

MONDAY, JANUARY 19, 2010

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular January meeting at 5:00 p.m., Monday, January 19, 2010, at the Raymond P. Davis County Annex Building in Meridian, Mississippi, with the following members present: Mr. Wayman Newell, President of the Board and Supervisor of District Two, Mr. Hank Florey, Supervisor of District One, 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.

Board President Wayman Newell called the January, 2010 meeting of the Board of Supervisors to order.

Prayer was offered by Supervisor Craig Hitt.

All persons in attendance recited the Pledge of Allegiance to the Flag of the United States of America.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to approve the "Agenda" for eve date, was passed by 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.

BOARD MEETING AGENDA
LAUDERDALE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 19, 2010 – 5:00 P.M.

1. Meeting called to order by Board President Wayman Newell.
2. Prayer given by Supervisor Craig Hitt.
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 January 4, 2010.
6. Election of Vice President for 2010.
7. Mrs. Ruth Scott
8. Other matters for general good and welfare.
9. Mr. M. L. Waters and Mr. Roger Myrick representatives for EMBDC.
10. Sheriff Billy Sollie
11. Jimmy Slay, Tax Assessor
 - A) Petitions for reductions and/or change of assessment.
12. Staff Reports
13. Actions from Supervisors
14. (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.
15. Recess until Thursday, January 28, 2010 at 1:30 P.M.
(See pages _____ through _____ of these minutes.)

SO ORDERED, this January 19, 2010.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to approve minutes dated January 4, 2010, 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 January 19, 2010.

Supervisor Ray Boswell nominated Supervisor Joe Norwood for the position of Vice-President of the Board of Supervisors for 2010. Supervisor Joe Norwood respectfully declined the nomination.

Supervisor Wayman Newell nominated Supervisor Ray Boswell to the position of Vice-President of the Board of Supervisors for 2010. The nomination failed to pass on a vote of three (3) to two (2). Supervisor Hank Florey voted nay; Supervisor Craig Hitt voted nay; Supervisor Joe Norwood voted nay; Supervisor Wayman Newell voted aye; and Supervisor Ray Boswell voted aye.

Ms. Ruth Scott, Mr. Jerry L. Gordon, Mr. Algie Davis, Mr. Bill Sharp, Mr. Bob Gray, Reverend Milton Johnson, Mr. James Meyers, and others addressed the Board of Supervisors concerning matters for general good and welfare.

Mr. M. L. Waters and Mr. Roger Myrick, representatives for EMBDC and Atlas Roofing, spoke to the Board of Supervisor concerning the closing of Valley Road. A motion by Supervisor Craig Hitt seconded by Supervisor Hank Florey, to authorize the Board Attorney to begin the process to set a public hearing for the process pertaining to the closure of Valley Road by the EMBDC and Atlas Roofing. 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 January 19, 2010.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to put the garbage question on the next election ballot (June 1, 2010), to allow the people to choose the green boxes or door-to-door pick up, before the issue goes to contract, failed to pass on a vote of three (3) to two (2). Supervisor Hank Florey voted nay; Supervisor Craig Hitt voted nay; Supervisor Joe Norwood voted nay; Supervisor Wayman Newell voted aye; and Supervisor Ray Boswell voted aye.

SO ORDERED, this January 19, 2010.

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

- 1) Effective as of December 21, 2009, Ervin Daniel Baylor was hired as a Detention Officer. His starting rate of pay is \$9.05 per hour.
- 2) Effective as of December 21, 2009, Frank Hyde was hired as a Detention Officer. His starting rate of pay is \$9.05 per hour.

Sheriff Billy Sollie submitted the following for inclusion in the minutes:

Major John Calhoun and Sgt. Karey Williams will attend Less Lethal Munitions Instructor Recertification on March 10-11, 2010 in Picayune, MS. Registration is \$500.00; per diem is \$124.00; Lodging will be at Holiday Inn Express in the amount of \$165.68. The cost of this training will be paid for out of the budget.

Upon the recommendation of Jimmy Slay, Lauderdale County Tax Assessor, a motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, 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 19, 2010.

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 Hank Florey, seconded by Supervisor Ray Boswell, to approve the second Claims Docket for January, 2010; and to authorize the Chancery Clerk to issue warrants therefore, 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.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this January 19, 2010.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to include in the minutes certification from Sheriff Billy Sollie that 24,074 meals were served in the

Lauderdale County Detention Facility during the month of December, 2009; and to authorize the Board President to sign the necessary paperwork. The motion was passed unanimously.

SO ORDERED, this January 19, 2010.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to approve the request to advertise for competitive bids as County Depositories for the year 2010-2012, pursuant to Section 27-105-315, Mississippi Code of 1972. The motion was passed unanimously.

SO ORDERED, this January 19, 2010.

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

A) Melissa McCarter – Deputy Sheriff
Deputy Justice Court Clerk

SO ORDERED, this January 19, 2010.

County Administrator Mike Sumrall submitted for inclusion in the minutes Legal Holidays for January 18, 2020 Dr. Martin Luther King Day and February 15, 2020 President's Day.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to submit for inclusion in the minutes the new mileage reimbursement rate (per attachment), was passed unanimously.

- a. If no Government owned vehicle is available \$.50 per mile
- b. If Government owned vehicle is available \$.285 mile

(See page _____ through _____ of these minutes.)

SO ORDERED, this January 19, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve a Resolution applying for Energy Efficiency and Conservation Block Grant program, MDA-ED in order to provide counties with free energy audits and technical assistance to help reduce energy cost. There is no cost to the County. The motion was passed unanimously.

SO ORDERED, this January 19, 2010.

County Administrator Mike Sumrall submitted for inclusion in minutes Agri-Center Contracts for 2009 as listed (see attached).

(See pages _____ through _____ of these minutes.)

A motion by Supervisor Craig Hitt, seconded by Supervisor Wayman Newell, to approve the revised Agri-Center Event Contracts, per Agri-Center Commission recommendation, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this January 19, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to authorize approval of the garbage ad which recaps revenues and expenditures over the past year, was passed unanimously.

SO ORDERED, this January 19, 2010.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to approve final payment to Joe McGee Construction in the amount of \$2,754.96 for the grading at the Clarkdale Recreation Complex, was passed unanimously.

SO ORDERED, this January 19, 2010.

County Engineer/Road Manager Neal Carson submitted for inclusion in minutes the yearly CPI adjustment to the contract price for Pine Ridge Landfill and Recycling Center usage. The new rate is \$21.29 per ton plus the \$1.00 per ton state tax. This rate will be retroactive to October 1, 2009. This is a decrease of \$.41 from last year.

The new rate for pickup trucks will be \$16.00 per load compared to the previous price of \$18.00.

A motion by Supervisor Ray Boswell, seconded by Supervisor Hank Florey, to approve the following requests, was passed unanimously:

- a) For AT&T to relocate a buried telecommunications cable along Kewanee Road in Lauderdale County – AT&T Project NO. 07M01469N
- b) For AT&T to place a buried fiber optic telecommunications cable along and across Whippoorwill Road, Old 8th Street Road, and Woods Road in Lauderdale County -- AT&T Project No. 07M02558N.

SO ORDERED, this January 19, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to authorize Neal Carson and the Board Attorney to begin the process of preparation of contract awarding door-to-door garbage pick up to Arrow Disposal (lowest bidder) at a cost of \$9.10 per resident 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 January 19, 2010.

LEMA Director David Sharp submitted for inclusion in the minutes declaration of State of Emergency beginning January 9, 2010 through January 16, 2020, for Lauderdale County (Toomsaba water pipes busted).

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to accept and ratify low bid by Specialty Fencing on renovation project at the Lauderdale County Juvenile Detention Center, was passed unanimously.

SO ORDERED, this January 19, 2010.

A motion by Supervisor Ray Boswell, seconded by Supervisor Craig Hitt, for final approval of Ad Valorem Taxation Exemption for Magnolia Steel Company – PPIN 12177 for five (5) years from and after January 1, 2008, with a total true value on improvements of \$65,714, was passed unanimously.

SO ORDERED, this January 19, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to appoint Mr. Lionel Sloan to the Rail Commission, was passed unanimously.

SO ORDERED, this January 19, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to approve the request that \$110.00 for a trip to Tunica for County Business, failed to pass due to the lack of a majority. Supervisor Craig Hitt voted aye; Supervisor Joe Norwood voted aye; Supervisor Wayman Newell voted nay; Supervisor Ray Boswell voted nay; and Supervisor Hank Florey abstained from voting.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to approve the request for the County to pay for a battery charger for a County camera in the amount of \$69.00 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 January 19, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to approve a \$26.00 charge on Fuelman Card for a trip to attend the World Conference of Mayor's in Alabama, 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 January 110, 2010.

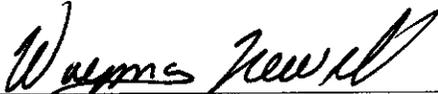
Supervisor Joe Norwood submitted for inclusion in the minutes, a trip to the Silver Star Casino for \$112.00 which was unanimously approved in previous minutes dated September 25, 2009.

A motion by Supervisor Ray Boswell, seconded by Supervisor Wayman Newell, to not accept the resignation of County Administrator Mike Sumrall, and that the Board is happy with his performance, failed to pass on a vote of three (3) to two (2). Supervisor Hank Florey voted to accept resignation; Supervisor Craig Hitt voted to accept resignation; Supervisor Joe Norwood voted to accept resignation; Supervisor Wayman Newell voted to not accept resignation; and Supervisor Ray Boswell voted to not accept resignation.

SO ORDERED, this January 19, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to recess until Thursday, January 28, 201 at 1:30 P.M., was passed unanimously.

SO ORDERED, this January 19, 2010.


Wayman Newell, President