

MONDAY, APRIL 20, 2009

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular April meeting at 5:00 p.m., April 20, 2009, at the Raymond P. Davis County Annex Building in Meridian, Mississippi, with the following members present: Mr. Hank Florey, President of the Board and Supervisor of District One, Mr. Wayman Newell, Supervisor of District Two, Mr. Craig Hitt, Supervisor of District Three, Mr. Joe Norwood, Supervisor of District Four, and Mr. Ray Boswell, Supervisor of District Five.

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. Lee Thaggard, representative for Mr. Rick Barry, Board Attorney.

Board President Hank Florey called the April 20, 2009 meeting to order.

Prayer was offered by Terrence Roberts of New Wine Ministry.

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 Ray Boswell, to approve the "Agenda" for even date, with amendments as follows, was passed unanimously.

BOARD MEETING AGENDA
LAUDERDALE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 20, 2009 – 5PM

1. Meeting called to order by Board President Hank Florey.
2. Prayer given by Terrence Roberts with New Wine Ministry.
3. Pledge of Allegiance to the Flag of the United States.
4. Motion to approve Agenda for even date.
5. Motion to approve minutes dated April 6, 2009.
6. Proclamation April 2., 2009 as Great American Cleanup Earth Day Celebration.
7. Dale Smith, 16th Section Land Manager – Residential Lease.
8. Tracy Robertson, 4-H Agent.
9. Jimmy Slay, Tax Assessor:
 - A) Petitions for reduction and/or change of assessment.
10. Staff Reports
11. Other matters for general good and welfare.
12. Actions from Supervisors.
13. Executive session, if needed.
14. Adjourn until Monday, May 4, 2009 at 9:00 A.M.

AMENDMENTS;

COUNTY ADMINISTRATOR:

- 1) Delete Item Q. from his Agenda.

BOARD PRESIDENT:

- 1) Change Item 14 on Agenda to – Recess until Thursday, April 30, 2009 at 1:00 P.M.
(See pages _____ through _____ of these minutes.)

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve minutes dated April 6, 2009, was passed unanimously.

SO ORDERED, this April 20, 2009.

Upon recommendation of Dale Smith, 16th Section Land Manager, a motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve Residential Lease in Section 16617 off of Highway 496, to Matthew and Heather Harvey for forty year (40) lease with reappraisal to be done every eight (8) years; fair market value of the property is \$224.per year. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request by Tracy Robertson, 4-H Agent, to build a structure at the present Agri-Center location; the building will be financed by a 100% grant and donations from the community. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

Upon the recommendation of Jimmy Slay, Lauderdale County Tax Assessor, a motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, 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 April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request from Jimmy Slay, Tax Assessor for two of his employees to attend Certified Appraisal School April 19 – 24, 2009, in Starkville, MS; the money is in the budget. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to adopt and proclaim April 22, 2009 as "Great American Cleanup Earth Day Celebration", was passed unanimously.

SO ORDERED, this April 20, 2009.

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 Ray Boswell, seconded by Supervisor Wayman Newell, to approve the following Oath of Office, was passed unanimously.

A) Colleen Dardar – Detention Officer

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve the request for payment #6 to Construction Services in the amount of \$123,279.90 for the DHS Project, was passed on a vote of four (4) to one (1). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Craig Hitt votes aye; Supervisor Joe Norwood voted aye; and Supervisor Ray Boswell voted nay.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the request for County Administrator to attend the East Central Planning and Development Conference in Biloxi April 28 – 30, 2009. Expenses to include travel, per diem & lodging. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to include in the minutes receipt of notice from:

Corps of Engineers Department of the Army, U.S. Department of Defense that Lauderdale County is in compliance with and will continue to comply with the provisions of Title VI of the **Civil Rights Act of 1964**, as amended (42 U.S.C., Section 2000d); the **Age Discrimination Act of 1975**, as amended (42 U.S.C., Section 6102); the **Rehabilitation Act of 1973**, as amended (29 U.S.C. 794); and all requirements imposed or pursuant to the Directives of the Department of Defense (32 CFR Part 300) issued as Department of Defense Directives 5500.11 and 1020.1 and Army Regulation 600-7.

The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to place the following pickup back on inventory and approval for insurance coverage – 1989 Ford F150F Serial No. 14N8KLA68418418. The motion was passed unanimously.

SO ORDERED, this April 20, 2008.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request to include in the minutes request for cash #4 and consolidated support sheet concerning the HOME Project in the amount of \$12,405.02. These funds have been requested and should be available within 3 to 4 weeks. These funds must also be disbursed with 15 days of receipt. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Joe Norwood, to approve the emergency repair of the metal roof at the Boys and Girls Club not to exceed \$2,500.00 (with the City of Meridian paying half), was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to approve the request to pay Lee's Body Shop \$2,600 for repair and refinish right side of 2000 Black Ford Crown Victoria (Joe's car), was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve payment to Elite Trees Invoice #0901290 in the amount of \$8,045 for Q.V. Sykes Park, which will be reimbursed by grant funds, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the recommendation from Committee and Judge Coleman to hire Joseph Nabors as full time dorm worker at the Juvenile Center effective April 21, 2009, at \$8.00 per hour. Mr. Nabors is a replacement for a previous employee. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request, by Administrative Order of Reimbursement to reimburse John E. Howell, Public Defender for Juvenile Center \$225.00 for obtaining continued legal education hours in the area of Juvenile Public Defenders, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request for Constables to attend MCA 2009 Training Seminar and Convention June 1 – 6, 2009 in Natchez, MS. Registration \$500.00 (\$250 each – only two attending); Dues for all four \$200.00 (\$50.00 each); per diem \$372.00 (\$186.00 each); and hotel \$1,836.00; and the money is in the budget. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to accept quote #1 in the amount of \$7,991.19 for materials from Dublin Steel Corporation, and \$6,500 for labor from Keith Bentley to construct a shed for storage of equipment, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to purchase lumber for storage racks in Archives not to exceed \$3,000, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to accept the quote from The Service Company for heating unit at Drug Task Force in the amount of \$5,950.00. A second quote was received from McLain Plumbing in the amount of \$6,595.00. This was an emergency repair. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the following budget adjustments, was passed unanimously.

- 1.) Jag -----043-207-920-----add \$17,542
- 2.) Jag-----043-000-387-----add \$17,542
- 3.) Jag-----044-000-387-----add \$ 5,781
- 4.) Jag-----044-209-915-----add \$ 5,781
- 5.) E911 from line item 097-280-475---\$ 2,200 to 097-280-900 \$1,200

- 6.) 001-000-214-----added revenue-----\$252,000 Tax Collector fees
- 7.) 001-000-358-----added revenue-----\$ 66,000 Chancery cap
- 8.) 001-000-359-----added revenue-----\$ 17,927 Circuit cap
- 9.) 001-193-603-----add-----\$ 3,000 lumber for shelves

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request from Soil & Water Conservation in the amount of \$9,880.00, was passed on a vote of three (3) to one (1). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Ray Boswell voted aye; Supervisor Craig Hitt voted aye; and Supervisor Joe Norwood abstained from voting.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the list of surplus items #042009 from the Sheriff's Department Inventory list as these items are not repairable. Also, a 1977 Chevy Fire truck (Long Creek Fire Department) should be removed from inventory as well. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

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

- 1). Effective March 31, 2009, Christopher Powell is no longer employed as a Detention Officer.
- 2). Effective as of April 8, 2009, Colleen Dardar was hired as a Detention Officer. Her starting rate of pay is \$9.05 per hour.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for Deputy Kris Cokel, Deputy Andy Matuszewski, and Edna Barfield to attend the S.T.O.R.M. Conference in Vicksburg May 5- 7, 2009. Registration is requested in the amount of \$225.00. Per diem is requested in the amount of \$279. Payment will be reimbursed by a DUI grant. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request by Sheriff Billy Sollie for the Board President to enter into a contract with the Corps of Engineers to provide extra security at Okatibbee Lake during the summer months – from May 21, 2009 through September 7, 2009. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the Sheriff's Department resubmittal of the application for the Occupant Safety Grant from the Department of Public Safety, which was originally submitted for \$10,000; it will be resubmitted for a \$15,000 grant. The motion also authorizes the Sheriff and the Board President to sign the application. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to authorize the Sheriff and the Board President to sign the Equitable Sharing Agreement and Certification that will be submitted to the Department of Justice, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to authorize the Board President to sign the Memorandum of Understanding (MOU) between Lauderdale County and the City of Meridian, for the 2009 JAG Grant, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve Investigator Gypsi Ward to attend Domestic Violence Training Course at the Silver Star Casino May 19 -21, 2009. Lodging will be \$140, and per diem \$93. Reimbursement for costs will be made through the Attorney General's Office. The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to open public hearing to discuss proposed ADOPTION AND IMPLEMENTATION OF THE 'AMENDED AND RESTATED TAX INCREMENT FINANCING PLAN OF 2006, LAUDERDALE COUNTY, MISSISSIPPI (MERIDIAN CROSSROADS PROJECT)"; changing terms from twelve years (12) to fifteen years (15). The motion was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to close the public hearing, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve RESOLUTION APPROVING THE ADOPTION AND IMPLEMENTATION OF THE "AMENDED AND RESTATED TAX INCREMENT FINANCING PLAN OF 2006, LAUDERDALE COUNTY, MISSISSIPPI (MERIDIAN CROSSROADS PROJECT); AUTHORIZING THE FORM AND EXECUTION OF AN AMENDED AND RESTATED INTERLOCAL AGREEMENT BETWEEN LAUDERDALE COUNTY, MISSISSIPPI AND THE CITY OF MERIDIAN, MISSISSIPPI TO FACILITATE IMPLEMENTATION OF THE COUNTY'S AMENDED AND RESTATED TAX INCREMENT FINANCING PLAN OF 2006, LAUDERDALE COUNTY, MISSISSIPPI (MERIDIAN CROSSROADS PROJECT), was passed on a vote of four (4) to one (1). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Craig Hitt voted aye; Supervisor Joe Norwood voted aye; and Supervisor Ray Boswell voted nay

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the RESTATED RESOLUTION AUTHORIZING THE SALE OF PROPERTY TO ST. PATRICK CATHOLIC SCHOOL, INC. AND AUTHORIZING EXECUTION OF A BUY/SELL AGREEMENT, which relocates the easement and adds \$8,950 to the original purchase price, 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.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve ORDER AUTHORIZING THE ACCEPTANCE OF PETITION AND EASEMENT FOR PUBLIC ROAD FROM HELEN GOODWYN, WIDOW OF W.C. GOODWYN, AND TERRY LUKE HARPER, for the Smith Spur Road Project, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to accept the Tax Exemption Application from Van Zyverden, Inc., for the expansion of their manufacturing facility and the purchase of equipment valued at \$3 million, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to accept the Freeport License Application from Precision Parts Party, Ltd, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve ORDER AUTHORIZING THE ACCEPTANCE AND PETITION AND EASEMENT FOR PUBLIC ROAD FROM HELEN GOODWYN, WIDOW OF W.C. GOODWYN, TERRY LUKE HARPER, AND MS. LIGHTSLY, for the Smith Spur Road Project, was passed unanimously.

SO ORDERED, this April 20, 2009.

Mr. Raymond Huffmaster offered comments concerning various matters.

Upon recommendation by Judge Vel Young, a motion by Supervisor Joe Norwood, seconded by Supervisor Ray Boswell, to approve the advertisement for positions for the Drug Court, was passed unanimously.

SO ORDERED, this April 20, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to recess until Thursday, April 20, 2009 at 1:00 P.M., was passed unanimously.

SO ORDERED, this April 20, 2009.

Hank Florey, President