

TUESDAY, JANUARY 20, 2015

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular January meeting at 5:00 p.m., Tuesday, January 20, 2015, at the Raymond P. Davis County Annex Building in Meridian, Mississippi, with the following members present: Mr. Kyle Rutledge, President of the Board and Supervisor of District Five, Mr. Hank Florey, Supervisor of District One, Mr. Wayman Newell, Supervisor of District Two, Mr. Josh Todd, Supervisor of District Three, and Mr. Joe Norwood, Supervisor of District Four.

Also present were Ms. Carolyn Mooney, Chancery Clerk and Clerk of the Board of Supervisors, Mr. David Engel, County Administrator, Mr. Greer Goldman, Road Manager, and Mr. Rick Barry, Board Attorney.

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The recessed meeting was called to order by Board President Kyle Rutledge.

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Prayer was offered by Road Manager Greer Goldman.

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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 Josh Todd, to approve the "Agenda" for even date, with amendments as follows, was passed unanimously.

BOARD MEETING AGENDA  
LAUDERDALE COUNTY BOARD OF SUPERVISORS  
TUESDAY, JANUARY 20, 2015 – 5:00 P.M.

1. Meeting called to order by Board President Kyle Rutledge.
2. Prayer given by Road Manager Greer Goldman.
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 January 5, 2015.
6. Sheriff Billy Sollie (agenda attached).
7. Dede Mogollon, Executive Director Tourism

Travel Approval:

- A) Need revision to approval for Dede Mogollon to attend Backstage Pass and MTA Legislative Reception/Day at the Capitol January 21-22, 2015 in Hattiesburg and Jackson respectively. Expenses include per diem for one day, hotel for one night in Jackson, MS and travel in personal vehicle. Per diem paid for second day by Backstage Pass due to involvement on panel discussion at conference. Travel is in the budget.
  - B) Need approval for Dawn Black to attend Backstage Pass January 21-22, 2015 in Hattiesburg. Expenses include hotel for one night, two days per diem and travel in county vehicle.
8. Greer Goldman, Road Manager (agenda attached).
  9. Staff Reports: Carolyn Mooney, David Engel, and Rick Barry
  10. Other matters for general good and welfare.
  11. Actions from Supervisors
  12. Motion to adjourn until Monday, February 2, 2015 at 9:00 a.m.

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

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the minutes dated January 5, 2015, was passed unanimously.

SO ORDERED, this January 20, 2015.

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

- 1) Effective December 5, 2014, Michelle Robinson has been hired as a Civilian Tower Operator. Her starting rate of pay is \$10.51 per hour.
- 2) Effective December 20, 2014, Austin Clark has resigned as Detention Officer.
- 3) Effective January 5, 2015, Shawnkitta Curry-Thomas was hired as a Detention Officer. Her starting rate of pay is \$10.51 per hour.
- 4) Effective January 9, 2015, Virgil Rigdon has been hired as a Detention Officer.
- 5) Effective January 12, 2015, Wesley Stevens has resigned as Deputy Sheriff.
- 6) Effective January 14, 2015, Juanita Evans has been hired as a Civilian Tower Operator. Her starting rate of pay is \$8.73 per hour.

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Sheriff Billy Sollie submitted for inclusion in the minutes Sole Source letter for purchase of trays and carts for Detention Facility from Cook's Consolidated Corporation for \$9,450.00. A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve purchase of trays and carts from Cook's with money from the Inmate Commissary Fund, was passed unanimously.

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

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve request by Tourism Director Dede Mogollon to revise travel on previously approved Backstage Pass and MTA Legislative Reception/Day at the Capitol January 22-23, 2015 in Hattiesburg and Jackson, MS. Travel will be in a personal vehicle rather than a county vehicle. The motion was passed unanimously.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for Dawn Black to attend Backstage Pass January 21-22, 2015 in Hattiesburg, MS. Expenses include hotel for one (1) night, two (2) days per diem and travel in a county vehicle. The motion was passed unanimously.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve AT&T Job Number 47M01754N – Valley Road, was passed unanimously.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the request to purchase John Deere 5055E Tractor with attachments (Quotes are attached), was passed unanimously.

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

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the request to hire one CDL driver and two (2) grass cutters, was passed unanimously.

SO ORDERED, this January 20, 2015.

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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.)

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the second claims docket for the month of January 2015; and to authorize the Chancery Clerk to issue the warrants therefore, was passed unanimously.

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

SO ORDERED, this January 20, 2015.

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

- A) Shawnkitta Curry-Thomas – Detention Officer
- B) Tommy Skaggs – Detention Officer

- C) Stephen Dorman – Detention Officer
- D) Virgil Ray Rigdon – Detention Officer

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to include in the minutes certification from Sheriff Billy Sollie that 17,357 meals were served in the Lauderdale County Detention Facility during the month of December 2014; and to authorize the Board President to sign the necessary paperwork, was passed unanimously.

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

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to transfer \$1,129.16 from the Bridge Fund 160 to the Road Bond Fund 310 to reimburse engineering fees for project 13-609. This project has been eliminated because it duplicated the existing 12-611 for the Murphy Road Bridge Replacement on Nanabe Creek. The motion was passed unanimously.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Hank Florey, seconded by Supervisor Josh Todd, to approve Christy Jackson, Cheryl Polk and Steven Bryan to be reimbursed for using personal cell phones for county business according to the Cell Phone Policy adopted November 19, 2012, was passed unanimously.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Hank Florey, seconded by Supervisor Josh Todd, to approve the request to pay Supervisor Joe Norwood's membership dues for the Mississippi Association of Supervisors Minority Caucus, was passed unanimously.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Joe Norwood, seconded by Supervisor Josh Todd, to approve the request to apply for the Recreational Trails Program, was passed unanimously.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the request to advance Fund 012-D.A.R.E. \$11,000.00 to pay expenses. Advance will be repaid when reimbursement is received from Lauderdale County School District. The motion was passed unanimously.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve RESOLUTION CREATING AND ANNEXING AN AREA INTO THE NORTHEAST LAUDERDALE FIRE PROTECTION GRADING DISTRICT, was passed unanimously.

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

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to adopt RESOLUTION OF THE LAUDERDALE COUNTY BOARD OF SUPERVISORS ENDORSING AND URGING THE MISSISSIPPI LEGISLATURE TO ADOPT LOCAL AND PRIVATE LEGISLATION GRANTING 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, was passed unanimously.

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

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Hank Florey, seconded by Supervisor Josh Todd, to approve AMENDED FINAL RESOLUTION GRANTING EXEMPTION FROM AD VALOREM TAXES TO VAN ZYVERDEN, PPIN 52680 AND 14408 BEGINNING JANUARY 1, 2014 FOR A PERIOD OF NINE (9) YEARS WITH A TOTAL TRUE VALUE OF \$1,556,203.00, was passed unanimously.

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

SO ORDERED, this January 20, 2015.

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Mr. Raymond Huffmaster, Mr. James Harwell, and Mr. Tommy Williams came before the Board to discuss matters of general good and welfare.

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A motion by Supervisor Joe Norwood was made to determine the need to go into an Executive Session. A second and a vote on such motion being unnecessary, all persons left the meeting except for the Board, its counsel Rick Barry, and the County Administrator.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to go into Executive Session to discuss litigation matters, two (2) tax appeals that have been resolved to take action on – Northridge Apartments and Meridian Marketplace, LLC, an economic development project, and appeal of the ethics decision. The motion was passed unanimously. Attorney Rick Barry then announced to the public that the Board had decided to enter Executive Session to discuss litigation matters, two (2) tax appeals that have been resolved to take action on – Northridge Apartments and Meridian Marketplace, LLC, an economic development project, and appeal of the ethics decision.

SO ORDERED, this January 20, 2015.

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Following completion of the discussion of matters appropriate for the Executive Session, a motion by Supervisor Josh Todd, seconded by Supervisor Kyle Rutledge, to exit the Executive Session, was passed unanimously.

SO ORDERED, this January 20, 2015.

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The Board went back into open meeting. Board Attorney Rick Barry then announced the Board discussed three (3) matters of litigation, and one (1) matter dealing with economic development issues. No action was taken on the economic development issues. Two tax appeals were discussed as being resolved and action will be taken on.

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Board Attorney Rick Barry recommended that the Tax Appeal on the Meridian Marketplace, LLC (Old Village Fair Mall) that was filed against the Board of Supervisors of Lauderdale County which was on the tax rolls at \$2,001,750.00 be reduced to \$1.5 million with no tax refund for the year 2014. A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve this recommendation, was passed unanimously.

SO ORDERED, this January 20, 2015.

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Board Attorney Rick Barry recommended that the Tax Appeal on the Northridge Apartments (Section 42 Housing) - that the Board reduce the value from \$2,823,000.00 (translates to approximately \$72,000 + in taxes) to \$1,220,463.00 (translates to \$31,385.45 in taxes; and authorize refund to owner in the amount of \$41,213.39 for overpayment of 2013 taxes. The owner has requested that the refund be applied to their 2014 taxes which would total \$34,018.41 leaving a refund of \$7,194.98. A motion by Supervisor Joe Norwood, seconded by Supervisor Josh Todd, to approve this recommendation, was passed unanimously.

SO ORDERED, this January 20, 2015.

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Board Attorney Rick Barry recommended that the Board of Supervisors appeal the decision of the Ethics Committee in the Chancery Court of Lauderdale County. A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, was passed on a vote of three (3) to two (2). Supervisor Hank Florey voted aye; Supervisor Josh Todd voted aye; Supervisor Joe Norwood voted aye; Supervisor Wayman Newell voted nay; and Supervisor Kyle Rutledge voted nay.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Joe Norwood, seconded by Supervisor Josh Todd, to approve the request for the NACO and NABCO membership dues be paid for Supervisor Joe Norwood, was passed unanimously.

SO ORDERED, this January 20, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to adjourn until Monday, February 2, 2015 at 9:00 a.m., was passed unanimously.

SO ORDERED, this January 20, 2015.

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Kyle Rutledge, President