

10/18/10
MB418

TUESDAY, SEPTEMBER 28, 2010

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular meeting at 9:00 a.m., Tuesday, September 28, 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. Joe McCraney, County Administrator, and Mr. Rick Barry, Board Attorney.

The recessed meeting was called to order by Board President Wayman Newell.

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 Hank Florey, seconded by Supervisor Craig Hitt, to approve the "Agenda" for even date, with amendments as follows, was passed unanimously.

BOARD MEETING AGENDA
LAUDERDALE COUNTY BOARD OF SUPERVISORS
TUESDAY, SEPTEMBER 28, 2010 – 9:00 A.M.

1. Meeting called to order by President Wayman Newell.

2. Prayer given by Supervisor Craig Hitt.
3. Pledge of Allegiance to the Flag of the United States of America.
4. Motion to approve Agenda for even date.
5. Joe McCraney, County Administrator
6. Rick Barry, Board Attorney
7. Hear objections to Solid Waste Fees as scheduled.
8. Other matters for general good and welfare.
9. Motion to recess until Wednesday, September 29, 2010 at 9:00 a.m.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this September 28, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request of Sheriff Billy Sollie, to authorize the Board President and himself to sign the Equitable Sharing Fund forms that will be sent in to the Federal government (Justice Department), notating funds that were received in 2009, was passed unanimously.

SO ORDERED, this September 28, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the budget allocation #4 to Hope Village for Children \$14,767.75 (missed on claims docket), was passed unanimously.

SO ORDERED, this September 28, 2010.

A motion by Supervisor Joe Norwood, seconded by Supervisor Craig Hitt, to approve the return of \$4,133.23 to Mississippi Development Authority for recaptured HOME grant money; and payment of \$.40 to East Central Planning and Development District to correct previous payment for administrative cost. This will clear Fund 080 – First Time Home Buyers Assistance Program (HOME grant). The motion was passed unanimously.

SO ORDERED, this September 28, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request to pay out revenue collected for the month of September to: 1) Crime Stoppers and 2) Judicial Clearing Account (to zero out), was passed unanimously.

SO ORDERED, this September 28, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve the request for Linda Posey, Comptroller, to disburse grant monies as required by Federal law. Some monies have to be disbursed in three (3) days and some in 15 days. If we do not disburse this money on time, the County will receive an audit finding for not being in compliance. The motion was passed unanimously.

SO ORDERED, this September 28, 2010.

A motion by Supervisor Craig Hitt, seconded by Supervisor Ray Boswell, to accept letter from the U.S. Department of Justice approving realignment and elimination of voting precincts in District Three, Precinct 66 (West Lauderdale), Precinct 31 (Collinsville), Precinct 43 (Martin); and in District Five, Precinct 16 (Crestwood), Precinct 18 (Tuxedo); and authorizing a notice to the public, was passed unanimously.

SO ORDERED, this September 28, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve RESOLUTION AUTHORIZING A FIRST AMENDMENT TO CONTRACT FOR THE USE OF THE COUNTY JAIL BETWEEN LAUDERDALE COUNTY, MISSISSIPPI AND THE TOWN OF MARION, MISSISSIPPI, was passed unanimously.

SO ORDERED, this September 28, 2010.

A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to approve RESOLUTION AUTHORIZING THE EXECUTION OF A FIRST AMENDMENT TO 2009 CONTRACT FOR THE USE OF THE COUNTY'S JAIL BY THE CITY OF MERIDIAN, MISSISSIPPI, was passed unanimously.

SO ORDERED, this September 28, 2010.

Lauderdale County Tax Collector Stanley Shannon submitted for inclusion in the minutes two letters, one from the Tax Collector's Office and one from the Secretary of State regarding PPIN #20585 – Sandflat Road regarding garbage fees. The Secretary of State's Office does not pay for garbage collection fees associated with tax forfeiture property.

Prior to the beginning of the hearing on solid waste fees, Board Attorney Rick Barry explained that according to State Law, landowners are ultimately responsible for the payment of garbage fees on their property even when their tenant does not pay the fee.

19-5-22 Fees or Charges

- 1) Fees for garbage or rubbish collection or disposal shall be assessed jointly

and severally against the generator of the garbage or rubbish and against the owner of the property furnished the service. Any person who pays, as of a part of a lease or rental agreement, an amount for garbage or rubbish collection or disposal services shall not be held liable upon the failure of the property owner to pay those fees.

At this point in time, objections to solid waste fees as scheduled were heard per the attached list. Phone calls, e-mails and letters were addressed as well as personal appearances to address the objections of property owners. Those appearing before the Board on this date were:

- 1) Mr. Clyde Scott
- 2) Mr. George Davis
- 3) Mr. Clint Stringfellow
- 4) Mr. Robert E. Hill
- 5) Ms. Jackie Massey
- 6) Mr. Chad Copeland

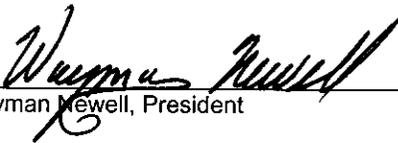
The public hearing was recessed until this afternoon at 2:15 p.m.

The hearing resumed with the following appearances to address objections to the garbage fees:

- 1) Ms. Georgia Harris
- 2) Mr. Harold Watson
- 3) Mr. Bill Gordon
- 4) Mr. Terry Lanterman

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to recess until Wednesday, September 29, 2010 at 9:00 a.m., was passed unanimously.

SO ORDERED, this September 28, 2010.


Wayman Newell, President