

MONDAY, SEPTEMBER 21, 2009

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular September meeting at 5:00 p.m., Monday, September 21, 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 recessed September meeting was called to order by Board President Hank Florey.

Prayer was offered by Pastor Josh Lang, of Trinity Assembly of God.

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, SEPTEMBER 21, 2009 – 5:00 P.M.

1. Meeting called to order by Board President Hank Florey.
2. Prayer given by Pastor Josh Lang, Trinity Assembly of God.
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 September 1, 3, and 8, 2009.
6. Jared Stanley, E-911 Director (Agenda attached).
7. Staff Reports:
8. Other matters for general good and welfare.
9. Actions from Supervisors.
10. (If needed) Need a motion to go into executive session to discuss legal actions pending and to discuss the transaction of business, discussions and negotiations regarding the location of a business or industry and purchase of real property, as well as personnel matters.
11. Motion to adjourn until Monday, October 5, 2009 at 9:00 a.m.

AMENDMENTS:

Add to Agenda 6a. – Mr. Donald Beard

Clarence Butler, VFD Coordinator – Delete from Agenda

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request by Mr. Jared Stanley, E-911 Director, to purchase an e-mail capable cell phone for \$99.00 with an appropriate service plan not to exceed \$100 per month, to be used by Director, payable out of the E911 Fund, was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request by the E-911 Director, to hire five (5) part-time employees to augment staffing E-911 when a full time employee calls in, takes off or is scheduled for required training, was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request by the E-911 Director to send Kacy Swanner to Pearl, MS to attend the five (5) day Terminal Access Control Officer Certification course October 19-23, 2009. Costs include: Travel \$102; Lodging \$239.96; Meals \$205; for a total of \$546.96. Initial cost will be paid out of the E-911 Fund. All training fees, including course fees, travel expenses, lodging, meals and employee salary, incurred from training performed within or attended by dispatchers in the E-911 Office is reimbursable through the MS State Board on Emergency Telecommunications Standards and Training. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to send Jared Stanley, E-911 Director, to Philadelphia, MS October 12-16, 2009, to attend the five (5) day Emergency Dispatch Emergency Telecommunicator Course. Costs include: Course fee \$395.00; Travel County Vehicle; Lodging \$280.00; and Meals \$205, for a total of \$880.00. The initial cost will be paid out of the E-911 budget and reimbursed by the State. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the request for Jared Stanley, Joan Robinson, and Angie Hunt to attend the three (3) day MS 911 Coordinators' Training Seminar in Tunica, MS October 19-21, 2009. Costs include: Course fee \$1050.00; Lodging \$336.00 (\$168 (2 rooms); Meals \$369 (\$123 each); for a total cost of \$1,755.00 to be paid out of the E-911 budget and reimbursed by the State. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

Mr. Donald Beard from the Juvenile Center Monitoring Facilities Unit discussed with the Board of Supervisors several issues that need resolution at the Lauderdale County Detention Facility in Lauderdale County, Mississippi. It was also discussed whether Lauderdale County wanted to stay in the detention business or get out. House Bill 199 sets the standards that are mandated by the State of Mississippi to be followed by those that operate Juvenile Centers. The Board requested that Mr. Beard submit a list of those items that need to be resolved for the Center. The Board reiterated that they will do whatever is necessary to ensure that the standards are being followed.

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 281 of these minutes.)

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the second claims docket for September, 2009; and to authorize the Chancery Clerk

to issue warrants therefore, 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 vote nay; and Supervisor Ray Boswell voted nay.

SO ORDERED, this September 21, 2009.

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

- A) Charles Ward – Deputy Sheriff
- B) Guyton Montgomery – Deputy Sheriff
- C) Maurice McMullen – Detention Officer
- D) Clinton Tew – Detention Officer
- E) Diane A. Moore – Deputy Chancery Clerk

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the minutes dated September 1, 3, and 8, 2009, was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request for Justice Court Clerks Loretta Webb, Joyce Jernigan, and Tina Turnbow to attend the PTS Annual Conference to be held in Bossier City, LA October 6-8, 2009. Travel will be in a County vehicle. Cost of registration \$975.00; Motel \$807.03; and Per Diem of \$372.00 and will be paid for out of the Justice Court Budget. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request for a Pauper's Burial (Stephens Funeral Home) for John Thomas Kerr who died in Lauderdale County on or about September 6, 2009, was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for Joe Lemoine to attend Veterans Service Officers' School October 14-16, 2009 in Jackson, MS. Registration will be \$45.00. Other expenses: hotel, per diem, travel will be submitted after return from training. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the request to renew Employee Assistance Program Contract (EAP) with Weems Mental Health which expires 9/30/09. Cost remains \$2.00 per employee per month for a total cost of \$9,600. Contract runs from October 1, 2009 through September 30, 2010. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the request for Department of Human Services to enter into a Contract for Janitorial Services. The cost will be \$4,100 per month (the same amount that is being paid now), but will be with M & T Cleaning Services. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request per Administrative Order Directing Payment of Invoices to pay the following purchases for Judicial Drug Court:

- a. Invoice #85 for \$45.00
- b. Invoice #949363308 for \$2,617.32

The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve per the request of Suzy Johnson, Tourism Director, for travel as discussed at the work session last Thursday, and per attached letter, was passed unanimously.

SO ORDERED, this September 21, 2009.

Mr. Mike Sumrall, County Administrator, submitted for inclusion in the minutes per recommendation of Rob Seal quotes on labor to erect one (1) 40' x 84' equipment shed on the level prepared site at the Agri-Center. The quotes are as follows:

- a. Downey & Downey Construction - \$6,800.00
- b. United Fence - \$6,895.00
- c. Eugene Cole - \$7,200.00

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the lowest and best bid of Downey & Downey Construction at \$6,800; and will be paid out of the Agri-Center Budget, was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to purchase a new cell phone for Charlie Mathis of the Road Department at a cost of \$49.00, was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request to move the balance of Fund #044 (JAG 2008) \$605.00 to Fund #043 (JAG 2007); and to have \$81.34 moved from Fund #013 (Property Seized and Forfeited) to Fund #043 (JAG 207). The Chancery Clerk's Office will be able to close out Fund #044 and Fund #043. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

Mr. Maurice Kahlmus of Weems Mental Health Center spoke to the Board of Supervisors concerning the budget cuts that will affect the Center. He asked the Board to reconsider the funding to ensure that 3/4 of a mill is being provided to the Center by law which is approximately \$140,000. Without such funding, the State can withhold funding from Weems. The Board indicated that this issue will be confronted in October when the new budget is set.

Upon recommendation of Mr. Neal Carson, County Engineer/Road Manager, a motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to apply for a grant from Pat Harrison Waterway District to assist in financing the replacement of a box culvert on Sunshine Farm Road as well as with associated materials, labor, paving and erosion control and, for the Board to approve the application for the request,

was passed unanimously. 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.

SO ORDERD, this September 21, 2009.

Upon recommendation of Mr. David Sharp, LEMA Director, a Cooperative Agreement, is submitted for inclusion in the minutes; approval is needed by the Board as well as the Board President's signature. This is an Agreement between the State Office of Homeland Security, the City of Meridian, and Lauderdale County (Inter-local Agreement). A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve this request was passed unanimously. 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.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to approve the request from David Sharp, LEMA Director, to use funds received from Hurricanes Gustav and Katrina (approximately \$53,000) to match PSIC Grant (20% match) and as match for the generator grant (5% match), was passed unanimously.

SO ORDERED, this September 21, 2009.

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

- 1) Effective September 11, 2009, Chris Fagan has resigned as Deputy Sheriff.

- 2) Effective September 11, 2009, Misty Collins has resigned as Detention Officer.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request for Lt. Ruston Russell to attend NRA Law Enforcement Handgun/Shotgun Instructor Development School in Pearl, MS on October 12 to October 16, 2009. Range fee is requested in the amount of \$300.00. Per diem is requested in the amount of \$155.00 The cost of this training will be paid for out of the budget.

SO ORDERED, this September 21, 2009.

Upon recommendation by Sheriff Billy Sollie, a motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to enter into a contract agreement with Securus Automated Information Services (AIS) to create a phone tree with information that is pertinent to inmates in the Detention Facility at a cost of approximately \$1,300.00 a month; and to sign the necessary paperwork, was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to authorize Sheriff Sollie to sign a Memorandum of Understanding with MS Office of Homeland Security for the purpose of being a member of the Force Protection Unit for Rapid Deployment Response, was passed unanimously.

SO ORDERED, this September 21, 2009.

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Sheriff Billy Sollie submitted for inclusion in the minutes his intention to redeem acquired compensatory time for his deputies in the amount of less than \$100,000.00. This amount is in his budget.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request for Sgt. Chris Swanner to attend K-9 Training School in Kaplan, LA on September 21-25, 2009. Per diem is requested in the amount of \$180.00. The cost of this training will be paid for out of seized funds. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request for Major John Calhoun, Major Ricky Presson, and Lt. Laurie Robinson to attend 2009 Aerko International Chemical Weapons Instructor School in Baton Rouge, LA on September 23, 2009. Registration for the course is requested in the amount of \$300.00. Lodging is requested in the amount of \$228.26. Per diem is requested in the amount of \$123.00. The cost of this training will be paid for out of the budget. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the request for Deputy Kris Cokel, Deputy Andy Matuszewski, and Edna Barfield to attend S.T.O.R.M.. Conference in Vicksburg, MS on November 3-5, 2009. The cost of this training is \$225.00. Per diem is requested in the amount of \$279.00. The amount of this training will be paid for out of the budget and reimbursed by the DUI Grant. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve RESOLUTION AUTHORIZING THE EXECUTION OF A FUNDING AGREEMENT BETWEEN THE CITY OF MERIDIAN, MISSISSIPPI, THE LAUDERDALE COUNTY ECONOMIC DEVELOPMENT DISTRICT, AND THE LAUDERDALE COUNTY BOARD OF SUPERVISORS, was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to **recess as the Lauderdale County Board of Supervisors and convene as the Board of Trustees of the Lauderdale County Economic Development District**, was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Trustee Craig Hitt, seconded by Trustee Wayman Newell, to approve the RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BY LAUDERDALE COUNTY ECONOMIC DEVELOPMENT DISTRICT RE: FUNDS FOR ECONOMIC DEVELOPMENT AND FOR EXECUTION OF A FUNDING AGREEMENT RE: ECONOMIC DEVELOPMENT WITH EAST MISSISSIPPI BUSINESS DEVELOPMENT CORPORATION (an Agreement with the Lauderdale County Board of Supervisors, a copy of which is attached hereto as Exhibit "A", and A Funding Agreement with the East Mississippi Business Development Corporation, a copy of which is attached hereto as Exhibit "B"), was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Trustee Wayman Newell, seconded by Trustee Craig Hitt, to recess as the Board of Trustees of the Lauderdale County Economic Development District and reconvene as the Lauderdale County Board of Supervisors, was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, for AUTHORITY TO CONSIDER JOINING THE REGIONAL RAILROAD AUTHORITY OF EAST MISSISSIPPI AND AUTHORIZING NOTICE OF PUBLIC HEARING, was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve RESOLUTION OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH SUQUALENA VOLUNTEER FIRE DEPARTMENT (for 1989 Ford F-250), *Nunc Pro Tunc* to August 26, 2009, was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve RESOLUTION OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH TOOMSUBA VOLUNTEER FIRE AND RESCUE (for 2000 Ford), *Nunc Pro Tunc* to August 26, 2009, was passed unanimously.

SO ORDERED, this September 21, 2009.

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A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve RESOLUTION AUTHORIZING A PUBLIC HEARING TO BE HELD TO CONSIDER CLOSING A PORTION OF JIGGS CHATHAM ROAD BETWEEN GEORGE MINOR ROAD AND HARVE CHATHAM ROAD (hearing will be held October 19, 2009 at 5:30 p.m.), was passed unanimously.

SO ORDERED, this September 21, 2009.

Ms. Donna Kay Hill Cook addressed the Board of Supervisors concerning various matters of general good and welfare.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the request to travel to Batesville, MS for an E-911 Meeting, on Monday, September 28, 2009. Lodging will be \$126.23. The motion 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 September 21, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the request to travel to Tunica, MS October 18-21, 2009, for the MS 911 Coordinators' Conference. Registration is \$350.00. Lodging is \$56.00 per night. The motion 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.

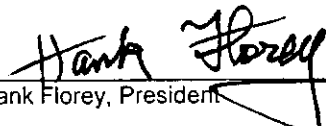
SO ORDERED, this September 21, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to approve the request to attend the Twin Districts' Annual Meeting at the Pearl River Resort September 28-29, 2009. Lodging is requested at \$60.00 per night for two nights which will be reimbursed by Twin Districts. The motion was passed unanimously.

SO ORDERED, this September 21, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to adjourn until Monday, October 5, 2009 at 9:00 a.m., was passed unanimously.

SO ORDERED, this September 21, 2009.


Hank Florey, President