

MONDAY, OCTOBER 5, 2009

BE IT REMEMBERED that the Lauderdale County Board of Supervisors began and held its regular October meeting at 9:00 a.m., Monday, October 5, 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.

Sheriff Billy Sollie called the October, 2009 meeting of the Board of Supervisors to order.

Prayer was offered by Reverend John Harris.

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, OCTOBER 5, 2009 – 9AM

1. Sheriff Billy Sollie will call meeting to order.
2. Prayer to be offered by Rev. John Harris.
3. Pledge of Allegiance of the Flag of the United States of America.
4. Motion to approve Agenda for even date.
5. Proclamation:
 - a. October as National Arts and Humanities Month – Connie Royal
 - b. October as Domestic Violence Awareness Month – Leslie Payne, Executive Director of Care Lodge
6. Motion to approve minutes dated September 8th, 15th, and 21st, 2009.
7. Jimmy Slay, Tax Assessor:
 - a. Petitions for reductions and/or change of assessment.
8. Brandi Cloughlin with Tax Collector's Office to present Insolvent Rolls.
9. Jared Stanley, E-911 Director (Agenda attached).
10. Staff Reports:
11. Other matters for general good and welfare.
12. Actions from Supervisors.
13. (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.
14. Motion to recess until Monday, October 19, 2009 at 5:00 p.m.

AMENDMENTS:

BOARD ATTORNEY:

Add 5a. to Legal Agenda – Right-of-way Conveyance for Meehan Savoy Road.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this October 5, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to proclaim October as National Arts and Humanities month in Lauderdale County and to call upon our citizens to celebrate and promote the arts and culture in our nation and to specifically encourage the greater participation by those said citizens in taking action for the arts and humanities in their towns and cities, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to resolve that the Lauderdale County Board of Supervisors proclaims October, 2009 as Domestic Violence Awareness Month in Lauderdale County, Mississippi, was passed unanimously.

SO ORDERED, this October 5, 2009.

Upon recommendation of Jimmy Slay, Lauderdale County Tax Assessor, a motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, 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; and a motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to amend the above motion to take churches under advisement, was passed unanimously. The first motion was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this October 5, 2009.

Mr. Jimmy Slay presented to the Board of Supervisors the Audit Report for the 2009 Real Property Tax Rolls, which reflected that the Tax Assessor's Office passed their audits with flying colors.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the minutes dated September 8th, 15th, and 21st, 2009, was passed unanimously.

SO ORDERED, this October 5, 2009.

Ms. Brandi Claughlin, with the Tax Collector's Office, presented to the Board the Insolvent Rolls – 2009 Mobile Home Tax Report and the 2008 Insolvent Personal Property Tax Rolls Report.

Jared Stanley, E-911 Director, submitted for inclusion in the minutes lease purchase quotes for a Motorola Eventide 64 Channel Audio Recorder, including five (5) years of parts and labor maintenance as follows:

- a. COMSOUTH: \$695 a month, paid over five (5) years, a total of \$41,700
- b. Integrated Communications Inc., \$771 a month, paid over five (5) years, a total of \$46,260.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the quote from COMSOUTH at \$41,700 to replace existing end-of-life equipment with payments to be made out of the E-911 budget, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to transfer funds per the following to pay for the E-911 Audio Recorder, was passed unanimously.

\$5,590 – the amount currently being paid in maintenance fees for the old audio recorder – from line 544, Service and Maintenance Contracts; and \$2,750 – the difference required to equal the total amount requested – from line 522, Telephone Service to line 920, Office Equipment \$5,000 +

SO ORDERED, this October 5, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to approve the request from Jared Stanley to include updates to the following job descriptions in the minutes, was passed unanimously.

- a. Telecommunicator
- b. Telecommunicator Shift Supervisor
- c. Training Officer
- d. Communications Center Manager
- e. Executive Secretary
- f. Office Manager

(See pages _____ through _____ of these minutes.)

SO ORDERED, this October 5, 2009.

Chancery Clerk Carolyn Mooney submitted for inclusion in the minutes the public notice, as posted on the bulletin board of 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.

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

(See pages _____ through _____ of these minutes.)

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request by the Chancery Clerk to purchase postage in the amount of \$3,500, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to include in the minutes certification from Sheriff Billy Sollie that 24,668 meals were served in the Lauderdale County Detention Facility during the month of September 2009; and to authorize the Board President to sign the necessary paperwork, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request of Justin Cobb to order two (2) books at the cost of \$53.00 (money is in line item dues and subscriptions), was passed unanimously.

- a. 2010 Mississippi Criminal Affidavits Book
- b. 2010 Mississippi Rules of Road Manual

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to Execute Application for Certification for One (1) Mill State Tax Commission for Maintaining Mapping, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request of Stanley Shannon, Tax Collector, to continue accepting partial payments in Collector's Office on real property, per Mississippi Code 27-41-1, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to make a budget adjustment of \$13,354 to 001-440-701 for Weems Funding (in order to meet State requirement), was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request to apply for Round 8 Grant to purchase fire truck, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request to apply for Round 9 Grant to purchase fire truck, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to approve the request to apply for Supplemental Grant, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to include in the minutes the acceptance of credit card report for Supervisor Joe Norwood's travel, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to approve the request to approve two (2) invoices for the Tenth Judicial Drug Court as follows: \$95.00 to Total Graphics, and \$45.00 to Jane Brashier of Eye Catcher Signs, was passed unanimously.

SO ORDERED, this October 5, 2009.

Neal Carson, County Engineer/Road Manager, submitted for inclusion in the minutes Certification for Determination of 100 year base flood elevation for:

- 1) 2309A Wire Road, Meridian, MS for Habitat for Humanity (tack order No.09-04)
- 2) 2928 Hwy 11 & 80, Toomsaba, MS for Randall Lockett (tack order No. 09-05)

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve two (2) dirt pit leases, per the following at \$.40/yd., was passed unanimously.

- 1) Willie Carol Neal – George Minor Road
- 2) Sabe Nicholson & Jeff Jackson – Meehan area

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to approve the request to hire Wayne Barrett for Satellite A (replacement for Lee Brown), at \$9.12 per hour, was passed unanimously.

SO ORDERED, this October 5, 2009.

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

- 1) Effective September 14, 2009, Guyton Montgomery has been hired as a Deputy Sheriff. His starting rate of pay is \$13.48 per hour.
- 2) Effective September 14, 2009, Charles Ward has been hired as a Deputy Sheriff. His starting rate of pay is \$13.35 per hour.

Sheriff Billy Sollie submitted for inclusion in the minutes two (2) quotes for equipment for three (3) new vehicles for console where radios are mounted, push bumpers, radios, etc. The quotes are as follows:

- 1) COMSOUTH - \$23,229.90
- 2) Integrated Communications - \$24,254.05

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to accept the quote from COMSOUTH in the amount of \$23,229.90 (to be purchased with grant money), was passed unanimously.

SO ORDERED, this October 5, 2009.

Sheriff Billy Sollie submitted for inclusion in the minutes two (2) quotes for the audio-video equipment for three (3) new vehicles, as follows:

- 1) Watch Guard -- 14,760.00 (for three (3) systems)
- 2) Digital Ally - \$11,685.00 (for three (3) systems)

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to accept the quote from Digital Ally in the amount of \$11,685.00 (to be purchased with grant money), was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to accept Dell Laptop Computer from the Meridian/Lauderdale County Crime Stoppers Board and placed on the inventory of the Lauderdale County Sheriff's Department, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to place on the Sheriff's Department Inventory the following three (3) new vehicles, was passed unanimously.

- 1) 2009 Dodge Charger VIN # 2B3KA43T19H637864
- 2) 2009 Dodge Charger VIN # 2B3KA43T59H637866
- 3) 2009 Dodge Charger VIN # 2B3KA43T79H637867

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to approve the request for Chief Deputy Ward Calhoun and Kathy McDonald to attend Grant Writing Conference in Raymond, MS on October 7, 2009. The cost of this training is \$200.00 and will be paid for out of the budget. The motion was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to adopt RESOLUTION AUTHORIZING THE EXECUTION OF A FUNDING AGREEMENT BETWEEN THE CITY OF MERIDIAN, MISSISSIPPI, THE LAUDERDALE COUNTY ECONOMIC DISTRICT, AND THE LAUDERDALE COUNTY BOARD OF SUPERVISORS, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Joe Norwood, 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 October 5, 2009.

A motion by Trustee Wayman Newell, seconded by Trustee Craig Hitt, to adopt 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 October 5, 2009.

A motion by Trustee Joe Norwood, 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 October 5, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to adopt RESOLUTION FINDING AND DETERMINING THAT THE RESOLUTION DECLARING THE INTENTION OF THE BOARD OF SUPERVISORS FOR LAUDERDALE COUNTY, MISSISSIPPI, TO ISSUE TAXABLE GENERAL OBLIGATION BONDS OF LAUDERDALE COUNTY, MISSISSIPPI, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED THREE HUNDRED SIXTY THOUSAND DOLLARS (\$360,000) ADOPTED ON THE 8TH DAY OF SEPTEMBER, 2009, WAS DULY PUBLISHED AS REQUIRED BY LAW; THAT NO SUFFICIENT PROTEST AGAINST THE ISSUANCE OF THE BONDS DESCRIBED IN SAID RESOLUTION HAS BEEN FILED BY THE QUALIFIED ELECTORS; AND AUTHORIZING THE ISSUANCE OF SAID BONDS, was passes 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 October 5, 2009.

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to conduct a public hearing on November 16, 2009, at 5:45 p.m., to determine whether Lauderdale County Parcel No. 11112000000006600 (also known as 8185 Allen Road, Collinsville, MS 39325) is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community, and to give the property owner the required statutory notice of the public hearing, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor ray Boswell, seconded by Supervisor Wayman Newell, to conduct a public hearing on November 16, 2009, at 5:45 p.m., to determine whether Lauderdale County Parcel No. 0430700000002800 (also known as 5357 Shiloh Virville Road) is in such a state of uncleanliness as to constitute a menace to the public health and safety of the community, and to give the property owner the required statutory notice of the public hearing, was passed unanimously.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to accept Right-of-Way Conveyance for the Meehan Savoy Road Project, was passed on a vote of four (4) to zero (0). Supervisor Hank Florey voted aye; Supervisor Craig Hitt voted aye; Supervisor Joe Norwood voted aye; Supervisor Ray Boswell voted aye; and Supervisor Wayman Newell abstained from voting.

SO ORDERED, this October 5, 2009.

A motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, to take under advisement the bid from Joe Magee Construction in the amount of \$1,295,960 for site preparation for Handy Hardware, was passed unanimously.

SO ORDERED, this October 5, 2009.

The Board of Supervisors immediately thereafter, with no business intervening, considered the necessity for an executive session for discussion of legal actions pending; and a motion by Supervisor Wayman Newell, seconded by Supervisor Craig Hitt, to go into executive session 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 RICK BARRY, BOARD ATTORNEY.

SO ORDERED, this October 5, 2009.

A motion by Supervisor _____, seconded by Supervisor _____, to go out of executive session, was passed unanimously.

SO ORDERED, this October 5, 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. No action was taken at this time.

A motion by Supervisor _____, seconded by Supervisor _____, to recess until Monday, October 19, 2009, at 5:30 p.m., was passed unanimously.

SO ORDERED, this October 5, 2009.


Hank Florey, President