

MONDAY, JUNE 15, 2015

Pursuant to recess the Lauderdale County Board of Supervisors resumed its regular June meeting at 9:00 a.m., Monday, June 15, 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. Lee Thaggard, 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 Lauderdale County Tax Assessor James Rainey.

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

BOARD MEETING AGENDA  
LAUDRDALE COUNTY BOARD OF SUPERVISORS  
MONDAY, JUNE 15, 2015 – 9:00 A.M.

1. Meeting called to order by Board President Kyle Rutledge.
2. Prayer given by Lauderdale County Tax Assessor James Rainey.
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 June 1, 2015.
6. Sheriff Billy Sollie (agenda attached).
7. Dale Burcham – 16<sup>th</sup> Section Land Lease.
8. Greer Goldman, Road Manager (agenda attached).
9. Staff Reports: Carolyn Mooney, David Engel, and Lee Thaggard.
10. Other matters for general good and welfare.
11. Actions from Supervisors.
12. Motion to adjourn until Monday, July 6, 2015 at 9:00 a.m.

AMENDMENTS:

Add to County Administrator's Agenda – July 3<sup>rd</sup> Holiday (Friday before 4<sup>th</sup>).

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

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Hank Florey, seconded by Supervisor Joe Norwood, to approve minutes dated June 1, 2015, was passed unanimously.

SO ORDERED, this June 15, 2015.

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

- 1) Effective as of May 17, 2015, DeWayne Tinsley has resigned as Detention Officer.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to authorize the Chancery Clerk to issue check in the amount of \$5,000.00 out of seized funds to be used as "buy" money for the East Mississippi Drug Task Force, was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the request for Deputy Andy Matuszewski to attend the Warrior's Edge – Body Language, Pre-Attack and Deception Indicators in Gulfport, MS on July 7, 2015. The cost of this training is \$95,000 and will be paid out of the budget. The motion was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Joe Norwood, to approve the request of 16<sup>th</sup> Section Land Manager Dale Burcham to approve 16<sup>th</sup> Section Lease to Tina Hollingsworth – Residential Lease (in Bonita Area) for 25 years, was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Joe Norwood, to approve inclusion in the minutes Determination of 100 Year Base Flood Elevation for Chunky River Tributary 3, was passed unanimously.

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

SO ORDERED, this June 15, 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 Hank Florey, seconded by Supervisor Joe Norwood, to approve the second claims docket for the month of June 2015; and to authorize the Chancery Clerk to issue the warrants therefore, was passed unanimously.

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

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to include in the minutes certification from Sheriff Billy Sollie that 20,605 meals were served in the Lauderdale County Detention Facility during the month of May, 2015; and to authorize the Board President to sign the necessary paperwork, was passed unanimously.

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

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve request for budget amendment of \$19,150.00 from Maintenance to Advertising County Resources, was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the request to hire the following trash pickers permanently at \$8.00 an hour from the Garbage Fund effective as of June 8, 2015, was passed unanimously.

- 1) Michael Bennett
- 2) Tyler Thurman
- 3) Dominik Horner

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request for Judge Ricky Roberts to attend MJCJA Summer Convention July 19-22, 2015 in Biloxi, MS. Travel will include registration, hotel and mileage. The motion was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the request for eight (8) Volunteer Firefighters to attend the National Fire Academy in Maryland July 23-27, 2015. Travel includes hotel, per diem, and travel in a county vehicle. The motion was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Josh Todd, to approve the request for Dinah Farmer to attend MEMA Training June 9-11, 2015 in Jackson, MS. Travel included hotel, per diem, and mileage. The motion was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Hank Florey, seconded by Supervisor Josh Todd, to approve recommendation of the JLUS Policy Committee to accept the proposal of Matrix Design Group Inc. in the amount of \$189,102.00 for the JLUS Study. All funds are to be paid by a federal grant. The motion was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve the request to purchase an E-4 3,500 gallon Water Master Tanker for Toomsuba Volunteer Fire Department, was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the request to advertise for an Animal Control Officer, was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve the Emergency Management Performance Grant (EMPG), was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Hank Florey, to approve and include in the minutes observance of July 4<sup>th</sup> Holiday on July 3, 2015 (Friday), was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Joe Norwood, seconded by Supervisor Hank Florey, to approve RESOLUTION OF THE BOARD OF SUPERVISORS OF LAUDERDALE COUNTY, MISSISSIPPI DETERMINING THE NECESSITY FOR AMENDING THE AMENDED AND RESTATED TAX INCREMENT FINANCING PLAN OF 2006 (MERIDIAN CROSSROADS PROJECT); PROVIDING THAT A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH THE PROPOSED AMENDMENT; PROVIDING FOR PUBLICATION OF NOTICE OF SAID PUBLIC HEARING; AND FOR RELATED PURPOSES, was passed unanimously.

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

SO ORDERED, this June 15, 2015.

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Chief Deputy Ward Calhoun came before the Board to discuss matters for general good and welfare.

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A motion by Supervisor Hank Florey, seconded by Supervisor Wayman Newell, to approve the request to make the sale of "spice" unlawful in Lauderdale County, was passed unanimously.

SO ORDERED. This June 15, 2015.

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A motion by Supervisor Hank Florey 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 Lee Thaggard, and the County Administrator.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Joe Norwood, seconded by Supervisor Josh Todd, to go into Executive Session to discuss pending litigation. The motion was passed unanimously. Attorney Lee Thaggard then announced to the public that the Board had decided to enter Executive Session to discuss pending litigation.

SO ORDERED, this June 15, 2015.

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

SO ORDERED, this June 15, 2015.

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The Board went back into open meeting. Board Attorney Lee Thaggard then announced the Board discussed pending litigation. Board Attorney Lee Thaggard also announced that no action was taken during the Executive Session.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to amend the legal agenda, per the attached, was passed unanimously.

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

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to ratify and approve the Agreed Dismissal of Boaz Tax Sale Properties, LLC vs Cleveland Properties, LLC, et al, No. 15-278-M (Chancery Court in Lauderdale County), was passed unanimously.

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

SO ORDERED, this June 15, 2015.

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Relative to the case of TAX APPEAL OF LAUDERDALE COUNTY PARTNERS, L.P., LAUDERDALE COUNTY PARTNERS, II, L.P., AND LAUDERDALE COUNTY PARTNERS, III, L.P., Civil Action No.:12-cv-189, a motion by Supervisor Josh Todd, seconded by Supervisor

Hank Florey, finding and approving the true value for the following parcels for 2012, was passed unanimously.

PPIN 13171 \$2,892,333.00

PPIN 47766 \$ 864,118.00

PPIN 51054 \$ 453,225.00

SO ORDERED, this June 15, 2015.

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Relative to the case of TAX APPEAL OF LAUDERDALE COUNTY PARTNERS, L.P., LAUDERDALE COUNTY PARTNERS, II, L.P., AND LAUDERDALE COUNTY PARTNERS, III, L.P., Civil Action No.: 14-cv-004, a motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, finding and approving the true value for the following parcels for 2013, was passed unanimously.

PPIN 13171 \$3,246,040.00

PPIN 47766 \$1,034,300.00

PPIN 51054 \$ 468,000.00

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve a refund of \$48,749.96 for overpayment of 2012 taxes regarding PPINs 13171, 47766, and 51054 in the litigation of Civil Action No.: 12-cv-189, was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Wayman Newell, seconded by Supervisor Hank Florey, to approve a refund of \$316,362.33 for overpayment of 2013 taxes regarding PPINs 13171, 47766, and 51054 in the litigation of Civil Action No.: 14-cv-004, was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to grant Board Attorney authority to execute the Agreed Final Judgments in Civil Action No.: 14-cv-004 and Civil Action No.: 12-cv-189, was passed unanimously.

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

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to approve the request to take bids received on June 11, 2015, for annual materials and services, under advisement, was passed unanimously.

SO ORDERED, this June 15, 2015.

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A motion by Supervisor Josh Todd, seconded by Supervisor Wayman Newell, to adjourn until Monday, July 6, 2015 at 9:00 a.m., was passed unanimously.

SO ORDERED, this June 15, 2015.

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Kyle Rutledge, President