to cut departments' requests and bring the overall budget into the amount projected for collection in 2009. Now that we are two and one-half months into the budget it seems we are

back to business as usual, approving expenditures that were not budgeted and in some cases adding back line items that were taken out.

The purpose of this statement is to make the taxpayers of Lauderdale County aware of my concerns for the future of our county. I feel decisions made concerning previous budgets along with the financial circumstances our country finds itself in both contribute to our current status. If we do not make every effort as a Board to stay within the 2009 Budget, I fear that we will enter into the 2010 Budget year in a grave financial situation. I believe we can work ourselves out of this if we live by the 2009 Budget we worked hard to put into place.

I encourage my fellow Board members, County Administrator, Road Manager and all county employees to be cautious each day of expenditures in order to stay within the budgeted amounts."

Craig Hitt

District Three Supervisor

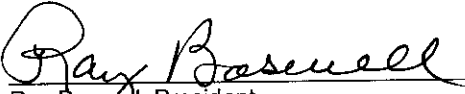
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A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to recess until Tuesday, December 30, 2008 at 11:00 A.M., was passed unanimously.

SO ORDERED, this December 15, 2008.

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Ray Boswell, President