

MONDAY, JUNE 15, 2009

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular June meeting at 9:00 a.m., Monday, June 15, 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.

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Board President Hank Florey called the June, 2009 meeting of the Board of Supervisors to order.

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Prayer was offered by Supervisor Joe Norwood.

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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 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, JUNE 15, 2009 – 9AM

1. Meeting called to order by Board President Hank Florey.

2. Prayer given by Supervisor Joe Norwood.
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 June 1, 2009.
6. Resolution (s): None.
7. Jimmy Slay, Tax Assessor:
  - A) Petitions for reduction and/or change of assessment.
8. Staff Reports:
9. Other matters for general good and welfare.
10. Actions from Supervisors.
11. Executive session, if needed.
12. Recess until Thursday, June 25, 2009 at 9:00 a.m.

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

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve minutes dated June 1, 2009, was passed unanimously.

SO ORDERED, this June 15, 2009.

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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 notices to increase the assessment of real/personal property, the reasons set forth and as further described on attachments hereto, was passed unanimously.

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

SO ORDERED, this June 15, 2009.

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Jimmy Slay, Lauderdale County Tax Assessor, advised the Board of a new law, Senate Bill 3050 which requires all deputies in the Tax Assessor's office to be bonded, effective as of July 1, 2009. The cost for the remainder of the year is \$100.00. In the future the cost will be \$250 - \$300 a year. A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the bonding of these deputy clerks, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for Jimmy Slay to attend the Mississippi Assessors and Collectors Annual Conference in Tunica, MS July 26 – 30, 2009. Lodging is \$55.00 per night; travel and per diem are in the budget. The motion was passed unanimously.

SO ORDERED, this June 15, 2009.

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Board Attorney, Rick Barry, confirmed with the Tax Assessor that the Real/Personal Property Tax Rolls will be filed as of Tuesday, July 7, 2009.

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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 \_\_\_\_\_ of these minutes.)

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A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the second claims docket for June, 2009; and to authorize the Chancery Clerk to issue warrants therefore, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to include in the minutes certification from Sheriff Billy Sollie that 25,971 meals were served in the Lauderdale County Detention Facility during the month of May; and to authorize the Board President to sign the necessary paperwork, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request for the Board to finalize Homestead Exemption charge backs. Out of 106 applicants, 100 were accepted and six (6) objected (see attached).

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

SO ORDERED, this June 15, 2009.

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

- A) Syble Kemp, Deputy Tax Assessor
- B) Charles Shepherd, Deputy Tax Assessor
- C) Christen Lummus, Deputy Chancery Clerk

SO ORDERED, this June 15, 2009.

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A motion by Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request by Stanley Shannon, Tax Collector, to attend Mississippi Assessors and Collectors Annual Conference July 26 – 30, 2009 in Tunica, MS. Cost will be \$500.00 for registration; room \$55.00 per night; and travel (money is in the budget), was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to turn on utilities, telephone and water service at the Drug Court Office at 406 25<sup>th</sup> Avenue, Meridian, MS, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve inclusion in the minutes payment #8 in the amount of \$107,490.00 on the DHS Project, per the attachment, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the request to replace two (2) corral panels to Neshoba County at a total cost of \$690.00, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to approve the request to pay Affiliate Membership dues in the amount of \$275.00 to the National Association of Realtors for Jimmy Slay, Tax Assessor, 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 June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the attached bids for Supplies and Services per recommendation of purchasing, with the exception of stone. It will be less expensive to purchase stone in Meridian than accepting the lowest bid out of Columbus, MS. Transportation and hauling costs will increase the price of the lowest bid. The motion was passed unanimously.

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

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Ray Boswell, to approve the request to move \$212.04 from the bank account of the CDBG-2007-CDFA-Human Service Complex for interest earned to the General Fund, as this grant has been completed. The motion was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to purchase a movable filing system for Drug Court in the amount of \$7,846.28 (which will be reimbursed by grant), was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to hire Alicia Walimaa as Drug Court Case Manager effective July 1, 2009 at a salary of \$30,000.00 plus benefits (which be reimbursed by grant), was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve the request to charge \$15.00 for maps distributed at the Permit Office and to purchase extended warranty on plotter at the Permit Office, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request for Dewayne Sosebee to attend spey/neuter conference in Raymond, MS June 19-20, 2009. Cost will include registration, per diem, and one night hotel. The motion was passed unanimously.

SO ORDERED, this June 15, 2009.

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Upon recommendation of Mr. Neal Carson, County Engineer/Road Manager, a motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to accept the following bids (lowest and best bids) for LSBP Projects, was passed unanimously.

- 1) Mosley Lake Road – Project No. 38(15) – Doug Jones \$98,578.66
- 2) John Catlett Road – Project No. 38(18) – Magco \$173,359.11
- 3) Site A Shuck Road – Site B Henry Wedgeworth Road – Project No.38(7) –  
Magco Inc. \$237,293.52

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to include in the minutes determination of 100 year base flood elevation (see attached) for 3565-A Highway 11 & 80, Toomsaba, MS 39364 (for a mobile home), was passed unanimously.

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

SO ORDERED, this June 15, 2009.

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Upon recommendation of Mr. Neal Carson, a motion by Supervisor Wayman Newell, seconded by Supervisor Joe Norwood, to make Tubbs Road a public road, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to accept and include in the minutes a petition to make road known as McDade Extension Road, off of McDade Road, a public road, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to include in the minutes a Continuation Order of Southern Hills North Homeowners Association, Inc. for a certificate of public convenience and necessity authorizing it to construct, operate and maintain a sewer system in a specified area in Lauderdale County, MS, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to ratify the following hires, was passed unanimously.

**Summer Help – New Hires**

Jerry Wright Hobgood, Jr.	Sat A	\$8.00/hour
Robert E. Scruggs	Sat D	\$8.00/hour

**Replacement – New Hire**

Eddie Leon Jones	Clean-up	\$9.00/hour
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SO ORDERED, this June 15, 2009.

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A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to purchase a new weed eater for Sat D, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to approve invoice in the amount of \$695.20 to Dennis Patterson for dirt from his dirt pit on 5/15 and 5/22/09, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to include gates in the contract to complete the fencing at Loblolly, failed after much discussion. Supervisor Craig Hitt withdrew his motion until such time an estimate for the gates can be provided.

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A motion by Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request by AT&T to bore for an underground phone cable at Fisher Road, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood to approve the request by David Sharp, LEMA Director, to transfer funds within the budget to purchase radio and lights for the newly purchased Prime Mover, in the amount of \$4,000, was passed on a vote of three (3) to two (2). Supervisor Hank Florey voted aye; Supervisor Craig Hitt voted aye; Supervisor Joe Norwood voted aye; Supervisor Wayman Newell voted nay; and Supervisor Ray Boswell voted nay.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request from the Sheriff's Department for the Board President to sign the application for the 2009 Byrne Justice Assistance Grant Program Award in the amount of

\$53,020 (\$21, 280.00 going to Lauderdale County); and for the Board President to sign the Inter-local agreement with the City of Meridian for this grant, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the annual DUI Grant that is submitted to the Department of Public Safety in the amount of \$100,000 (no match required). The grant pays the salaries for two DUI Officers as well as some equipment. The motion was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to ratify the request to reimburse Sheriff Billy Sollie \$30.00 for an additional cost of lodging at the Sheriff's Conference in Gulfport, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to adopt ORDER GRANTING EXEMPTION FROM MOTOR VEHICLE AD VALOREM TAXES FOR CERTAIN MILITARY SERVICEMEMBERS, extending the expiration date to September 30, 2012, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to accept the petition for Tax-Exempt Status from Pentecost Church "Monte de los Olivos", was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve RESOLUTION GRANTING EXEMPTION FROM AD VALOREM TAXES, EXCEPT SCHOOL DISTRICT TAXES, TO MID-SOUTH LUMBER, INC., was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to accept application for Tax-Exempt Status from APAC Mississippi, Inc., was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to accept APPLICATION OF MISSISSIPPI RAILCAR, LLC FOR AN EXEMPTION FROM AD VALOREM TAXES, was passed unanimously.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to rescind the previous four (4) votes of approval on tax exemptions and take under advisement until a position statement is issued by the Tax Assessor's office, now and into the future, 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 Ray Boswell voted aye; and Supervisor Joe Norwood voted nay.

SO ORDERED, this June 15, 2009.

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A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve FINAL RESOLUTION GRANTING EXEMPTION FROM AD VALOREM TAXES, EXCEPT SCHOOL DISTRICT TAXES, TO TEIKURO CORPORATION, was passed unanimously.

SO ORDERED, this June 15, 2009.

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Mr. Raymond Huffmaster made various comments to the Board of Supervisors for the general good and welfare of Lauderdale County.

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The Board of Supervisors, immediately thereafter, with no business intervening, considered the necessity for an executive session for discussion of location of business and industry in Lauderdale County, 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; 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, CRAIG HITT, JOE NORWOOD, RAY BOSWELL, AND BOARD ATTORNEY, RICK BARRY.

SO ORDERED, this June 15, 2009.

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

SO ORDERED, this June 15, 2009.

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The Board then went back into open meeting. Mr. Rick Barry, Board Attorney, announced that the Board went into executive session to discuss location of business and industry in Lauderdale County. No action was taken at this time.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve the request to transfer funds from 305 to 282 in the amount of \$584,706.25, was passed unanimously.

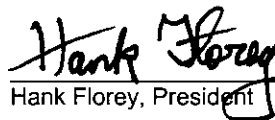
SO ORDERED, this June 15, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to recess until Thursday, June 25, 2009 at 9:00 a.m., was passed unanimously.

SO ORDERED, this June 15, 2009.

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Hank Florey, President