

TUESDAY, SEPTEMBER 6, 2011

BE IT REMEMBERED that the Lauderdale County Board of Supervisors resumed its regular September meeting at 9:00 a.m., Tuesday, September 6, 2011, at the Raymond P. Davis County Annex Building in Meridian, Mississippi, with the following members present: Mr. Craig Hitt, President of the Board and Supervisor of District Three, Mr. Hank Florey, 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. Joe McCraney, County Administrator, Mr. Neal Carson, County Engineer/Road Manager, and Mr. Rick Barry, Board Attorney.

Sheriff Billy Sollie called the September 2011 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 Joe Norwood, seconded by Supervisor Hank Florey, to approve the "Agenda" for even date, with amendments as follows, was passed unanimously.

BOARD MEETING AGENDA
LAUDERDALE COUNTY BOARD OF SUPERVISORS
TUESDAY, SEPTEMBER 6, 2011 – 9:00 A.M.

1. September meeting called to order by Sheriff Billy Sollie.

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 August 9th, 10th, 11th, 15th and 29th, 2011.
6. Proclamation: None
7. Jimmy Slay, Tax Assessor
 - A) Petitions for reductions and/or change of assessment.
8. Sheriff Billy Sollie
9. Need approval to remove or add to inventory per the attached list of items #090111 and #090611.
10. Need approval per request of Jenifer Buford to hold Public Hearing on Monday, September 19, 2011 at 5:30 p.m. regarding the following:
 - A) Home Investment Partnership Program
 - B) CDBG Program for the purpose of constructing an office facility for the MCCSA.
11. Staff Reports
12. Need a motion to recess as the Board of Supervisors and convene as the Board of Equalization.
13. Discuss Property Appeals and approval of Tax Rolls.
14. Need a motion to recess as the Board of Equalization and convene as the Board of Supervisors.
15. Other matters for general good and welfare.
16. Actions from Supervisors.
17. Motion to recess until today at 5:30 p.m. for Budget presentation.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve minutes dated August 9th, 10th, 11th, 15th, and 29th, 2011, was passed unanimously.

SO ORDERED, this September 6, 2011.

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 September 6, 2011.

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

- 1) Effective August 15, 2011, Donnie Bilello has been hired as Maintenance Supervisor.
- 2) Effective August 20, 2011, Trevor Cameron has resigned as Detention Officer.
- 3) Effective September 5, 2011, Wesley Stevens has been hired as a Deputy Sheriff. His starting rate of pay will be \$17.50.

Sheriff Sollie submitted for inclusion in the minutes that registration for Captain Rickey Presson to attend Handgun/Shotgun Instructor Development Course on September 12-

16, 2011 at the Meridian Training Facility. The cost is \$375.00 and will be paid for out of the budget.

Sheriff Sollie submitted for inclusion in the minutes that Josh Gressett, Edna Clark, Melissa McCarter, and Tim Chesney will be attending the PTS Conference in Tunica, MS on September 13-14, 2011. The cost for registration will be \$900.00. Lodging will be at Gold Strike Resort at the cost of \$557.60. Per diem will be \$492.00. Transportation will be in a County vehicle. The cost of this training will be paid for out of the budget.

Upon recommendation by Sheriff Sollie, a motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to place 2006 Chevrolet Cobalt VIN #1G1AK55F167697339 on his inventory, was passed unanimously.

SO ORDERED, this September 6, 2011.

Sheriff Sollie submitted for inclusion in the minutes the request from Barnhart Trucking for law enforcement escort for short hauls of heavy equipment to the Kemper County line. The Sheriff's Department will be reimbursed \$.51 per mile and time and a half for Deputies. There will be one to two trips daily for a period of approximately two to three weeks. Barnhart Trucking will be invoiced for these services.

Sheriff Sollie informed the Board that the Drug Task Force Grant application has been completed in the amount of \$233,304.87 (County match is \$29,163.11). A motion by

Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to authorize submission of the application to the State for their consideration for funding, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to authorize Sheriff Sollie to submit application for the Occupancy Protection Grant to the State in the amount of \$15,000.00 (no match required) for their consideration, was passed unanimously.

SO ORDERED, this September 6, 2011.

Upon recommendation of the Inventory Committee, a motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve removal or add to inventory per the attached list of items #090111 and #090611, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to approve the request of Jenifer Buford to add to the Agenda on Monday, September 19, 2011 a Public Hearing at 5:30 p.m. regarding the following, was passed unanimously:

- A) Home Investment Partnership Program
- B) CDBG Program for the purpose of constructing an office facility for the
MCCSA

SO ORDERED, this September 6, 2011.

Chancery Clerk Carolyn Mooney submitted for inclusion in the minutes 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 Joe Norwood, to approve the claims docket for September 2011; and to authorize the Chancery Clerk to issue warrants therefore, 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 Joe Norwood voted aye; and Supervisor Ray Boswell voted nay.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the following Oath of Office, was passed unanimously.

A) Nikita McFarland, Deputy Justice Court Clerk

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request to Execute Application for Certification for one (1) mill to the Department of Revenue for maintaining mapping, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request for Ryan Couch, Bryan McCary, and Tracy Singley to attend Technical Large Animal Emergency Rescue Awareness Course October 22-23, 2011 in Starkville, MS. Lunch will be provided. Travel will be in a County vehicle. Lodging will be required. The motion was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to renew the Employee Assistance Program Agreement with Weems (at a cost of \$2.00 per employee), was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve the request by Mr. David Buckner, Meridian Division Manager with MS Power, for road crossing permits for treated effluent pipeline between the City of Meridian's waste water treatment plant and Kemper Plant for the following roads – Russell Topton, Daleville, Prismatic, W. Telephone, Lizelia, Lost Horse, Sam Lackey, Willow Lake, Alamucha, and Lockheed. The motion was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the following AT&T Applications for permits, was passed unanimously.

- A) To place a buried fiber optic telecommunications cable along/across Lakeland Drive and along Fairchild Road in Lauderdale County – AT&T Job #17M01613N.
- B) Across Causeyville Road in Lauderdale County – AT&T Job #17M01615N.
- C) Along/across Mount Carmel Road in Lauderdale County – AT&T Job #17M01947N.
- D) Starting at the intersection of Lauderdale Road and Extension Road and continuing on Lauderdale Road to Serton Road - AT&T Job #17M01825N.
- E) Along/across Suqualena Road in Lauderdale County – AT&T Job #17M02005N.
- F) Along/across Linton Road in Lauderdale County – AT&T Job #17M02158N.

SO ORDERED, this September 6, 2011.

Upon recommendation of County Engineer/Road Manager Neal Carson, a motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to lift the hiring freeze for the road department, only; Supervisor Newell then amended the motion that the Satellites would be short only one (1) person rather than three (3) – 2 positions would be replaced. Supervisor Hank Florey seconded this amended motion. Supervisor Wayman Newell withdrew his amendment to the original motion. Supervisor Ray Boswell offered an amendment that Road Manager Neal Carson be able to hire whoever he needs to run the road department efficiently. Supervisor Wayman Newell seconded the amendment. The amendment died on a vote of three (3) to two (2). Supervisor Wayman Newell voted aye; Supervisor Ray Boswell voted aye; Supervisor Hank Florey voted nay; Supervisor Craig Hitt voted nay; and Supervisor Joe Norwood voted nay. With the failure of this amendment, Supervisor Wayman Newell offered his original amendment that the Satellites be short only

one (1) person rather than three (3). The amendment died for the lack of a second. An amendment was offered by Supervisor Hank Florey to hire one (1) person for each Satellite that is down two (2) people. Supervisor Wayman Newell seconded the amendment. The amendment failed to pass on a vote of three (3) to two (2). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Craig Hitt voted nay; Supervisor Joe Norwood voted nay; and Supervisor Ray Boswell voted nay. Supervisor Joe Norwood offered an amendment to the original motion that if the hiring freeze is lifted that it doesn't go into effect until January 1, 2012. This amendment died for the lack of a second. Supervisor Hank Florey then withdrew his second for the original motion to lift the hiring freeze for the road department. Supervisor Ray Boswell seconded the motion. Supervisor Joe Norwood offered an amendment to the motion that if the hiring freeze is lifted that it doesn't go into effect until January 1, 2012. The amendment died for the lack of a second. The original motion failed to pass on a vote of three (3) to two (2). Supervisor Wayman Newell voted aye; Supervisor Ray Boswell voted aye; Supervisor Hank Florey voted nay; Supervisor Craig Hitt voted nay; and Supervisor Joe Norwood voted nay.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve the request of Allan Dover, VFD Coordinator, to replace one of the vehicles used by the fire coordinator's office – a 2004 Ford Excursion with over 195,000 miles with a new Ford F-350, with funds received for the wrecked fire truck, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request of VFD Coordinator Allan Dover, to purchase equipment for fire investigation, with funds received for the wrecked fire truck, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request for the VFD to purchase 30 SCBA Bottles, additional valves and o-rings (\$20,000.00), with funds received for the wrecked fire truck, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request for the VFD to purchase 30 hand-held radios, with funds received for the wrecked fire truck, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve the request to replace the VFD Coordinator's and the mechanic's cell phones, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to repair damaged equipment that was taken off of the wrecked fire truck in the amount of \$4,000.00, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve FINAL RESOLUTION GRANTING EXEMPTION FROM AD VALOREM TAXES TO PIONEER INC AUTOMOTIVE PRODUCTS, PPIN 13438, beginning January 1, 2010, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to recess as the Board of Supervisors and convene as the Board of Equalization, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to lower the recommended value on the following parcels, failed to pass on a vote of three (3) to two (2). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Craig Hitt voted nay; Supervisor Joe Norwood voted nay; and Supervisor Ray Boswell voted nay.

PPIN	NAME	RECOMMENDED VALUE	LOWERED TO
30260	Mar-Ray Apts. #2 Inc.	\$723,870.00	\$459,045.00
30261	Mar-Ray Apts. #3 Inc.	\$740,380.00	\$469,650.00
30259	Mar-Ray Inc.	\$923,680.00	\$586,305.00

SO ORDERED, this September 6, 2011

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to lower the recommended value on Ms. Annie Ramsey's parcel – PPIN 16741 from \$102,070.00 to \$95,070.00 (Real Property), failed to pass on a vote of three (3) to two (2). Supervisor Hank

Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Craig Hitt voted nay; Supervisor Joe Norwood voted nay; and Supervisor Ray Boswell voted nay.

SO ORDERED, this September 6, 2011.

Supervisor Joe Norwood made a motion to accept the 2011 Real Property Appeals (3 lists) as presented, failed for the lack of a second.

Upon the recommendation of Tax Assessor Jimmy Slay, a motion by Supervisor Joe Norwood, to accept the 2011 Real Property Appeals (Real Property, In-House Reappraisals) list dated 8/26/11 with 33 parcels and the 2011 Real Property Appeals (Business Personal Property Only) list dated 8/24/11 with 6 parcels, died for the lack of a second.

Upon recommendation of Tax Assessor Jimmy Slay, a motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to accept the 2011 Real Property Appeals (Real Property, In-House Reappraisals) list dated 8/26/11 with 33 parcels and the 2011 Real Property Appeals (Business Personal Property Only) list dated 8/24/11 with 6 parcels, per attached, was passed on a vote of four (4) to one (1). Supervisor Hank Florey voted aye; Supervisor Craig Hitt voted aye; Supervisor Joe Norwood voted aye; Supervisor Ray Boswell voted aye; and Supervisor Wayman Newell voted nay.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 6, 2011.

The Board recessed for five minutes.

A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve Mr. Cannady's recommended values on the 2011 Real Property Appeals (Advanced Mass Appraisal & Consulting, LLC) dated 9/1/11 with 32 parcels, per attached, 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 Joe Norwood voted aye; and Supervisor Ray Boswell voted nay.

(See page _____ of these minutes.)

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to **recess as the Board of Equalization and convene as the Board of Supervisors**, was passed unanimously.

SO ORDERED, this September 6, 2011.

Mr. Walt Walker came before the Board concerning matters of general good and welfare.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve contracting with Ecosystems to move forward with updating the solid waste management plan using the grant that the State will provide, 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 Joe Norwood voted aye; and Supervisor Ray Boswell voted nay.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to consider going into executive session concerning matters of litigation and tax appeals with Hokie One, Meridian Hokie, Certainteed, Northeast Inn, Meridian Queen City Properties, Meridian Crossroads, Dillard's, and Bonita Lakes Mall, under Section 25-41-7-4(B) dealing with strategy session negotiations with respect to prospective litigation or litigation and (J) which deals with the transaction of business discussions or negotiations regarding location or relocation of a business or industry, was passed unanimously.

SO ORDERED, this September 6, 2011.

The Board of Supervisor immediately thereafter, with no business intervening, considered the necessity for an executive session for discussion of potential and pending litigation concerning tax appeal matters, specifically Hokie One, LLC 2009 & 2010, Meridian Hokie, LLC 2009 & 2010, Certainteed Ceiling Corporation 2009 & 2010, Northeast Inn of Meridian, Inc 2009 & 2010, Queen City Properties, Inc 2009 & 2010, Meridian Crossroads, LLC 2010, Bonita Lakes Mall 2010, and Dillard's 2010; and a motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to go into executive session was passed on the following vote: Supervisor Hank Florey voted aye; Supervisor Wayman Newell 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, JOE NORWOOD, RAY BOSWELL, COUNTY ADMINISTRATOR JOE MCCRANEY, AND BOARD ATTORNEY RICK BARRY.

SO ORDERED, this September 6, 2011.

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

SO ORDERED, this September 6, 2011.

The Board went back into open meeting. Mr. Rick Barry, Board Attorney, announced that the Board went into executive session to discuss matters that dealt with negotiations with respect to prospective litigation and litigation dealing with suits pending in the Circuit Court dealing with tax appeals of previous years and discussions regarding business negotiations regarding location, relocation and expansion of business or industry.

Upon recommendation of Board Attorney Rick Barry, a motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to accept agreement with Meridian Hokie to set their assessed value for 2009, 2010, 2011 at 3 million dollars which will resolve '09 and '10 tax appeals that are pending against the County, was passed unanimously.

SO ORDERED, this September 6, 2011.

Upon recommendation of Board Attorney Rick Barry, a motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to accept agreement with Hokie One to reduce their assessed value for 2009, 2010, and 2011 to 2.6 million dollars which will resolve '09 and '10 tax appeals that are pending against the County, was passed unanimously.

SO ORDERED, this September 6, 2011.

Upon recommendation of Board Attorney Rick Barry, a motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve agreement with Dillard's to reduce their assessed value for 2010 only, to 5.9 million dollars, was passed unanimously.

SO ORDERED, this September 6, 2011.

Upon recommendation of Board Attorney Rick Barry, a motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to reduce the assessed value for Certainteed from 16 million to 8.84 million for '09 and '10, contingent on the Board receiving something in writing from the company on or before October 15, 2011 as to what they intend to do as far as reopening the plant, detailing information as to the employees and what they plan to do with the plant, was passed unanimously.

SO ORDERED, this September 6, 2011.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to recess until toady at 5:30 p.m. for the Budget Presentation, was passed unanimously.

SO ORDERED, this September 6, 2011.


Craig Hitt, President