

MONDAY, MARCH 17, 2014

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular March meeting at 5:00 p.m., Monday, March 17, 2014, at the Raymond P. Davis County Annex Building in Meridian, Mississippi, with the following members present: Mr. Josh Todd, 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. 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. Lee Thaggard, Board Attorney.

The recessed meeting was called to order by Board President Josh Todd.

Prayer was offered by Supervisor Kyle Rutledge.

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 Joe Norwood, to approve minutes dated March 3, 2014, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Joe Norwood, seconded by Supervisor Kyle Rutledge, to approve "Agenda" for even date, with amendments as follows, was passed unanimously.

BOARD MEETING AGENDA
LAUDERDALE COUNTY BOARD OF SUPERVISORS
MONDAY, MARCH 17, 2014 – 5:00 P.M.

1. Meeting called to order by President of the Board Josh Todd.
2. Prayer given by Supervisor Kyle Rutledge.
3. Approval of minutes dated March 3, 2014.
4. Approval of Agenda for even date.
5. PROCLAMATION: Recognizing Polly Glover Heidelberg. Presented by Ms. Ruth Jones, State Coordinator National History Project for MS.
6. Property and Casualty Insurance Committee Recommendation.
7. James Rainey, Tax Assessor (agenda attached).
8. Sheriff Billy Sollie (agenda attached).
9. Harris Wilder, Road Manager (agenda attached).
10. Staff Reports: Carolyn Mooney, Joe McCraney, and Lee Thaggard.
11. Other matters for good and welfare.
12. Actions from Supervisors.
13. Motion to adjourn until Monday, April 7, 2014 at 9:00 a.m.

AMENDMENTS:

ADD – Sheriff's Department – list of vehicles to declare as surplus and add to Deanco Auction.

ADD – Public Hearing at 5:30 p.m. to determine whether the property at 9737 Extension Road (PPIN 38987) is a Nuisance Property.

ADD – Public Hearing at 5:45 p.m. to determine whether the property at 3118 Mountain View Place (PPIN 20981) is a Nuisance Property.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this March 17, 2014.

Supervisor Kyle Rutledge read and presented Proclamation recognizing Ms. Polly Glover Heidelberg to Ms. Ruth Jones, State Coordinator National History Project for MS. The Lauderdale County Board of Supervisors proclaim Monday, March 17, 2014 through Monday, March 31, 2014 as Ms. Polly Glover Heidelberg Read Aloud in Lauderdale County, MS and beyond. A motion by Supervisor Kyle Rutledge, seconded by Supervisor Hank Florey, to approve Proclamation, was passed unanimously.

(See page _____ of these minutes.)

SO ORDERED, this March 17, 2014.

Upon recommendation of the Property and Casualty Insurance Committee, a motion by Supervisor Kyle Rutledge, seconded by Supervisor Hank Florey, to remain with Traveler's Insurance, was passed on a vote of four (4) to one (1). Supervisor Hank Florey voted aye; Supervisor Wayman Newell voted aye; Supervisor Joe Norwood voted aye; Supervisor Kyle Rutledge voted aye; and Supervisor Josh Todd voted nay.

SO ORDERED, this March 17, 2014.

Upon recommendation of James Rainey, Lauderdale County Tax Assessor, a motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, 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 March 17, 2014.

Upon recommendation of James Rainey, Lauderdale County Tax Assessor, a motion by Supervisor Hank Florey, seconded by Supervisor Kyle Rutledge, to approve the following budget amendment requests, was passed unanimously.

- 1) Request to transfer \$5,000.00 from the Re-Appraisal Fund line #671 to line #603. Funds are in the budget.
- 2) Request to transfer \$10,000.00 from the Re-Appraisal Fund line #581 to line #409. Funds are in the budget.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve the request for Ashley Carney to attend IAAO Course 101 in Jackson, MS May 19-23, 2014. Registration, hotel, and per diem will be paid from the Re-Appraisal Fund. She will travel in a county vehicle. The funds are in the budget. The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

Lauderdale County Tax Assessor James Rainey reminded residents that his office will again be open on Saturday, March 29, 2014 from 8:00 a.m. to 12:00 p.m. to better assist them with signing up for Homestead Exemption. The deadline for filing is April 1, 2014 at 5:00 p.m.

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

- 1) Effective February 28, 2014, Ryan Williamson has been hired as a Deputy Sheriff. His starting rate of pay is \$16.21 per hour.
- 2) Effective as of March 3, 2014, Christopher Cool has resigned as a Detention Officer.
- 3) Effective March 5, 2014, Dillon Sharp has been hired as a Detention Officer. His starting rate of pay is \$10.51 per hour.
- 4) Effective March 5, 2014, Liz Redmond-Woodrick has been hired as a Detention Officer. Her starting rate of pay is \$10.51 per hour.
- 5) Effective March 5, 2014, Priscilla Bolden has been hired as a Detention Officer. Her starting rate of pay is \$10.51 per hour.
- 6) Effective March 5, 2014, LeShauntae Hughes has been hired as a Detention Officer. Her starting rate of pay is \$10.51 per hour.
- 7) Effective March 5, 2014, Patricia Prince has been hired as a Detention Officer. Her starting rate of pay is \$10.51 per hour.
- 8) Effective March 7, 2014, William Spaulding has resigned as a Detention Officer.
- 9) Effective March 7, 2014, Byron Brown has resigned as a Detention Officer.
- 10) Effective March 12, 2014, Seth Wright has been hired as a Detention Officer. His starting rate of pay is \$10.51 per hour.
- 11) Effective March 15, 2014, Tyler Bye has resigned as a Detention Officer.
- 12) Effective March 18, 2014, Joshua Hollingshead has resigned as a Detention Officer.

A motion by Supervisor Wayman Newell, seconded by Supervisor Joe Norwood, to accept insurance payment of \$11,151.19 for 2011 Dodge Charger VIN 2280 (totaled in crash) and amend the Sheriff's Budget, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve the request for Marissa Combs and Melissa McCarter to attend TASER Recertification in Mobile, AL on April 9-10, 2014. The cost of the training is \$350.00 and will be paid for out of the budget. The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve request for Ruston Russell to attend TASER Instructor Course in Mobile, AL on April 9-10, 2014. Registration, lodging and per diem will be paid for out of the budget. The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve request for the following to attend Detention Officer's Certification Class starting March 24, 2014. Cost is \$750.00. The course is state mandated and costs will be reimbursed by the state. The motion was passed unanimously.

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|-------------------|----------------------|
| 1) Charlie Eakins | 2) Penny Jones |
| 3) Angie Reed | 4) Shawnkitta Thomas |
| 5) Justin Pugh | |

SO ORDERED, this March 17, 2014.

Sheriff Billy Sollie submitted a list of vehicles for the surplus committee to look at and then be placed with the vehicles going to the Deanco Auction.

(See pages _____ through _____ of these minutes.)

Upon recommendation of Road Manager Harris Wilder, a motion by Supervisor Kyle Rutledge, seconded by Supervisor Wayman Newell, to approve Legal Notice of Publication of Final Settlement of Contract between the Supervisors of Lauderdale County and Joe McGee Construction Co., Inc., for Project No. STP 0343 3 B (being a section of Whynot-Kewanee- Lauderdale Road), was passed unanimously.

(See page _____ of these minutes.)

SO ORDERED, this March 17, 2014.

A motion by Supervisor Kyle Rutledge, seconded by Supervisor Wayman Newell, to authorize that C-Spire Fiber Cable – installation begins at the northeast corner of the intersection of Highway 45 and Springhill Road. The cable is to run on the north side of the road approximately 300 feet to the intersection of the Springhill Road and the Springhill Loop. The cable then runs north along the Springhill Loop approximately 600 feet to an access drive. The access drive extends out to a cell tower at 5730 Springhill Loop. The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Joe Norwood, seconded by Supervisor Hank Florey, to approve the request for AT&T to run a fiber line along Valley Road from Atlas to Arundel Road. The cable will then run 800 to 900 feet along Arundel Road. The cable will be installed by directional bore. The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

Chancery Clerk Carolyn Mooney submitted for inclusion in the minutes the 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 second claims docket for the month of March, 2014; and to authorize the Chancery Clerk to issue the warrants therefore, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this March 17, 2014.

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

- A) Ryan Williamson
- B) Priscilla Bolden
- C) LeShauntae Hughes
- D) Patricia Prince
- E) Dillon Sharp
- F) Mae-Elizabeth Redmond-Woodrick

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to Open Public Hearing to determine whether the property located at 9737 Extension Road (PPIN 38987) is a Nuisance Property, was passed unanimously.

SO ORDERED, this March 17, 2014.

Board Attorney Lee Thaggard explained to the Board that the required Statutory Notice had been provided in the form of a letter to the property owner at the property address, a letter to the Ad Valorem Tax address, notices posted in both the courthouse and courthouse annex building and notices posted on the property itself, all of which were completed at least two weeks prior to the Public Hearing. Attorney Thaggard reminded the Board of the history of prior efforts to convince the property owner to clean the property. The Board reviewed photographs of the property from August 20, 2013 and March 10, 2014 to assist in determining the condition of the property. The property owner was not present during the Public Hearing. Board Attorney Thaggard asked the public if any person wished to address the Board regarding the condition of the property. Mr. Raymond Huffmaster commented on the property condition, prior problems at the property, and the delinquent taxes owed on the property.

A motion by Supervisor Hank Florey, seconded by Supervisor Kyle Rutledge, to Close Public Hearing to determine whether the property located at 9737 Extension Road (PPIN 38987) constitutes a menace to public health and safety, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Joe Norwood, to approve the request to expense \$200.00 from petty cash for garbage, as the department no longer exists, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to expense \$200.00 from Road Department petty cash reducing the petty cash balance to \$200.00, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Kyle Rutledge, seconded by Supervisor Joe Norwood, to approve the request for advance from Fund 129 Agri-Center to Fund 329 – Cap Loan Agri-center for \$50,000.00 to pay expenses to contractor. The advance will be paid back to the Agri-Center Fund when the loan proceeds are received. The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to approve the request to repay advance back to Fund 001 – General for \$115,762.50 which was advanced to Fund 294 – TIF Crossroads, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request to transfer \$282,600.00 to Fund 620 – Lauderdale County Economic Development District from Fund 138 – EI&R per budget, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to transfer \$100,000.00 to Fund 129 – Agri-Center from Fund 137 – Tourism per budget, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request to post on the County Website for County employees only who are interested in submitting resumes for Assistant LEMA Director, until March 28, 2014. Supervisor Wayman Newell stated that he would like the position opened up to the public as well. Board President Josh Todd appointed himself and Vice President Kyle Rutledge to oversee resumes and interviews of those interested in this position. Supervisor Wayman Newell requested that all the Supervisors receive copies of resumes and applications as they come in. The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Kyle Rutledge, seconded by Supervisor Joe Norwood, to Open Public Hearing to determine whether the property located at 3118 Mountain View Place (PPIN 20981) constitutes a menace to public health and safety, was passed unanimously.

SO ORDERED, this March 17, 2014.

Board Attorney Lee Thaggard explained to the Board that the required Statutory Notice had been provided in the form of a letter to the property owner at the property address, a letter to the Ad Valorem Tax address, notices posted in both the courthouse and courthouse annex building and notices posted on the property itself, all of which were completed at least two weeks prior to the Public Hearing. Attorney Thaggard reminded the Board of the history of prior efforts to convince the property owner to clean the property. The Board reviewed photographs of the property from August 19, 2013 and March 10, 2014 to assist in determining the condition of the property. Attorney Thaggard pointed out that as reflected in the photographs, some effort had been made to clean up the property. Board Attorney Thaggard asked the public if any person wished to address the Board regarding the condition of the property. The property owner was not present during the Public Hearing. Residents that came before the Board in favor of the property being cleaned up further were Mr. Glenn Roberts, Ms. Tiffany Roberts, and Mr. Gerald Keene. Collectively they voiced concerns regarding alleged excessively high grass, excessive clutter in the back yard, excessive automobiles under repair, revving engines at late hours, and excessive automobile speed frequently when test-driving vehicles. Attorney Thaggard reminded the Board and the interested citizens that there is no zoning in the County and that the condition of the property must meet the requirements of Mississippi Code Section 19-5-105 for the Board to order that it be cleaned.

A motion by Supervisor Hank Florey, seconded by Supervisor Kyle Rutledge, to Close Public Hearing to determine whether the property located at 3118 Mountain View Place (PPIN 20981) constitutes a menace to public health and safety, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Joe Norwood, seconded by Supervisor Kyle Rutledge, to approve the request for Dinah Farmer to attend the Emergency Services Administrative Professionals Association May 1-2, 2014 in Gulfport, MS. Registration is \$100.00, two (2) nights hotel, mileage and three (3) days per diem. The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to reimburse Judy Welge for travel to the Secretary of State's one day training class for the SEMS Election Process, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Hank Florey, seconded by Supervisor Kyle Rutledge, to approve the request for Ginger McRee, Brandi Coghlon, Julia Marshall, and Dawn Gossett to travel to Batesville, MS for a Collector of Revenue School I on March 24-28, 2014. Registration fee is \$150.00 per person, hotel stay and per diem for meals. They will travel in a county vehicle. The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve the request for Wallace Heggie to attend the 2014 County Election Commissioner Certification Training Make-Up Session March 18-19, 2014 in Jackson, MS. Mr. Heggie will turn in per diem, meals and travel (mileage rate .56 per mile). The motion was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve Resolution approving grant application to construct a walking trail at Q.V. Sykes Recreational Park, and authorizing the Board President to sign application, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to appoint Carol Dean to Mid-Mississippi Development District Board for the unexpired term for John Harris, 12-31-12 to 12-31-16, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Joe Norwood, seconded by Supervisor Kyle Rutledge, to approve RESOLUTION AND ORDER OF THE BOARD OF SUPERVISORS OF LAUDERDALE COUNTY PRELIMINARILY ADOPTING ALTERATIONS TO CERTAIN ELECTION PRECINCT BOUNDARY LINES TO COMBINE PRECINCTS AND ESTABLISHING CERTAIN POLLING PLACE LOCATIONS, AND SETTING A PUBLIC HEARING FOR APRIL 21, 2014 AT 5:30 P.M. TO RECEIVE PUBLIC COMMENTS REGARDING SUCH CHANGES PRIOR TO FINAL APPROVAL, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve RESOLUTION OF THE BOARD OF SUPERVISORS IN THE MATTER OF LAUDERDALE COUNTY PARCEL NO. 196240555500002900 (also known as 9737 Extension Road, Lauderdale, MS, 39335) DETERMINING SUCH PROPERTY TO CONSTITUTE A MENACE TO PUBLIC HEALTH AND SAFETY AND ORDERING CERTAIN REMEDIAL ACTION. Upon inquiry, Board Attorney Lee Thaggard opined that the property condition met the requirements of Mississippi Code Section 19-5-105 for approval of the Resolution. The motion was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this March 17, 2014.

Upon recommendation of Board Attorney Lee Thaggard, a motion by Supervisor Wayman Newell, seconded by Supervisor Joe Norwood, to take under advisement RESOLUTION OF THE BOARD OF SUPERVISORS IN THE MATTER OF LAUDERDALE COUNTY PARCEL NO. 089290579000100100 (also known as 3118 Mountain View Place, Meridian, MS, 39301) Determining Such Property to Constitute a Menace to Public Health and Safety and Ordering Certain Remedial Actions, passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Kyle Rutledge, seconded by Supervisor Josh Todd, to designate the County Administrator as the authority to approve leave requests under the Family Medical Leave Act, was passed unanimously.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Kyle Rutledge, seconded by Supervisor Josh Todd, to approve a request to sign a Letter of Intent with the East Mississippi Foothills Land Trust Board to take over property when purchased (approximately an acre) and to set up a public boat ramp on the Chunky River. Supervisor Rutledge moved to amend his original motion to have a committee set up to look at options for a public boat ramp on the Chunky River, and to make recommendations to the Board. Supervisor Hank Florey seconded the motion. The motion was passed unanimously. A motion by Supervisor Joe Norwood, seconded by Supervisor Kyle Rutledge, to approve the motion as amended, was passed unanimously.

SO ORDERED, this March 17, 2014.

Supervisor Josh Todd appointed himself and Supervisor Joe Norwood to serve on the committee to consider options for a proposed boat ramp on the Chunky River.

A motion by Supervisor Joe Norwood, seconded by Supervisor Wayman Newell, to determine the need to go into Executive Session, was passed unanimously. All persons left the meeting except for the Board, its counsel Lee Thaggard and Rick Barry, the County Administrator, and only such other persons as necessary for specific matters of the potential Executive Session.

SO ORDERED, this March 17, 2014.

A motion by Supervisor Wayman Newell, seconded by Supervisor Kyle Rutledge, to approve the request to go into an Executive Session to discuss potential litigation regarding Cleveland Properties (NEW Call Center) was passed unanimously. Attorney Thaggard announced to the public that the Board had decided to enter into Executive Session to discuss potential litigation regarding Cleveland Properties (NEW Call Center). The Executive Session

then proceeded with the Board, its counsel Lee Thaggard and Rick Barry, and the County Administrator participating.

SO ORDERED, this March 17, 2014.

Following completion of the discussion of matters appropriate for the Executive Session, a motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to exit the Executive Session, was passed unanimously.

SO ORDERED, this March 17, 2014.

The Board went back into open meeting. Board Attorney Lee Thaggard then announced that the Board discussed potential litigation regarding Cleveland Properties (NEW Call Center), and that no action was taken.

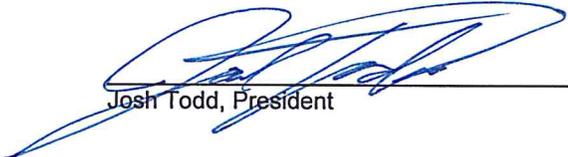
A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve RESOLUTION OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS ENDORSING AND URGING THE MISSISSIPPI LEGISLATURE TO ADOPT LOCAL AND PRIVATE LEGISLATION GRANTING AN AD VALOREM TAX EXEMPTION (NOT INCLUDING SCHOOL TAXES) TO CLEVELAND PROPERTIES, LLC RELATIVE TO THE NEW CALL CENTER REAL PROPERTY FOR THE PERIOD OF JANUARY 1, 2009 THROUGH DECEMBER 31, 2012, AND FOR ASSOCIATED RELIEF; and to authorize the Board President to sign the Resolution, was passed unanimously.

(See pages _____ through _____ of these minutes.)

SO ORDERED, this March 17, 2014.

A motion by Supervisor Joe Norwood, seconded by Supervisor Kyle Rutledge, to adjourn until Monday, April 7, 2014 at 9:00 a.m., was passed unanimously.

SO ORDERED, this March 17, 2014.



Josh Todd, President