

10/18/10  
MB418

WEDNESDAY, September 29, 2010

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular meeting at 9:00 a.m., Wednesday, September 29, 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 and Mr. Bo Bailey, Board Attorneys.

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

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Prayer was offered by Supervisor Hank Florey.

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

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A motion by Supervisor Craig Hitt, 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  
WEDNESDAY, SEPTEMBER 29, 2010 – 9:00 A.M.

1. Meeting called to order by President Wayman Newell.
2. Prayer given by Supervisor Hank Florey.
3. Pledge of Allegiance to the Flag of the United States of America.
4. Motion to approve Agenda for even date.
5. Need motion to go into executive session to discuss a personnel matter.
6. Hear objections to Solid Waste Fees as scheduled.
7. Other matters for general good and welfare.
8. Motion to adjourn until Monday, October 4, 2010 at 9:00 a.m.

(See pages \_\_\_\_\_ through \_\_\_\_\_ of these minutes.)

SO ORDERED, this September 29, 2010.

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A motion by Supervisor Craig Hitt (only one is needed), to determine the need for an executive session, was passed unanimously.

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Board of Supervisors immediately thereafter, with no business intervening, considered the necessity for an executive session for discussion of a personnel matter pertaining to the County Extension Office, and a motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to go into executive session was passed by 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 JOE MCCRANEY, AND RICK BARRY, BOARD ATTORNEY.

SO ORDERED, this September 29, 2010.

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

SO ORDERED, this September 29, 2010.

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The Board went back into open meeting, Mr. Bo Bailey, Board Attorney, announced that the Board went into executive session to discuss a personnel matter pertaining to the County Extension Office. No action was taken at this time. It was suggested that a letter should be written to Dr. Patricia Knight expressing the Board's concern about the 4-H Program in Lauderdale County.

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A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to send correspondence regarding the 4-H Extension Program in Lauderdale County to Dr. Patricia Knight, 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 September 29, 2010.

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Prior to the beginning of the hearing on solid waste fees, Board Attorney Bo Bailey 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.

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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. David Harper
- 2) Mr. Greg Price
- 3) Mrs. Elizabeth Morgan for Ralph Morgan
- 4) Mr. Ed Welch

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The public hearing was recessed until this afternoon at 2:00 p.m.

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

- 1) Ms. Marilyn Shirley Cooper
- 2) Mr. Larry Burcham
- 3) Ms. Amanda Stewart
- 4) Mr. Billy & Deloris Gardner
- 5) Mr. Murray Rogers – represented by his daughter Kay Poole

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All objections have been considered and adjustments have been made according to the issues presented.

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A motion by Supervisor Hank Florey, seconded by Supervisor Craig Hitt, to adjourn until Monday, October 4, 2010 at 9:00 a.m., was passed unanimously.

SO ORDERED, this September 29, 2010.

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Wayman Newell, President