

MONDAY, AUGUST 6, 2012

BE IT REMEMBERED that the Lauderdale County Board of Supervisors resumed its regular August meeting at 9:00 a.m., August 6, 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. Hank Florey, Supervisor of District One, 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. Harris Wilder, Road Manager, and Mr. Bo Bailey, Board Attorney.

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Sheriff Billy Sollie called the August 2012 meeting to order.

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Prayer was offered by Chaplain Dennis Marks.

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

BOARD MEETING AGENDA  
LAUDERDALE COUNTY BOARD OF SUPERVISORS  
MONDAY, AUGUST 6, 2012 – 9:00 A.M.

1. August meeting called to order by Sheriff Billy Sollie.
2. Prayer given by Chaplain Dennis Marks.
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 July 16, 2012 – 2 P.M. & 5 P.M.
6. Mr. John McClure – Earth's Bounty – Farmers' Market and Downtown After 5 Alive
7. James Rainey, Tax Assessor
  - A) Petitions for reduction and/or change of assessment
  - B) Homestead Deletions
  - C) Request approval for Deputies to attend the International Association of Assessing Officers Advanced Training Courses. Kacy Swanner to attend the IAAO 101 Class in Hoover, AL and Whitney Hodges to attend the IAAO 102 Class in Louisiana (money is in the budget).
  - D) Need to include in the minutes that Lauderdale County Tax Assessor is in compliance according to Miss. Code Ann. 27-35-127, and is eligible to receive salary for July and subsequent months.
8. Sheriff Sollie
9. Need to include in the minutes:
  - a. Administrative Order Setting Court Terms for the Tenth Circuit Court District.
  - b. Tourism Appointment by Town of Marion is Bob Huff through 7/2013.
11. Need approval of two (2) 16<sup>th</sup> Section Leases.

Sixteenth Section Farm Residential Lease per request of John Compton to Henry Stringfellow and Elouise Sims Stringfellow as joint tenants with rights of survivorship and not as tenants in common; 9891 Morgan Road, Meridian, MS; 25 year term beginning 1<sup>st</sup> day of May 2012, and ending on the 30<sup>th</sup> day of April 2035 in the amount of \$694.00.

Sixteenth Section Residential Lease per request of Dale Smith to Robert Coker, 7610 Kewanee Road, Toomsuba, MS 39364. Lease is for 25 years beginning March 8, 2012 and ending on March 7, 2037 at \$400.00 per year.

12. Need approval to increase Steve Martin's salary \$7,244.97 which is 25% of his current salary of \$28,979.86, effective as of July 2, 2012 while serving as Interim Tourism Director.
13. Need approval to appoint Chief Deputy Ward Calhoun to the E-911 Board to replace Mike Mitchell.
14. Other matters for general good and welfare.
15. Actions from Supervisors.
16. Motion to recess until Wednesday, August 8, 2012 at 9:00 a.m.

AMENDMENTS:

Delete Item 12 from Agenda.

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

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Hank Florey, seconded by Supervisor Kyle Rutledge, to approve minutes dated July 16, 2012 at 2:00 p.m. and 5:00 p.m., was passed unanimously.

SO ORDERED, this August 6, 2012.

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Mr. John McClure, Ms. Lisa Mathis Smith, and Mr. Kenny Watts came before the Board to speak concerning Earth's Bounty – Farmer's Market and Downtown After 5 Alive promotions.

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Upon recommendation of James Rainey, Lauderdale County Tax Assessor, a motion by Supervisor Kyle Rutledge, seconded by Supervisor Josh Todd, to adopt the attached petitions for reduction and/or change of 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 August 6, 2012.

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Upon recommendation of James Rainey, Lauderdale County Tax Assessor, a motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve Homestead Deletions, was passed unanimously.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the request for deputies to attend the International Association of Assessing Officers Advanced Training Courses; Kacy Swanner to attend the IAAO 101 Class in Hoover, Al and Whitney Hodges to attend the IAAO 102 Class in Louisiana (money is in the budget). The motion was passed unanimously.

SO ORDERED, this August 6, 2012.

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James Rainey, Lauderdale County Tax Assessor, submitted for inclusion in the minutes that Lauderdale County Tax Assessor is in compliance according to Mississippi Code Ann. 27-35-127, and is eligible to receive salary for July and subsequent months (see attached letter).

(See page \_\_\_\_\_ of these minutes.)

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

- 1) Effective July 9, 2012, Christopher Dean has resigned as a Detention Officer.
- 2) Effective July 13, 2012, Henry Shaffer has been hired as a Detention Officer.
- 3) Effective July 13, 2012, Austin Clark has been hired as a Detention Officer.
- 4) Effective July 20, 2012, Steve Spears, Major of the Drug Task Force, has retired.

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Upon recommendation of Sheriff Sollie, a motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to accept the following vehicles into the Sheriff's Department Inventory, was passed unanimously.

- 1) 2012 Dodge Charger VIN #2C3CDXAT3CH304902
- 2) 2012 Dodge Charger VIN #2C3CDXAT5CH304903
- 3) 2012 Dodge Charger VIN #2C3CDXAT7CH304904
- 4) 2000 Dodge Van 35W VIN #2B5WB35Z4YK161063

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Hank Florey, seconded by Supervisor Josh Todd, to deputize David Sharp, Scott Spears and Scott Stokes of LEMA; and to allow the use of blue lights to control traffic after the arrival at a crash sight, was passed unanimously.

SO ORDERED, this August 6, 2012.

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The Sheriff's Department will be conducting the first Lauderdale County Crisis Intervention Team (CIT) training in September 2012. Specialists will be brought in to lead the training. A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the costs, including travel expenses, which will be paid by the Mental Health Grant, was passed unanimously.

SO ORDERED, this August 6, 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 Hank Florey, seconded by Supervisor Kyle Rutledge, to approve the claims docket for the month of August, 2012; and to authorize the Chancery Clerk to issue warrants therefore, was passed unanimously.

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

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Hank Florey, seconded by Supervisor Josh Todd, to approve the request to accept Lease Purchase financing quote from Trustmark Bank for Computer equipment and miscellaneous software in the amount of \$116,828.00. The term is

five (5) years, interest rate 2.0% Trustmark and BanCorp South term five (5) years at interest rate of 2.11. 60 payments \$2,109.11%; total of \$120,000.00. The motion was passed unanimously.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the request of Awana Simmons for Gloria Dancy to attend Train-the-Trainer Session, August 28, 2012 in Hattiesburg, MS. Cost will include mileage and per diem. The motion was passed unanimously.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve the request of Darlene Jones to attend Mississippi Justice Court Clerk's Association Convention, August 22-24, 2012 at the Imperial Palace Hotel in Biloxi, MS. Cost will include registration for Darlene and Joyce Jernigan at \$200.00 and hotel of \$84.99 per night for a total of \$339.96. Budget adjustment will need to be made as there is only \$175.00 in travel. The motion was passed unanimously.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Hank Florey, seconded by Supervisor Kyle Rutledge, to approve the following requests for Steve Martin, Tourism, to attend, was passed unanimously.

- 1) MS Governor's Conference on Tourism in Tunica, MS September 23-25, 2012. Estimated expenses are \$270.00.
- 2) Louisiana Society of Association Executive/MS Society of Association Executives Joint Conference, Orange Beach, Florida, October 7-9, 2012.

Estimated expenses are \$450.00.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the request to amend budget 001-100-915 in the amount of \$26,000.00 for the purchase of up to two (2) state contract automobiles to be used as pool cars in lieu of paying mileage, was passed unanimously.

SO ORDERED, this August 6, 2012.

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

- 1) Move \$3,200.00 in the District Attorney's budget from 001-168-469 to 001-168-919 to purchase two (2) computers.
- 2) Road/Bridge budget amendment to cover expenses

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the following vans per request of Weems Mental Health as surplus, was passed unanimously.

- 1) 1997 Dodge Van Serial #2B5WB35Z1VK532031
- 2) 1997 Dodge Van Serial #2B5WB35Z0VK532036
- 3) 2001 Dodge Van Serial #2B5WB35281K515043

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve the request for NTS Utility Permit Application along and across Joe Thomas Road; Terrell Temple has already signed these permits. The motion was passed unanimously.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Hank Florey, seconded by Supervisor Kyle Rutledge, to approve the request of Terrell Temple concerning vacating drainage right-of-way across Rabbit Road at Meridian Naval Air Station, was passed unanimously.

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

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to include in minutes that the Road Department will be off right-of-way at 9346 Blizzard Road working on cross drain, was passed unanimously.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to make part of the minutes CONTINUATION CERTIFICATE OF THE EVERGREEN NATIONAL INDEMINITY COMPANY ON BEHALF OF WASTE MANAGEMENT OF MISSISSIPPI, INC, was passed unanimously.

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

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Hank Florey, seconded by Supervisor Josh Todd, to approve request RATIFYING AND AUTHORIZING SETTLEMENT AND RELEASE AGREEMENT WITH THE GEO GROUP, INC, was passed unanimously.

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

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the application of Quality Logistics Systems Inc. for Tax Exempt Status, PPIN 13893, for ten years beginning January 1, 2012, was passed unanimously.

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

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve the application of Mississippi Railcar, LLC, for Tax Exempt Status, PPIN 50621 and 14165, for a period of ten years beginning January 1, 2012, was passed unanimously.

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

SO ORDERED, this August 6, 2012.

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Board President Joe Norwood submitted for inclusion in the minutes Administrative Order Setting Court Terms for the Tenth Circuit Court District, per attached.

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

\*\*\*\*\*

A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve Sixteenth Section Farm Residential Lease per request of John Compton to Henry Stringfellow and Elouise Sims Stringfellow as joint tenants with rights of survivorship and not as tenants in common; 9891 Morgan Road, Meridian, MS; 25 year term beginning 1<sup>st</sup> day of May, 2010 and ending on the 30<sup>th</sup> day of April, 2035 in the amount of \$694.00, was passed unanimously.

SO ORDERED, this August 6, 2012.

\*\*\*\*\*

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve Sixteenth Section Residential Lease per request of Dale Smith to Robert Coker, 7610 Kewanee Road, Toomsaba, MS 39364. Lease is for 25 year beginning March 8, 2012 and ending on March 7, 2037 at \$400.00 per year, was passed unanimously.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to approve the request to appoint Chief Deputy Ward Calhoun to the E-911 Board to replace Mike Mitchell, was passed unanimously.

SO ORDERED, this August 6, 2012.

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Mr. Raymond Huffmaster came before the Board to discuss matters for general good and welfare.

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Supervisor Kyle Rutledge submitted for inclusion in the minutes the easements for the clean-up of the Pigford Historical Cemetery, per attached.

(See page \_\_\_\_\_ of these minutes.)

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Board President Joe Norwood submitted two (2) letters – one from Charles Ledbetter, Forestry Consultant and one from Plum Creek Timber Company – for inclusion in the minutes. Board Attorney Bo Bailey suggested that the letters be signed and to place in paragraph 5 in the Ledbetter letter and the first paragraph under 4 in the Plum Creek letter regarding the indemnification and to hold harmless language, the Board will need to include “to the extent permitted by Mississippi law” when dealing with the hold harmless and indemnification language; as a County we are not allowed to waive those items. The letter writers would then need to initial the inclusion of this language in the letters.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to determine the need to go into an Executive Session, was passed unanimously.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to go into Executive Session for the discussion of personnel matters concerning Tourism, potential

litigation, and contract negotiations concerning the relocation of jobs. The motion was passed unanimously.

SO ORDERED, this August 6, 2012.

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A motion by Supervisor Hank Florey, seconded by Supervisor Josh Todd, to go out of Executive Session, was passed unanimously.

SO ORDERED, this August 6, 2012.

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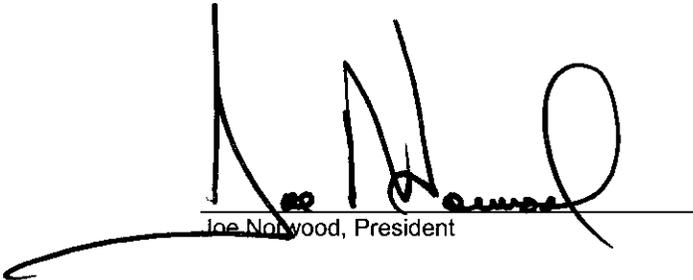
Board Attorney Bo Bailey explained that three matters were discussed during the Executive Session – dealing with a personnel matter involving the Tourism Department, potential litigation matter dealing with the Lauderdale County Youth Court holding center, and dealing with economic development relocation of jobs in Lauderdale County. No action was taken on these three items at this time.

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A motion by Supervisor Hank Florey, seconded by Supervisor Josh Todd, to recess until Wednesday, August 8, 2012 at 9:00 a.m., was passed unanimously.

SO ORDERED, this August 6, 2012.

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Joe Norwood, President