

MONDAY, MAY 18, 2009

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular May meeting at 5:00 p.m., Monday, May 18, 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. 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.

Mr. Craig Hitt, Supervisor of District Three, was out of town on County business.

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

Prayer was offered by Mr. Jimmy Slay, Tax Assessor.

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, MAY 18, 2009 – 5:00 P.M.

1. Meeting called to order by Board President Hank Florey.
2. Prayer given by Mr. Jimmy Slay, Tax Assessor.
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 dated April 30th and May 4th.
6. Proclamation: Proclaiming the week of May 9th – 17th as Lauderdale County Tourism Week.
7. Jimmy Slay, Tax Assessor:
 - A) Petitions for reduction and/or change of assessment.
8. 5:30 P.M. – MOTION TO OPEN PUBLIC HEARING TO DISCUSS THE PURPOSE OF CONSIDERING AN ORDINANCE ENTITLED “AN ORDINANCE OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS PROVIDING FOR THE REGULTION OF LOGGING, PULPWOOD, GRAVEL, OIL PRODUCTION AND OTHER HEAVY HAUL OPERATIONS ON ROADS, BRIDGES, APPROACHES AND APPURTENANCES WITHIN LAUDERDALE COUNTY UNDER THE CONTROL AND JURISDICTION OF THELCBS AND RELATED PURPOSES”.
9. Staff Reports:
10. Other matters for general good and welfare.
11. Actions from Supervisors.
12. Motion to go into Executive Session to discuss personnel matters.
13. Motion to adjourn until Monday, June 1, 2009 – 9:00 A.M.

NOTE: THE JUNE 15TH MEETING HAS BEEN CHANGED TO 9:00 A.M. INSTEAD OF 5:00 P.M.

AMENDMENTS;

SHERIFF BILLY SOLLIE: Add to Agenda – Contract with Vendworks.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this May 18, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve and include in the minutes Proclamation declaring May 9-17, 2009 as "Lauderdale County Tourism Week", was passed unanimously.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the minutes dated April 30, 2009 and May 4, 2009, was passed unanimously.

SO ORDERED, this May 18, 2009.

Upon the recommendation of Jimmy Slay, Lauderdale County Tax Assessor, a motion by Supervisor Wayman Newell, seconded by Supervisor Joe Norwood, to adopt the attached petitions for reduction and/or change of assessment and notice 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 18, 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 Ray Boswell, to approve the second claims docket for the month of May; and to authorize the Chancery Clerk to issue warrants therefore, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to include in the minutes certification from Sheriff Billy Sollie that 25,205 meals were served in the Lauderdale County Detention Facility during the month of April 2009; and to authorize the Board President to sign the necessary paperwork, was passed unanimously.

SO ORDERED, this May 18, 2009.

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

- A) Kimberly Moore, Deputy Tax Collector
- B) Gary Corey, Detention Officer

SO ORDERED, this May 18, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to sponsor the National Council of Organizations event, Meridianite Picnic. Every five (5) years this event is held by former Meridian residents. The picnic will be held at Highland Park. The sponsorship will be for \$350.00. The motion was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the payment of dues for the District Attorney and employees of the D.A.'s office, to the MS Prosecutors Association for \$650.00, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the following two line items which are on the second claims docket, was passed unanimously.

- A) Judgment from Judge Frank Coleman to transfer seized funds to the Lauderdale County Sheriff's Department for \$43,714.40 and to pay the City of Meridian \$10,928.60 (20% of share) for a total of \$54,643.00 from the Seized Funds Holding Fund.
- B) Judgment from the Circuit Court Judges to pay Donna Jill Johnson for March 2009 Grand Jury Term of Court \$12,336.00.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request for Judge Coleman and Judge Young to attend the annual Trail Judges' Conference in Sandestin, Florida July 15-19, 2009. Cost for both judges to attend is \$4,721.64 (see details below), was passed unanimously.

Registration	\$ 610.00
Motel – Judge Coleman	1,577.48
Motel – Judge Young	1,414.76
Food (high cost zone)	400.00 (\$200.00)
Mileage 654 miles @ .55	359.70 each judge

SO ORDERED, this May 18, 2009.

A motion by Supervisor Wayman Newell, to approve the request for per diem, motel and registration for Supervisors Joe Norwood, Craig Hitt, Wayman Newell, and Mike Sumrall to attend the MAS Conference in Biloxi, MS June 15-19; per diem \$180.00 each; registration fees of \$1,000.00 (\$250.00 each to attend Conference); motel \$1,868.16 (\$155.68 each per night x 4). Supervisor Wayman Newell will be staying with a relative instead of the motel. The motion died for the lack of a second.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to approve the request to include in the minutes credit card report for Craig Hitt in the amount of \$952.76 for NACO trip to Washington, DC., was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for Deputy Johnny Williamson to attend the Mississippi Coroner Association Summer Conference, June 16-19, 2009 in Biloxi, Ms. This conference will meet all continuing education requirements (required training) set forth by the State Medical Examiner's office. Lodging for June 16, 17, & 18, 2009 will cost \$129.99 per night (\$389.97 plus \$250.00 registration). The motion was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request to hire Doncella Milton as Drug Court Coordinator for Adult Drug Court effective as of May 18, 2009. Her salary will be reimbursed. The motion was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request for Judge Young and Doncella Milton to attend Drug Court Conference in Natchez, MS May 20-22, 2009. All expenses to be reimbursed back to County. Motion includes motel, per diem, travel, meals, and registration. The motion was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request for the Drug Court staff and Judge Young to attend National Drug Court Conference in Anaheim, CA June 10-13, 2009. Four persons are to attend. Motel, registration, per diem, and air fare. Expenses are to be reimbursed to the County. The motion was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request to turn on power at Drug Court Office at 406 25th Avenue, Meridian, MS. Cost will be reimbursed to the County. The motion was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request per administrative order to reimburse the Youth Court Public Defender, John E. Howell, for his Guardian Ad Litem Training registration fee in the amount of \$200.00, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Joe Norwood, to approve the request to pay payment number seven (7) to Construction Services in the amount of \$33,696.10 for the final payment (not including 10% retainer) for the DHS Project, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request to accept quote from United Fence Company in the amount of \$527.75 to replace 60' of 8' tall 11.5g chain link fence on the practice field of Richard May Park. This money will come out of the Recreation Bond Fund. The motion was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request to adjust the budget for Justice Court Judges in the amount of \$1,000 from 001-166-581 to 001-166-476 to cover travel expenses, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve the request to pay for invoice on purchase of trailer in the amount of \$4,310.00 for Satellite B, was passed on a vote of three (3) to zero (0). Supervisor Hank Florey voted aye, Supervisor Wayman Newell voted aye; Supervisor Joe Norwood voted aye; and Supervisor Ray Boswell abstained from voting.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request to purchase an alarm panel for the DHS Building from A&B Electric in the amount of \$1,177. The alarm panel will control the sprinkler system in the building and notify authorities if a fire breaks out. The contractor will pay \$500 on the system with \$677 requested to be paid by the architect, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request from Neal Carson, County Engineer/Road Manager, for funding and the construction of a basketball court at Marion Park Elementary School, which will be paid from Supervisor Wayman Newell's allocation of the Recreation Bond, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, TO OPEN PUBLIC HEARING TO DISCUSS THE PURPOSE OF CONSIDERING AN ORDINANCE ENTITLED "AN ORDINANCE OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS PROVIDING FOR THE REGULATION OF LOGGING, PULPWOOD,

GRAVEL, OIL PRODUCTION AND OTHER HEAVY HAUL OPERATIONS ON ROADS, BRIDGES, APPROACHES AND APPURTENANCES WITHIN LAUDERDALE COUNTY UNDER THE CONTROL AND JURISDICTION OF THE LCBS AND RELATED PURPOSES, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to open the floor for discussion, was passed unanimously.

SO ORDERED, this May 18, 2009.

Those coming before the Board to make comments were as follows:

- 1) Mr. Cecil Johnson representing the Mississippi Logger's Association
- 2) Mr. Charles Ledbetter, Forestry Consultant
- 3) Mr. Mark McDonald, Lauderdale County Forestry Association
- 4) Johnny Ralph Morgan, Logger

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to close the Public Hearing, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to resume the regular meeting, was passed unanimously.

SO ORDERED, this May 18, 2009.

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

- 1) Effective April 24, 2009, Tyler Shirley has resigned as Detention Officer.
- 2) Effective May 6, 2009, David McPherson is no longer employed as a Detention Officer.
- 3) Effective May 7, 2009, Tavaras Smith has resigned as Deputy Sheriff.

Sheriff Billy Sollie requested that a hand held radio be removed from the department's inventory list as it was destroyed in a house fire at Queenie Williams's home.

Sheriff Billy Sollie submitted to the Board of Supervisors an updated list of persons working for the Justice Court (per attached).

(See pages _____ through _____ of these minutes.)

Upon recommendation of Sheriff Billy Sollie, a motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the purchase of a security system for the Annex Building from Securitech in the amount of \$10,360.00; the system would have 20 panic buttons to notify deputies of an emergency situation. The system would be purchased with seized funds. The motion passed on a vote of three (3) to one (1). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Joe Norwood voted aye; and Supervisor Ray Boswell voted nay.

SO ORDERED, this May 18, 2009.

Upon recommendation of Sheriff Billy Sollie, a motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to change out vending machines at the Detention Facility lobby to include Vendworks as sole distributor, due to carrying vending machine with sandwiches, was passed unanimously.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to adopt RESOLUTION TO AUTHORIZE AND DIRECT THE CONDEMNATION OF CERTAIN REAL PROPERTY AND IMPROVEMENTS LOCATED IN THE SE ¼ OF SECTION 19, TOWNSHIP 5 NORTH, RANGE 15 EAST, LAUDERDALE COUNTY, MISSISSIPPI, AND OWNED BY JOHNSON TIMBER, LP, ET AL (Meehan Savoy Road), was passed on a vote of three (3) to zero (0). Supervisor Hank Florey voted aye; Supervisor Joe Norwood voted aye; Supervisor Ray Boswell voted aye; and Supervisor Wayman Newell abstained from voting.

SO ORDERED, this May 18, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to accept application from Quality Logistics Systems, Inc. for Exemption from Ad Valorem Taxes, was passed unanimously.

SO ORDERED, this May 18, 2009.

Pastor Wade Demers, Mr. Raymond Huffmaster, and Ms. Patty Demers, offered various comments to the Board of Supervisors.

A motion by Supervisor Joe Norwood to donate a total of \$2,500 to the National Council of Organizations for the Meridianite Picnic died for the lack of a second.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to donate an additional \$1,000 to the already approve \$350 donation to the National Council of Organizations for the Meridianite Picnic, for a total of \$1,350, was passed on a vote of three (3) to zero (0). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Ray Boswell voted aye; and Supervisor Joe Norwood abstained.

SO ORDERED, this May 18, 2009.

The Board of Supervisors, immediately thereafter, with no business intervening, considered the necessity for an executive session for discussion of personnel matters, and a motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, was passed by the following vote: Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Joe Norwood 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, JOE NORWOOD, RAY BOSWELL, AND BOARD ATTORNEY REPRESENTATIVE LEE THAGGERD.

SO ORDERED, this May 18, 2009.

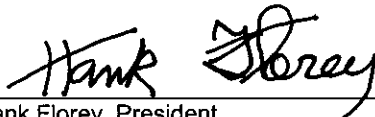
A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to go out of executive session, was passed unanimously.

SO ORDERED, this May 18, 2009.

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

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to adjourn until Monday, June 1, 2009, at 9:00 A.M., was passed unanimously.

SO ORDERED, this May 18, 2009.


Hank Florey, President