

MONDAY, JANUARY 4, 2010

BE IT REMEMBERED that the Lauderdale County Board of Supervisors resumed its regular January meeting at 9:00 a.m., Monday, January 4, 2010, 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, Board Attorney.

Mr. Craig Hitt, Supervisor of District Three, was absent.

Sheriff Billy Sollie called the January 2010 meeting of the Board of Supervisors to order.

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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, was passed unanimously.

BOARD MEETING AGENDA
LAUDERDALE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 4, 2010 – 9:00 A.M.

1. Meeting of January 2010 called to order by Sheriff Billy Sollie.
2. Prayer given by Chaplain Dennis Marks.
3. Pledge of Allegiance to the Flag of the United States of America.
4. Approval of Agenda for even date.
5. Approval of minutes dated December 21, 2009.
6. Election of President of Board of Supervisors for 2010.
7. Election of Vice-President of Board of Supervisors for 2010.
8. Motion to approve bond of all officials for 2010.
9. Motion to recess as Board of Supervisors and convene as Board of Trustees of the Lauderdale County Economic Development District.
10. Election of President, Vice-President, and Secretary of the Board of Trustees of the Lauderdale County Economic Development District.
11. Motion to adjourn as the Board of Trustees of the Lauderdale County Economic Development District.
12. Jimmy Slay, Tax Assessor
 - A) Petitions for reductions and/or change of assessment.
13. Staff Reports:
14. Other matters for general good and welfare.
15. Actions from Supervisors.
16. (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.
17. Recess until Tuesday, January 19, 2010.
(See pages _____ through _____ of these minutes.)

SO ORDERED, this January 4, 2010.

A motion by Supervisor Wayman Newell, seconded by Supervisor Joe Norwood, to approve the minutes dated December 21, 2009, was passed unanimously.

SO ORDERED, this January 4, 2010.

Supervisor Ray Boswell nominated Supervisor Wayman Newell, for the position of President of the Board of Supervisors for 2010. According to Robert's Rules of Order, a second is not required. The motion was passed by 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 from voting.

SO ORDERED, this January 4, 2010.

President Wayman Newell asked the Board to put off the election of the Vice-President until the full Board is present, which should be the meeting on Tuesday, January 19, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Ray Boswell, to approve the bond of all officials for 2010, was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Ray Boswell, to recess as the Board of Supervisors and convene as the Board of Trustees of the Lauderdale County Economic Development District, was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Trustee Hank Florey, seconded by Trustee Ray Boswell, to approve the same officers that are elected to the Board of Supervisors (President – Wayman Newell, Vice-President – to be determined, and Secretary – Chancery Clerk Carolyn Mooney), was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Trustee Hank Florey, seconded by Trustee Ray Boswell, to recess as the Lauderdale County Economic Development District, and reconvene as the Board of Supervisors, was passed unanimously.

SO ORDERED, this January 4, 2010.

Upon recommendation of Jimmy Slay, Lauderdale County Tax Assessor, a motion by Supervisor Hank Florey, 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, for the reasons set forth and as further described on attachments hereto, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this January 4, 2010.

Jimmy Slay, Lauderdale County Tax Assessor, reminded the citizens of Lauderdale County of the dates to sign up for Homestead Exemption. The dates to file are January 2, 2010 through the last business day before April 2, 2010.

Chancery Clerk Carolyn Mooney submitted for inclusion in 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 Hank Florey, seconded by Supervisor Wayman Newell, to approve the claims docket for January 2010; and to authorize the Chancery Clerk to issue warrants therefore, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this January 4, 2010.

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

- A) Kelley Widener, Deputy Justice Court Clerk
- B) Frank Hyde, Detention Officer
- C) Ervin Daniel Baylor, Detention Officer

SO ORDERED, this January 4, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request for Al Moore, Juvenile Center Director, to attend the Juvenile Justice

Annual Symposium on February 3rd, 4th, and 5th, 2010 in Philadelphia, MS. The cost is \$250.00; and a budget adjustment will need to be made. The motion was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request for Judge Coleman and Judge Young along with Attorney John Howell and Attorney Charlie Smith to attend the National Juvenile Justice Conference in Las Vegas, NV March 13-17, 2010. Cost will include airfare \$2,109.47; luggage fee of \$320.00 (\$80.00 per person) for a total of \$2,429.47; Hotel \$1,702.40; food \$900.00 (\$45.00 per day); and Conference registration \$2,600.00. The total for the trip is \$7,002.40. Juvenile Justice support money will be used to reimburse the County approximately \$3,500 of the cost. The money is in the budget. The motion 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; and Supervisor Ray Boswell voted nay.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve the request to pay dues to the Mississippi Association of County Administrators and Comptrollers for Mike Sumrall and Linda Posey in the amount of \$150.00 (\$75.00 each), was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve the request for Board members to attend the MDOT Coordination Summit February

18-19, 2010 in Jackson, MS (with the possibility of an overnight stay). There is no registration fee. The motion was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve the request for Chancery Clerk and County Administrator to attend the Chancery Clerk/County Administrator's conference in Jackson, MS April 22-23, 2010, was passed unanimously.

SO ORDERED, this January 4, 2010.

Supervisor Joe Norwood made a motion to approve the travel request for ICSC in Las Vegas, NV May 23-26, 2010 which died for the lack of a second.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request for Board members to attend the MAS Annual Convention in Tunica, MS (with overnight stay) June 2010, was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request to attend NACO Annual Convention in Reno, NV July 24-27, 2010, was not passed. Supervisor Hank Florey voted aye; Supervisor Joe Norwood voted aye; Supervisor Wayman Newell voted nay; and Supervisor Ray Boswell voted nay.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to attend the MAS Workforce Development October, 2010 which may be held in Meridian, MS, was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to discontinue credit cards for the Board of Supervisors; and for the County Administrator to hold cards for travel use, was passed on a vote of three (3) to one (1). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Ray Boswell voted aye; and Supervisor Joe Norwood voted nay.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to pre-approve the Board to travel for county purposes within the state in a county vehicle including necessary conference or meeting registration fees (but not including travel which includes an overnight stay which shall require separate approval), was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request of LEMA Director David Sharp to attend Overland Search and Rescue Training in Hattiesburg, MS January 19-22, 2010. Cost will include 3 days in hotel; per diem of \$123 (\$41.00 per day). The money is in the budget. The motion was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Ray Boswell, to adopt RESOLUTION FROM THE TOWN OF MARION IN SEEKING FINANCING FROM PAT HARRISON WATERWAY DISTRICT TO ASSIST IN ORDER THAT THEY CAN MAKE SEWER REPAIRS LOCATED OFF OF PIONEER ROAD NORTH OF MARION RUSSELL DRIVE IN THE SONNY MONTGOMERY INDUSTRIAL PARK, was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to conduct a public hearing on February 16, 2010 at 5:30 p.m., to determine whether Lauderdale County Parcel No. 0930500000000000500 (also known as 2321 Russell Mt. Gilead 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.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to conduct a public hearing on February 16, 2010 at 5:30 p.m., to determine whether Lauderdale County Parcel No. 032040511000202100 (also known as 256 Crescent Lane) 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 January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve employment letter of Bourdeaux & Jones, LLP as legal counsel for the Board (see attached), was passed unanimously.

SO ORDERED, this January 4, 2010.

Board attorney Lee Thaggard submitted for inclusion in the minutes that all quotes regarding Bid No. 3556 were in excess of the Board's authorized amount for the renovation project at the Lauderdale County Juvenile Detention Center.

A motion by Supervisor Hank Florey, seconded by Supervisor Ray Boswell, to reject all quotes to Bid No. 3556, was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Ray Boswell, to approve the request to Authorize the Installation of Plumbing Access Panels, of Security Fencing and Window Guards at the Lauderdale County Juvenile Detention Center by the lowest bidder (following the procurement of at least two bids) at an installation cost not to exceed \$20,000 (not including costs by AXGIX necessary to install electronic locking mechanisms, wiring, and electronic control devices for doors), was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve RESOLUTION EXPRESSING THE INTENTION OF THE BOARD OF

SUPERVISORS OF LAUDERDALE COUNTY TO CALL A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING AMENDING AN ORDINANCE ADOPTED ON JUNE 1, 1992 ENTITLED "FLOOD DAMAGE PREVENTION ORDINANCE" AS AMENDED ON JANUARY 17TH, 2006, was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Ray Boswell, to adopt Final Order granting exemption (with total true value of \$5,418,512) from ad valorem taxes, except for school district taxes, to APAC, Mississippi Inc., beginning January 1, 2009, for a period of five (5) years, was passed unanimously.

SO ORDERED, this January 4, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the application for Tax Exempt Status for the Bonds of Love Ministries Inc. for religious purposes for the following PPINs: 18433, 18434, and 18435 – which are being used as church parking lot (since April 2009). The Tax Exempt status will begin January 1, 2010. The motion was passed unanimously.

SO ORDERED, this January 4, 2010.

Supervisor Ray Boswell submitted for inclusion in minutes the following letter:

Monday, January 4, 2010

SUBJECT: LOGGER'S ON SAM HURT ROAD

On Monday, December 28, 2009, T & T Timber Company, Silas, Ala. Had a truck and trailer parked on Sam Hurt Rd. I, Ray Boswell, called Chief Deputy Ward Calhoun and asked that he check this out. Trailer has illegal Tag # 15TR0131 which expired in 2008.

Again, I returned on December 31, 2009 from complaints made about the same truck and trailer loaded with skidders parked in the road. I again called Chief Deputy Ward Calhoun and asked that he go to Sam Hurt Rd. He stated "I will send a deputy out there". There has not been anything done about this to my knowledge. I've taken pictures of trailer and tag to be placed in today's minutes. Again, today, Monday, January 4, 2010 I returned to Sam Hurt Road to find trailer unhooked from truck and parked in the road.

Ray Boswell
Supervisor District Five
Lauderdale County

Mr. Jerry Gordon, Mr. Raymond Huffmaster, Ms. Ruth Scott, and Mr. Jerry Shields spoke to the Board regarding matters of general good and welfare.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to recess until Tuesday, January 19, 2010 at 5:00 p.m., was passed unanimously.

SO ORDERED, this January 4, 2010.


Wayma Newell, President