

MONDAY, MAY 3, 2010

BE IT REMEMBERED that the Lauderdale County Board of Supervisor resumed its regular May meeting at 9:00 a.m., Monday, May 3, 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.

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

Prayer was offered by Lauderdale County Tax Assessor Jimmy Slay.

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

A motion by Supervisor Hank Florey, 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
MAY 3, 2010 – 9:00 A.M.

1. May, 2010 meeting called to order by Sheriff Billy Sollie.
2. Prayer given by Lauderdale County Tax Assessor Jimmy Slay.
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 April 19, 2010.
6. Proclamation: May 2nd – 8th, 2010 as “Children’s Mental Health Week”
Pace Cooke Emmons, Public Relations Director, Weems

Proclamation: May 11, 2010 as Special Olympics Law Enforcement Torch Run Day

Proclamation: May 15, 2010 as Peace Officers’ Memorial Day.
7. Jimmy Slay, Tax Assessor
 - A) Petitions for reductions and/or change of assessment.
8. Staff Reports:
9. Other matters for general good and welfare.
10. Actions from Supervisors.
11. 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.
12. Recess until Monday, May 17, 2010 at 5:00 P.M.

AMENDMENTS:

Add 6b. to Agenda – Representative for Census – Kat Smith

(See pages _____ through _____ of these minutes.)

SO ORDERED, this May 3, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the minutes for April 19, 2010; Supervisor Craig Hitt requested that a vote would be tabled until the minutes could be reviewed. The motion and second was withdrawn.

Supervisor Craig Hitt read and presented a proclamation to representatives of Weems Community Mental Health Center, that the Lauderdale County Board of Supervisors do proclaim May 2-8, 2010 as "Children's Mental Health Week" and urged all Lauderdale County residents to join in celebrating this week to increase public awareness of this important issue. A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve this proclamation, was passed unanimously.

SO ORDERED, this May 3, 2010.

Supervisor Joe Norwood read and presented a proclamation to Sheriff Billy Sollie that the Lauderdale County Board of Supervisors do proclaim Tuesday, May 11, 2010 as "Special Olympics Law Enforcement Torch Run Day" in the City of Meridian and Lauderdale County, and encourage the residents of our community to recognize and support the law enforcement officers from our area for their efforts in support of the special athletes of our community. A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve this proclamation, was passed unanimously.

SO ORDERED, this May 3, 2010.

Supervisor Wayman Newell read and presented a proclamation to Sheriff Billy Sollie that the Lauderdale County Board of Supervisors do proclaim Saturday, May 15, 2010, as "Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes. A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve this proclamation, was passed unanimously.

SO ORDERED, this May 3, 2010.

Ms. Kat Smith of the Census Bureau spoke to the Board of Supervisors stressing the importance to the community of the Census being taken in 2010.

Upon 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 May 3, 2010.

Chancery Clerk Carolyn Mooney submitted for inclusion in 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 Craig Hitt, to approve the claims docket for May, 2010; and to authorize the Chancery Clerk to issue warrants therefore, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this May 3, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Joe Norwood, to approve the request of Melba Clark, Democratic Chairman, that Election Commissioners perform the Logic and Accuracy Testing (L & A) on the TSX voting machines per MS Code 23-15-301; and request that the commissioners be compensated \$17.00 per hour for performing the test, was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve the request for Ryan Couch and Carrie Gallagher with Animal Control to attend Mississippi Spay and Neuter Conference, Saturday, May 1, 2010 in Raymond, MS. Enrollment is \$80.00 (\$40.00 each) which is to be reimbursed upon return. They will travel in a County vehicle. The motion was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the attached budget adjustments, per discussion in work session on Thursday, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this May 3, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve the attached inter-fund loans, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this May 3, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request of staff change at the Lauderdale County Juvenile Center; Joe Neighbors is leaving and his replacement will be Rodney Strickland. He will be full time (40 hours per week) and paid \$8.50 per hour. The motion was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request for Constables to attend Training June 7-12., 2010 in Memphis, TN. Cost will be \$250.00 each (\$1,000.00 if all attend); Dues \$50.00 (\$200.00); Hotel \$99.00 per night (\$495.00 each); per diem \$41.00 per day (\$246.00). Approve of this motion is contingent upon the money being in their budget. The motion was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the low bid taken on Thursday, April 29, 2010 on LSBP 38 (14) Suqualena Graham Road – pre-stressed concrete bridge; with recommendation to accept lowest bid of Joe McGee Construction of Lake, MS in the amount of \$340,622.15, was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to ratify and approve NUNC PRO TUNC, a State of Emergency beginning Saturday, April 24, 2010 through Monday, April 26, 2010, after two tornados struck Lauderdale County, was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request of Jared Stanley, E-911 Director, for Tracy Boyd to attend 40-hour initial certification course at Gulfport, MS May 10-14, 2010; Registration \$ \$395.00; Hotel \$350.00 (\$70.00 a night at Ramada); Meals \$205 (\$41.00 per day maximum); Total of \$950.00. Costs will be reimbursed by the State. The motion was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to approve the request for Jared Stanley, E-911 Director, to attend three (3) day Summer Training Seminar for the Mississippi E-911 Coordinators at Biloxi, MS June 14-16, 2010; Registration which included meals \$350.00; Hotel \$297.00 (\$99/night at Imperial Palace; Travel in County Vehicle; Meals \$41.00 (for meals with travel only); Total \$688.00. Costs will be reimbursed by the State. The motion was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Ray Boswell, to approve application for refund of Solid Waste Fees from Dalewood Property Owner's Association for their members (for those that have paid their garbage fees for the year which will be verified by the Tax Collector), was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve RESOLUTION AND ORDER OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS AS TO WEST LAUDERDALE YOUTH ASSOCIATION, INC., was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve RESOLUTION AUTHORIZING MEMORANDUM OF AGREEMENT WITH YOUTH EXCITEMENT TEAM, INC., was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Hank Florey, to approve Trustmark ACH Origination and Third Party Service Provider Terms and Conditions Agreement (with the deletion of any reference to indemnification claims that the bank might have against Lauderdale County), was passed unanimously.

SO ORDERED, this May 3, 2010.

Ms. Ruth Scott spoke to the Board concerning various matters of general good and welfare concerning Lauderdale County.

The Board of Supervisor immediately thereafter, with no business intervening, considered the necessity for an executive session for discussion of personnel matters, and anticipated litigation, and a motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to go into executive session was passed on 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, COUNTY ADMINISTRATOR MIKE SUMRALL, AND BOARD ATTORNEY RICK BARRY.

SO ORDERED, this May 3, 2010.

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

SO ORDERED, this May 3, 2010.

The Board went back into open meeting. Mr. Rick Barry, Board Attorney, announced that the Board went into executive session to discuss a personnel appeal matter, and personnel matters, and a matter of anticipated litigation. No action was taken at this time on personnel matters and anticipated litigation.

Upon recommendation of Board Attorney Rick Barry, a motion by Supervisor Wayman Newell, seconded by Supervisor Ray Boswell, on the personnel appeal matter of Dewayne Sosebee, for the Board to deny his request to withdraw his resignation and to accept his resignation effective as to the last day he worked, 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; Supervisor Ray Boswell voted aye; and Supervisor Craig Hitt voted nay.

SO ORDERED, this May 3, 2010.

Upon recommendation of County Administrator Mike Sumrall, a motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve a 5.67% cut in the budget from all departments, was passed unanimously.

SO ORDERED, this May 3, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to recess until this afternoon at 1:30 p.m., was passed unanimously.

SO ORDERED, this May 3, 2010.


Wayman Newell, President