

TUESDAY, FEBRUARY 21, 2012

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular February meeting at 5:00 p.m., Tuesday, February 21, 2012, at the Raymond P. Davis County Annex Building in Meridian, Mississippi, with the following members present: Mr. Joe Norwood, President of the Board and Supervisor of District Four, Mr. Wayman Newell, Supervisor of District Two, Mr. Josh Todd, Supervisor of District Three, and Mr. Kyle Rutledge, 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.

Mr. Hank Florey, Supervisor of District One, was absent.

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Board President Joe Norwood called the February 2012 meeting of the Board of Supervisors to order.

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Prayer was offered by Supervisor Wayman Newell.

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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 Wayman Newell, seconded by Supervisor Josh Todd, to approve "Agenda" for even date, with amendments as follows, was passed unanimously.



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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve "Agenda" for even date, with amendments as follows, was passed unanimously.

BOARD MEETING AGENDA  
LAUDERDALE COUNTY BOARD OF SUPERVISORS  
TUESDAY, FEBRUARY 21, 2012 – 5:00 P.M.

1. Meeting called to order by Board President Joe Norwood.
2. Prayer given by Supervisor Wayman Newell.
3. Pledge of Allegiance to the Flag of the United States of America.
4. Approval of Agenda for even date.
5. Proclamation: None
6. Approval of minutes dated February 6, 2012.
7. James Rainey, Tax Assessor
  - A) Petitions for reductions and/or change of assessment.
  - B) Training
8. Sheriff Billy Sollie
9. Kawana McCary, ECPDD - The Agri-Center Project is eligible for a CAP Loan.  
Need Approval of Resolution to apply and approval to advertise for four (4) weeks.
10. Need approval to declare Inventory List dated February 21, 2012 surplus and  
remove from Inventory.
11. Staff Reports
12. Other matters for general good and welfare.
13. Actions from Supervisors.
14. Motion to adjourn until Monday, March 5, 2012 at 9:00 A.M.  
  
(See pages \_\_\_\_\_ through \_\_\_\_\_ of  
these minutes.)

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to  
approve minutes dated February 6, 2012, was passed unanimously.

SO ORDERED, this February 21, 2012.

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Upon recommendation of James Rainey, Lauderdale County Tax Assessor, a motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, 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 February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the request for Whitney Hodges and Steven Williams of the Tax Assessor's Office, to attend IAAO Courses 101 and 300 – Center for Governmental Training and Technology March 5-9, 2012, held at MSU in Starkville, MS. Costs include registration, lodging, per diem, and mileage. Money is in the budget. The motion was passed unanimously.

SO ORDERED, this February 21, 2012.

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Upon recommendation of Sheriff Billy Sollie, a motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to accept list of 90 radios to be presented to the Surplus Committee; these radios will be traded in to ComSouth for digital units and ComSouth will award the Sheriff's Department approximately \$250.00 per radio. The motion was passed unanimously.

SO ORDERED, this February 21, 2012.

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Upon recommendation of Sheriff Billy Sollie, a motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve request to send three (3)

individuals to JMHCPC orientation tentatively scheduled for March 8-9, 2012 in Washington, D.C. Expenses including airfare, lodging, and per diem will be reimbursed from Mental Health Grant. The motion was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve request for William Spaulding to attend OC Aerosol Projectors ICP Instructor Course on March 12, 2012 at the Meridian Training Facility. The cost of this training will be \$100.00 and will be paid for out of the budget. The motion was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve RESOLUTION TO APPLY FOR CAP LOAN FROM THE MISSISSIPPI DEVELOPMENT AUTHORITY (2% FIXED RATE LOAN FOR UP TO 20 YEARS) FOR THE PURPOSE OF CAPITAL IMPROVEMENTS AT THE LAUDERDALE COUNTY AGRICENTER; and to advertise for four (4) consecutive weeks prior to loan closing, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to declare Inventory List dated 2/21/12 as surplus and remove from inventory, was passed unanimously.

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

SO ORDERED, this February 21, 2012.

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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.)

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve the second claims docket for February 2012; and to authorize the Chancery Clerk to issue warrants therefore, was passed unanimously.

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

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve the following Oaths of Office, was passed unanimously.

- A) Matthew Brashier, Detention Officer
- B) Randolph Young, Detention Officer
- C) Latoya Bennett, Detention Officer
- D) Kendle Boggan, Detention Officer
- E) Latoya Bennett, Deputy Justice Court Clerk
- F) Brian K. Fortenberry, Auxiliary Deputy Sheriff
- G) James D. Dearman, Auxiliary Deputy Sheriff

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to approve inclusion in the minutes certification from Sheriff Billy Sollie that 25,986 meals were served in the Lauderdale County Detention Facility during the month of January 2012; and to authorize the Board President to sign the necessary paperwork, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve the request to Void and Refund the following Parcels, per attached. The motion was passed unanimously.

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

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve the request to place PPIN 28628 for 2010 year taxes, PPIN 23255 for 2009 and 2010, PPIN 23308 for 2009 and 2010 and 23333 for 2009 and 2010 year taxes, back into the Tax Collector's Office for collection, was passed unanimously.

SO ORDERED, this February 21, 2010.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the request to accept the resignation of Gloria McCorry, Veteran Services Secretary effective as of February 17, 2012; and approval to advertise for her replacement, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the following interfund loans, was passed unanimously.

- 1) Advance from General Fund 001 to Fund 283 EMEPA-Handy Hardware – \$6,666.60 to pay \$40,000 note due 3/1/2012
- 2) Repay advances to Fund 293 - \$55,475.00 and Fund 294 - \$110,000.00 back to the General Fund 001
- 3) Repay advance to Fund 160 - County Bridge Fund - \$325,000.00 back to Fund 150 – County Road Fund

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to approve the request from Coroner Clayton Cobler to advertise for sealed bids for one or more 2012 or better Chevrolet type (3) ambulances. Bid openings will be done following State Purchasing Laws. Recommendation will then be made to the Board as to which bid is the lowest and the best. The funds for the purchase of these ambulances are provided by the Mississippi State Department of Emergency Medical Services and the Central Mississippi Trauma Region. The motion was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve the request to advertise for the Tower Improvements per specifications provided by Terrell Temple, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to approve PERMIT APPLICATION FOR USE AND OCCUPANCY AGREEMENT FOR THE CONSTRUCTION OR ADJUSTMENT OF A UTILITY WITHIN ROAD OR HIGHWAY RIGHT-OF-WAY ALONG OR ACROSS LUTHER WALKER ROAD BETWEEN STA. 145 AND SOUTH ANDERSON ROAD, was passed unanimously.

SO ORDERED, this February 21, 2012.

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County Engineer/Road Manager submitted to the Board a Petition to make G.C. Roberts Road in District Five a public road, and asked that two (2) Supervisors be appointed to view this road - Supervisor Wayman Newell and Supervisor Josh Todd - and to bring a recommendation back to the Board.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to accept bids received at Thursday's work session on Project BR-0038-31 Bridge Repair on Smith Spur Road; and to award lowest bid to Joe McGee Construction in the amount of \$643,320.79, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to accept Hickory Place as a public road (off of Zero Road), was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve permits for Mississippi Power Company to cross several Lauderdale County Roads – Pine Springs Road, Gum Log Road, and Blind Brown Road – in order to install a carbon dioxide line from the new power plant in Kemper County to a location near Pachuta, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the recommendation of Neal Carson to promote Harris Wilder to the position of Assistant Road Foreman of Lauderdale County with a pay increase of \$7,500.00 per year, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve the request for Harris Wilder to attend seminar concerning pavement of micro-seal and slurry-seal in Brandon, MS March 1, 2012, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the 2012-2015 Lauderdale County Road Program List (Charlotte Cates will have a copy in her office; and the list can be amended by the Board of Supervisors at any time), was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve the request of VFD Coordinator Allan Dover to purchase two (2) new tablet computers which will be utilized during inspections, at a cost of \$2,781.00 each, plus additional software; and to move the appropriate funds into the appropriate line item for this purchase (money received from the State that can only be used for the purpose of Code enforcement and Code implementation and can be used in conjunction with normal inspections), was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to adopt RESOLUTION FINDING AND DETERMINING THAT THE RESOLUTION DECLARING THE INTENTION OF THE BOARD OF SUPERVISORS OF LAUDERDALE COUNTY, MISSISSIPPI (THE "COUNTY"), TO ISSUE A NOT TO EXCEED \$10,000,000 GENERAL OBLIGATION BOND, SERIES 2012 OF SAID COUNTY FOR PURCHASE BY THE MISSISSIPPI DEVELOPMENT BANK IN THE MAXIMUM PRINCIPAL AMOUNT OF NOT TO EXCEED TEN MILLION (\$10,000,000)(THE "COUNTY BOND"), ADOPTED ON THE 17<sup>TH</sup> DAY OF JANUARY, 2012 WAS DULY PUBLISHED AS REQUIRED BY LAW; THAT NO SUFFICIENT PROTEST AGAINST THE ISSUANCE OF THE COUNTY BOND DESCRIBED IN SAID RESOLUTION HAS BEEN FILED BY THE QUALIFIED ELECTORS; AND AUTHORIZING THE ISSUANCE OF SAID COUNTY BOND, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to adopt RESOLUTION DIRECTING THE SALE AND AWARD OF A GENERAL OBLIGATION BOND, SERIES 2012, OF LAUDERDALE COUNTY, MISSISSIPPI, TO BE DATED THE DATE OF DELIVERY THEREOF, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED TEN MILLION DOLLARS (\$10,000,000)(THE "COUNTY BOND"); APPROVING THE FORM OF

AND EXECUTION OF A COUNTY BOND PURCHASE AGREEMENT FOR THE SALE OF THE COUNTY BOND, AND AN OFFICIAL FORM OF PROPOSAL AND/OR A MISSISSIPPI DEVELOPMENT BANK BOND PURCHASE AGREEMENT FOR THE SALE OF THE NOT TO EXCEED \$10,000,000 MISSISSIPPI DEVELOPMENT BANK SPECIAL OBLIGATION BONDS, SERIES 2012 (LAUDERDALE COUNTY, MISSISSIPPI GENERAL OBLIGATION BOND PROJECT)(THE "BANK BONDS"); AND APPROVING AND AUTHORIZING THE FORM OF, EXECUTION OF AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT AND OFFICIAL STATEMENT PERTAINING TO THE BANK BONDS, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to adopt RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION BOND, SERIES 2012 (THE "COUNTY BOND"), OF LAUDERDALE COUNTY, MISSISSIPPI (THE "COUNTY"), IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED TEN MILLION DOLLARS (\$10,000,000) TO RAISE MONEY FOR THE PURPOSE OF PROVIDING FUNDS FOR CONSTRUCTING, RECONSTRUCTING, AND REPAIRING ROADS, HIGHWAYS AND BRIDGES, AND ACQUIRING THE NECESSARY LAND, INCLUDING LAND FOR ROAD-BUILDING MATERIALS, ACQUIRING RIGHTS-OF-WAY THEREFOR; AND THE PURCHASE OF HEAVY CONSTRUCTION EQUIPMENT AND ACCESSORIES THERETO REASONABLY REQUIRED TO CONSTRUCT, REPAIR AND RENOVATE ROADS, HIGHWAYS AND BRIDGES AND APPROACHES THERETO; PURCHASING OR ERECTING, EQUIPPING, REPAIRING, RECONSTRUCTING, REMODELING AND ENLARGING COUNTY BUILDINGS, RECREATIONAL FACILITIES, PARKS AND RELATED FACILITIES, WITHIN THE COUNTY; PURCHASING FIRE FIGHTING EQUIPMENT AND APPRATUS, AND PROVIDING HOUSING FOR THE SAME AND PURCHASING LAND NECESSARY THEREFOR; AND (II) PAYING FOR COSTS OF ISSUANCE FOR THE COUNTY BOND AND THE BANK BONDS, AS HEREIN DEFINED; AND APPROVING THE FORM OF THE INDENTURE OF TRUST FOR THE BANK BONDS, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to adopt RESOLUTION OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS ENDORSING AND URGING THE MISSISSIPPI LEGISLATURE TO ADOPT LOCAL AND PRIVATE LEGISLATION FOR THE FUNDING OF THE LAUDERDALE COUNTY DETENTION FACILITY'S GOOD NEWS JAIL AND PRISON MINISTRY CHAPLAIN AND CHAPLAINCY PROGRAM FROM NON-TAX REVENUE GENERATED BY THE INMATE TELEPHONE SERVICE, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve ORDER OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS AS TO ACCESS STREET IN MERIDIAN I/20 INDUSTRIAL PARK, BE CONVEYED TO THE CITY OF MERIDIAN, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to adopt RESOLUTION AUTHORIZING MEMORANDUM OF AGREEMENT BETWEEN MERIDIAN POLICE DEPARTMENT, LAUDERDALE COUNTY SHERIFF DEPARTMENT, LAUDERDALE COUNTY JUVENILE CENTER, THE LAUDERDALE COUNTY YOUTH COURT JUDGES, THE LAUDERDALE COUNTY BOARD OF SUPERVISORS AND THE YOUTH EXCITEMENT TEAM, INC., was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to accept PROPOSAL FOR RUBBISH LANDFILL BY G & G CONSTRUCTION, INC.; TO AUTHORIZE PUBLIC NOTICE (IN NEWSPAPER TWICE) ESTABLISHING A THIRTY DAY COMMENT PERIOD AND SETTING A DATE, TIME AND PLACE OF A SCHEDULED PUBLIC HEARING (APRIL 2, 2012 AT 9:30 A.M.), was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to accept RESOLUTION OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS AUTHORIZING EXECUTION OF A LEASE AGREEMENT WITH LAUDERDALE VOLUNTEER FIRE AND RESCUE, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve FINAL RESOLUTION GRANTING EXEMPTION FROM AD VALOREM TAXES TO QUALITY LOGISTICS, PPIN 13500, FOR A PERIOD OF TEN YEARS BEGINNING JANUARY 1, 2011, was passed unanimously.

SO ORDERED, this February 12, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve FINAL RESOLUTION GRANTING EXEMPTION FROM AD VALOREM TAXES TO VAN ZYVERDEN, INC., PPIN 13470, FOR A PERIOD OF FIVE (5) YEARS, BEGINNING JANUARY 1, 2011, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve FINAL RESOLUTION GRANTING EXEMPTION FROM AD VALOREM TAXES TO MISSOUTH PROPERTIES, PPIN 13755, FOR A PERIOD OF TEN YEARS BEGINNING JANUARY 1, 2011, was passed unanimously.

SO ORDERED, this February 21, 2012.

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Mr. Raymond Huffmaster and Ms Alisa Johnson, an attorney with the Southern Poverty Law Center, spoke to the Board concerning matters for general good and welfare.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to contact Forester and put timber at I 20/59 Industrial Park out to bid; and to put funds into the Courthouse House Renovations Fund, was passed unanimously.

SO ORDERED, this February 21, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to approve the request for per diem for Joe Norwood to attend Twin District Workforce Conference March 25-29, 2012, was passed unanimously.

SO ORDERED, this February 21, 2012.

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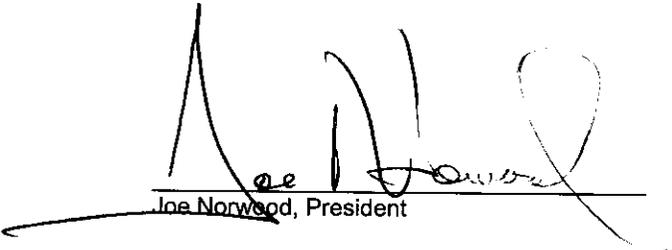
Board President Joe Norwood reminded the Board that the regular work session date and time have been changed to Friday, March 2, 2012 at 9:00 a.m. A notice will need to be posted reflecting this change.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to adjourn until Monday, March 5, 2012 at 9:00 a.m., was passed unanimously.

SO ORDERED, this February 21, 2012.

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Joe Norwood, President