

MONDAY, MAY 4, 2009

BE IT REMEMBERED that the Lauderdale County Board of Supervisors began and held its regular May meeting at 9:00 a.m., Monday, May 4, 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. Rick Barry, Board Attorney.

The May meeting was called to order by Board President Hank Florey.

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, MAY 4, 2009

1. Meeting called to order by Board President Hank Florey.
2. Prayer given by Chaplain Dennis Marks.
3. Pledge of Allegiance to the Flag of the United States of America.
4. Motion to approve Agenda for even date.
5. Motion to approve minutes.
6. Resolution (s):
7. Mr. Bob McBride with Intervention Meridian.
8. Terrell Temple, Engineering Plus with bid recommendations – Neal Carson will present.
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. Recess until Monday, May 18, 2009 – 5:00 P.M.

AMENDMENTS:

RESOLUTIONS: Add to Item 6.

Resolution Honoring Representative Charles L. Young, Sr.

Proclamation Peace Officers Memorial Day – May 15, 2009

(See pages _____ through _____ of these minutes.)

SO ORDERED, this May 4, 2009.

A Resolution Honoring State Representative Charles L. Young, Sr., in Memoriam, was read by Supervisor Joe Norwood. A motion by Supervisor Joe Norwood, seconded by

Supervisor Ray Boswell, to approve and include in the minutes this Resolution, was passed unanimously.

SO ORDERED, this May 4, 2009.

Board President Hank Florey submitted for inclusion in the minutes Proclamation designating Friday, May 15, 2009 as Peace Officers Memorial Day. A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve and include in the minutes, this Proclamation, was passed unanimously.

SO ORDERED, this May 4, 2009.

Mr. Bob McBride with Intervention Meridian spoke before the Board about a program that will be presented Tuesday, May 12, 2009 at the MSU Kahlmus Auditorium, from 6:30 P.M. until 9:00 P.M. The program will focus on Drug Prevention and all residents are invited to attend

Upon the recommendation of Jimmy Slay, Lauderdale County Tax Assessor, a motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, 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 May 4, 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 Wayman Newell, seconded by Supervisor Craig Hitt, to approve the claims docket for May, 2009; and to authorize the Chancery Clerk to issue warrants therefore, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this May 4, 2009.

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

- A) Stephanie Huff, Detention Officer
- B) Sophia Lorene Ruffin, Detention Officer
- C) Mitchell Lowe, Detention Officer
- D) Andrew Matuszewski, Deputy Sheriff
- E) Dr. Chadley Thomas Vega, Special Deputy
- F) Dr. Raul A. Pinon, Jr., Special Deputy

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt to approve the request to observe and to include in the minutes the following, was passed unanimously.

WHEREAS, the Legislature has designated the last Monday of May as the day for the observance of the National Memorial Day/Jefferson Davis Birthday and under the provisions of Section 3-3-7, Mississippi Code of 1972, is a legal holiday in the State of Mississippi.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request and include in the minutes change to June 15th meeting from 5:00 p.m. to 9:00 a.m. This is due to the MAS Conference June 15-19, 2009 in Biloxi, MS. County Administrator, Supervisors Craig Hitt, Joe Norwood, and Wayman Newell will be attending. The motion was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request of the County Administrator to advertise for yearly bids and services, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request for Justice Court Judges to attend Summer Convention and Professional Judicial Development Conference in Bay St. Louis, MS at Hollywood Resort July 12-16, 2009.

Cost of registration fee \$1,100 (\$275 each); Hotel \$1,584 (\$396 each); travel; and per diem of \$31.00 each per day for five (5) days. The motion was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the following pay request and change order for NEW Corp Access Road. Grant money has been requested by ECPD. The motion was passed unanimously.

1. Change Order #4 in the amount of \$578.92
- 2.. Pay request for work performed by Davidson Hauling in the amount of \$18,187.12

SO ORDERED, this May 4, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the request for extension of contract (to account for rain days) of DHS project to July 12, 2009, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the purchase of metal shelving for Archives, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Craig Hitt to approve final payment, Number 7 in the amount of \$33,696.10 on the DHS Building, died for the lack of a second.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request by AT&T (Job No. 97M00414N) to place a section of buried telecommunications cable along/across Sandflat Loop Road in Lauderdale County; and Ruth Lane (AT&T Job No. 09700420N) in Magnolia Estates in Lauderdale County, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the placement of three-phase power cable by EMEPA along side Wildcat Road in Lauderdale County, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request from the County Engineer/Road Manager Neal Carson to mitigate, if necessary, wetlands for the Alamucha-Whynot Road Project (1.8 miles); also authorizing \$4,000-\$5,000 to purchase these wetlands, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the low bid of Dunn Roadbuilders, LLC in the amount of \$1,555,474.70 for the total reconstruction of Seth Cobb Road (Project Number SAP-38(91) in Lauderdale County, 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.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the low bid of N.L. Carson Construction in the amount of \$636,121.68 for bridges and box culverts on Peavey/Bo Flyer Road (Project Number LSBP-38(9)) in Lauderdale County, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the low bid of N.L. Carson Construction in the amount of \$112,707.96 for box culvert on Knight Parker Road (Project Number LSBP-38(16)) in Lauderdale County, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the low bid of N.L. Carson Construction in the amount of \$97,828.79 for work on Shelton Shelby Road (Project Number LSBP-38(17)) in Lauderdale County, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the low bid of N.L. Carson Construction in the amount of \$126,265.88 for work on the Antioch Bridge (Project Number LSBP-38(21)) in Lauderdale County, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the hiring of two employees for Satellite B – Richard Crenshaw will be a permanent employee (replacement) at \$9.12 per hour, and Logan Theall will be summer help at \$8.00 per hour. The motion was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the hiring of summer help at \$8.00 per hour for Satellites A, C, and D, and the garage, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to advertise for a new or used spreader for the Road Department, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to accept the petition from residents and property owners of a road off of Willow Lake Road (close to Russell-Topton Road), to be made a public road; and to name the road Tubbs Road, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request by Mr. Clarence Butler, VFD Coordinator, to attend MS Fire Chief and Fire Fighters Conference in Hattiesburg, MS June 5, 6, 7, 2009. Costs include \$30 for registration, \$202 for lodging, and \$93 per diem for a total of \$325. The money is in the budget. The motion was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for Alan Dover, Assistant VFD Coordinator, to attend the Saturday session of the MS Fire Chief and Fire Fighters Conference, was passed unanimously.

SO ORDERED, this May 4, 2009.

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

- 1) Effective April 23, 2009, Andrew Matuszewski was hired as a Deputy Sheriff. His starting rate of pay is \$16.32 per hour.
- 2) Effective April 23, 2009, Sophia Lorene Ruffin was hired as a Detention Officer. Her starting rate of pay is \$9.05 per hour.

- 3) Effective April 23, 2009, Mitchell Lowe was hired as a Detention Officer. His starting rate of pay is \$9.05 per hour.
- 4) Effective April 23, 2009, Stephanie Montez Huff was hired as a Detention Officer. Her starting rate of pay is \$9.05 per hour.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the AMENDED APPLICATION OF TEIKURO CORPORATION FROM AD VALOREM TAXES FOR A PERIOD OF TEN (10) YEARS. The application was previously approved, but true value of property changed to \$27,972. The motion was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to accept the Petition for Tax Exempt Status for St. Peter AME Zion Church, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to accept the Petition for Tax Exempt Status for Choctaw Area Council Boy Scouts of America, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to accept Petition for Tax Exempt Status for First Presbyterian Church, was passed unanimously.

SO ORDERED, this May 4, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the Petition for Tax Exempt Status for Meridian Community College (Parcels PPIN 10911 and 10892), was passed unanimously.

SO ORDERED, this May 4, 2009.

Ms. Mary Anderson of Toomsba made comments about the dumpster site in her neighborhood.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to recess until this afternoon, Monday, May 4, 2009 at 2:00 p.m., was passed unanimously.

SO ORDERED, this May 4, 2009.

The recessed meeting was called to order by Board President Hank Florey.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the minutes dated April 20, 2009, was passed unanimously.

SO ORDERED, this May 4, 2009.

The Board of Supervisors, immediately thereafter, with no business intervening, considered the necessity for an executive session for discussion of potential litigation and personnel matters, and a motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, was passed by the following vote: Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Craig Hitt voted aye; and, Supervisor 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, RAY BOSWELL, AND BOARD ATTORNEY, RICK BARRY.

SO ORDERED, this May 4, 2009.

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

SO ORDERED, this May 4, 2009.

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

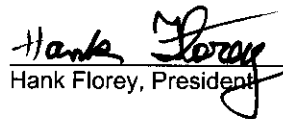
A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve payment in the amount of \$500 to the Southeast Basketball team for winning the State Championship to assist in expenses for their team; and authorize the Chancery Clerk to issue the warrant therefore payable from the Lauderdale County Recreational Bond Fund 306-300-695 as advertising county resources, 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 May 4, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to recess until Monday, May 18, 2009, at 5:00 p.m., was passed unanimously.

SO ORDERED, this May 4, 2009.


Hank Florey, President