

State of Mississippi

County of Warren

At a regular meeting of the Board of Supervisors of said County, held according to law, at the Courthouse in the City of Vicksburg on Monday, January 7, 2008, being the time and place for the holding of the regular term of said Board, with proper Notice having been posted (Ex. A1), and the Agenda for the meeting being attached (Ex. A2), the following were present:

Honorable Richard George, President (5th District)
Charles Selmon, Vice President (3rd District)
David L. McDonald (1st District)
William Banks (2nd District)
William Lauderdale (4th District)
Martin Pace, Sheriff, and Deputy
Dot McGee, Chancery Clerk, and Deputy

The President of the Board, Richard George, called the meeting to order at 9:00 a.m. and offered the invocation.

Election of Officers

Richard George, President, opened the floor for nominations for Board President for 2008. Supervisor Charles Selmon nominated Richard George for President, seconded by Supervisor William Lauderdale. Nominations were closed. **Richard George was unanimously named President.**

The floor was opened for nominations for Vice President of the Board for 2008. Supervisor William Banks nominated Charles Selmon for Vice President, seconded by Supervisor David McDonald. Nominations were closed and **Charles Selmon was unanimously elected to the office of Vice President.**

Appointments for 2008

Board Attorney

Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously, to appoint Paul Winfield as the Board Attorney for 2008.

County Administrator

Motion was made by Supervisor Charles Selmon, seconded by Supervisor William Banks and carried unanimously, to appoint **John Smith as County Administrator for 2008.**

Road Manager

Motion was made by Supervisor William Banks, seconded by supervisor William Lauderdale and carried unanimously, to appoint **Richard Winans as Road Manager for 2008.**

County Engineer/State Aid Engineer/LSBP Engineer

Motion was made by Supervisor Charles Selmon, seconded by Supervisor David McDonald and carried unanimously, to appoint John E. McKee, Jr. and ABMB as County Engineer, to provide engineering services for Warren County for 2008. Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to designate John E. McKee, Jr. as State Aid Engineer for 2008. Motion was made by Supervisor William Lauderdale, seconded by Supervisor William Banks and carried unanimously, to designate John E. McKee, Jr., as Local System Bridge Program ("LSBP") Engineer for Warren County for 2008. The Board President is authorized to execute the attached contract for engineering services. (Ex. A3).

Approve December 2007 Minutes

Motion was made by Supervisor David McDonald, seconded by Supervisor William Bank and carried unanimously, to approve the November minutes and authorize the President to sign the minutes.

James Jefferson

Mr. Jefferson thanked the Board for their confidence and support in appointing him as Central District Constable.

Richard Winans, Road Manager

Personnel Matters

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept the recommendation of the Road Manager to approve placing Timothy Thomas on the Road Department's payroll as a laborer at \$8.00 per hour, effective 1/16/2008; and approve placing Andre Carter on the Road Department payroll as a truck driver at \$9.00 per hour, effective 1/15/2008.

Approve Driveway Permits

Motion was made by Supervisor William Lauderdale, seconded by Supervisor Charles Selmon and carried unanimously, to accept the recommendation of the Road Manager to approve the driveway permits contained in Exhibit A4.

Accept Monthly Work Order Report

Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to accept for information the monthly Work Order Report for November 2007.

John McKee, County Engineer

Contractors Estimate No. 2
2007 Warren County Paving Project

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to

accept the recommendation of the County Engineer to approve Progress Payment Estimate No. 2, in the amount of \$527,326.72 to Superior Asphalt, Inc., for payment of work performed on the 2007 Warren County Paving Project. The net amount due this estimate is \$539,422.72, less liquidated damages for 36 days at \$336.00 per day in the amount of \$12,096.00, for a net payment due of \$527,326.72.

Contractors Estimate No. 4
2007 Warren County NRCS Erosion Control
Project No. 2 (Six Sites)

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept the recommendation of the County Engineer to approve Progress Payment Estimate No. 4, in the amount of \$37,165.52 to Lampkin Construction Co., Inc., for payment for work performed on the 2007 Warren County NRCS Erosion Control Project No. 2 (Six Sites).

Kelly Worthy, Fire Coordinator

Fisher Ferry VFD - Acceptance of
New Fire Truck and Approval of
Check to Deep South Fire Trucks, Inc.

Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, approve the recommendation of the Fire Coordinator to accept Fisher Ferry Volunteer Fire Department's new fire truck.

Motion was made by Supervisor William Banks, seconded by Supervisor William Lauderdale and carried unanimously, to approve a check to Deep South Fire Trucks, Inc. in the amount of \$70,000.00 for the new fire truck, to be issued upon receipt of the grant check relative to the RFTAAP Grant application.

Jeff Riggs, Undersheriff

Public Safety Program - Wal*Mart Grant

Undersheriff Riggs recommended that the \$3,000.00 grant received from Wal*Mart for public safety be used to purchase fire extinguishers instead of peephole devices. Undersheriff Riggs stated that he felt more people would be affected by this use of the funds. Motion was made by Supervisor Charles Selmon, seconded by Supervisor William Banks and carried unanimously, to accept the aforesaid recommendation and approve use of the funds to purchase fire extinguishers.

Jim Agent, Deputy Tax Assessor

Approve Reduction of Assessment on
2007 Personal Property Assessment Roll

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept the recommendation of the Deputy Tax Assessor to adopt an Order approving a reduction in the assessment on

the 2007 Personal Property Assessment Roll in the amount of \$629.00 on Parcel #4780. (Ex. A5).

Approve Reduction of Assessments on
2007 Real Property Assessment Roll

Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to accept the recommendation of the Deputy Tax Assessor to adopt an Order approving reduction in the assessments on the 2007 Real Property Assessment Roll in the total amount of \$207,937, as detailed in Exhibit A6.

Approve Increase of Assessments on
2007 Real Property Assessment Roll

Motion was made by Supervisor William Banks, seconded by Supervisor William Lauderdale and carried unanimously, to accept the recommendation of the Deputy Tax Assessor to adopt an Order approving increase in the assessments on the 2007 Real Property Assessment Roll in the total amount of \$3,198, as detailed in Exhibit A7.

Adjustment to the 2007 Homestead
Exemption Supplemental Roll

Motion was made by Supervisor David McDonald, seconded by Supervisor Charles Selmon and carried unanimously, to accept the recommendation of the Deputy Tax Assessor to adopt an Order for adjustments in the homestead exemptions previously granted to taxpayers on the 2007 Homestead Exemption Supplemental Roll, as detailed in Exhibit A8.

John Smith, County Administrator

Approve Payment of Invoices

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve payment to John E. McKee, Jr., P.E., County Engineer, for the following invoices:

Invoice #23 in the amount of \$31,545.92
for 2007 miscellaneous engineering and
surveying services

Invoice #1221-C80 in the amount of \$31,166.61
for engineering services on county funded projects

Invoice #1221-S84 in the amount of \$18,919.85
for State Aid and LSBP projects

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve payment to Paul Winfield in the amount of \$3,187.50 for legal services for the month of December 2007.

Approve Loan from General Fund to COPS
Technology Grant Fund

Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, to approve a loan from the General Fund to the

COPS Technology Grant Fund (030) in the amount of \$71,700.35, which is the balance needed to pay for the W/CSO-Jail RMS/JMS Project. The loan will be repaid when grant funds are received.

Approve Payment to Wheelless, Shappley,
Bailess & Rector, LLP

Motion was made by Supervisor William Banks, seconded by Supervisor William Lauderdale and carried unanimously, to approve payment in the amount of \$2,759.27 to Wheelless, Shappley, Bailess & Rector, LLP for legal work pertaining to litigation matters.

Approve Payment of Premium for
Renewal of Public Sector Package Policy
No. GPO9313422; Policy Period 12/09/2007-12/09/2008

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve payment of Invoice #95667 in the amount of \$286,073.00, to Vicksburg Insurance Agency, Inc. for renewal of Public Sector Package Policy No. GP09313422 for policy period 12/09/2007-12/09/2008.

Approve Payment of Second Quarter
Allotment to Warren County Parks
and Recreation Commission

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve the request of the Warren County Parks and Recreation Commission for their second quarter allotment in the amount of \$100,000.00.

Ratify Declaration of New year's Eve Holiday

On December 21, 2007, Governor Haley Barbour issued a Proclamation declaring Monday, December 31, 2007, a holiday in addition to the New Year's Day. Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, to ratify and approve closing of county offices on Monday, December 31, 2007 in further observance of New Year's Day.

Dot McGee, Chancery Clerk

Accept Monthly County Reports

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept for information the General Ledger Cash Balances for FY2007-2008 and Cash Receipts Journal 12/01/2007 through 12/31/2007 for FY 10/2007 - 9/2008.

Approve Docket of Claims Paid For December

Motion was made by Supervisor William Banks, seconded by Supervisor William Lauderdale and carried, to approve the Docket of Claims paid from 12/01/2007 through 12/31/2007. Supervisors Banks, Lauderdale, McDonald and George voted "yea" and Supervisor Selmon abstained from

voting on claims paid to River Region Medical Center and voted to pay all other claims. (Ex. A9).

Approve Justice Court Settlements

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve the following monthly Justice Court settlement reports: Criminal/Traffic Account Cash Journal for 11/21/2007 to 12/20/2007; Civil Court Cash Journal for 11/21/20007 to 12/20/2007; and, Clearing Account Cash Journal for 11/21/2007 to 12/20/2007.

Accept Minutes of the Warren County Parks,
Recreation Commission and E911 Commission
And Warren County Port Commission

Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously, to accept for information the minutes of the Warren County Parks and Recreation Commission meeting held on November 20, 2007; E911 Commission minutes for meetings on November 14 and November 28, 2007; and, Port Commission minutes for November 13, 2007.

District Attorney's Report of Fines
for November 2007

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept for information the District Attorney's Report of Fines for November 2007.

Approve 2007 Loss Causes Payment to Constables

Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, to approve payment to Glenn McKay, Northern District Constable, in the amount of \$1,800.00 for 2007 loss causes, pursuant to Miss. Code of 1972.

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve prorating the \$1,800.00 2007 loss cause amount between Rudolph Walker, Central District Constable from January through July 2007, and James Jefferson who served for four months as Central District Constable. Mr. Walker will receive seven months or \$1,050.00 and Mr. Jefferson will receive four months or \$600.00.

Approval for Coroner and Deputy Coroners to
Attend Mississippi Coroners-Medical Examiners
Association Training Session

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve travel expenses and authorize a check for registration fees, in the amount of \$250.00 per person, for the Coroner and two deputies to attend the Mississippi Coroners-Medical Examiners Association Session in Jackson, Mississippi on January 16 through 18, 2008.

Dot McGee, Chancery Clerk

Approve Officials' Bonds

Motion was made by Supervisor William Lauderdale, seconded by Supervisor Charles Selmon and carried unanimously, to authorize the Board President to approve and sign all officials' bonds, with the exception of the Board of Supervisors' bonds, for the term commencing on January 1, 2008 and ending on January 1, 2012.

Approve Supplemental Docket of Claims
For Claims Paid 01/07/2008

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried, to approve the Supplemental Docket of Claims paid 01/07/2008 for December bills. Supervisors Banks, Lauderdale, McDonald and George voted "yea" and Supervisor Selmon abstained from voting on claims paid to River Region Medical Center and voted to pay all other claims. (Ex. A10).

Recess

Motion was made by Supervisor Charles Selmon, seconded by Supervisor David McDonald and carried unanimously, to recess until 10:00 a.m., at which time the Board will receive bids for term contracts, a truck-mounted asphalt pothole patcher, and proposals for depositories.

Bids for Term Contracts

Asphalt Products, Bid File No. 12012007
Concrete Products, Bid File No. 12022007
Sign Posts, Bid File No. 12032007
Clay Gravel, Bid File No. 12042007
Rip Rap & Limestone Products, Bid File No. 12052007

The hour of 10:00 a.m. having passed, the President stated that the Warren County Board of Supervisors would receive sealed bids for Term Contracts for asphalt products, concrete products, sign posts, clay gravel, and rip rap and limestone products. Proof of publication of notice to suppliers of the bid opening is attached as Exhibit A11. The following bids were received:

A bid for corrugated polyethylene culvert pipe was received; however, the Purchasing Agent stated that the Board had not advertised for polyethylene pipe. Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, to reject the bid. (Ex. A12).

Bid A - Asphalt Products: A single bid was received, being the bid of APAC-Mississippi. Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to take the bid of APAC-Mississippi under advisement. (A13).

Bid B - Concrete Products: A single bid was received, being the bid of MMC Materials, Inc. Motion was

made by Supervisor William Banks, seconded by Supervisor William Lauderdale and carried unanimously, to take the bid of MMC Materials, Inc. under advisement. (A14).

Bid C - Sign Post 8'-12' U Channel: Three bids were received; however, the bid of Traffic Control Products Co., Inc. was deemed "Unresponsive" bid. Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, to reject the bid of Traffic Control as an "Unresponsive." (Ex. A15). Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously, to take the bid of Vulcan Signs under advisement. (Ex. A16). Motion was made by Supervisor William Lauderdale, seconded by Supervisor Charles Selmon and carried unanimously, to take the bid of Custom Products under advisement. (Ex. A17).

Bid D - Clay Gravel: Three bids were received, being the bids of Buford Construction Company, Lampkin Construction Company, and Brown Transport of MS, LLC. Motion was made by Supervisor William Banks, seconded by Supervisor William Lauderdale and carried unanimously, to take the bid of Buford Construction Company under advisement. (Ex. A18). Motion was made by Supervisor William Banks, seconded by Supervisor William Lauderdale and carried unanimously, to take the bid of Lampkin Construction Co. under advisement. (A19). Motion was made by Supervisor William Bank, seconded by Supervisor David McDonald and carried unanimously, to take the bid of Brown Transport of MS, LLC under advisement. (A20).

Bid E - Rip Rap and Limestone Products: Three bids were received, being the bids of Miller Materials, Lampkin Construction Co., and Martin Marietta. Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, to take the bid of Miller Construction under advisement. (Ex. A21). Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to take the bid of Lampkin Construction Co., under advisement. (Ex. A22). Motion was made by Supervisor William Lauderdale, seconded by Supervisor William Banks and carried unanimously, to take the bid of Martin Marietta under advisement. (Ex. A23).

Bids For Purchase of One (1) New Truck-Mounted Asphalt Pothole Patcher, Bid File No. 11192007

The President stated that the Warren County Board of Supervisors would also receive sealed bids for a truck-mounted asphalt pothole patcher. A copy of the Proof of Publication of notice is attached as Exhibit A24. A single bid was received from HD Industries, Inc. in the base amount of \$117,392.00, with option to purchase a compactor plate at a cost of \$1,995.00, for a total bid of \$119,387.00. Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously to take this bid under advisement. (Ex. A25).

Request for Proposals for Depositories

The Board, pursuant to Section 27-105-305, Miss. Code

of 1972, as amended, requested proposals from financial institutions in Warren County, whose accounts are insured by the FDIC, for the privilege of keeping county funds for investments. Proof of Publication of notice is attached as Exhibit A26. Proposals were received from Guaranty Bank, RiverHills Bank, Trustmark National Bank, BancorpSouth Bank, Regions Bank, and B&K Bank. Motion was made by Supervisor William Banks, seconded by Supervisor William Lauderdale and carried unanimously, to approve all of the aforesaid banking institutions as depositories.

Appointment of John Carlisle to Vicksburg Bridge Commission

Motion was made by Supervisor William Lauderdale, seconded by Supervisor Charles Selmon and carried unanimously, to approve the appointment of John Carlisle to the Vicksburg Bridge Commission to fill the unexpired term of Hugh Freeman, Jr., who resigned 11/05/2007. His term will expire July 1, 2009.

Appointments to the Warren County Parks & Recreation Commission

Motion was made by Supervisor William Lauderdale, seconded by Supervisor Charles Selmon and carried unanimously, to appoint Joe Lovizo as District Four Commissioner to replace Ken Bufkin on the Warren County Parks & Recreation Commission, for a four-year term, beginning January 1, 2008 and ending December 31, 2011.

Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, to reappoint Jimmy Harrison as District Five Commissioner, for a four-year term, beginning January 1, 2008 and ending December 31, 2011.

Motion was made by Supervisor William Banks, seconded by Supervisor William Lauderdale and carried unanimously, to reappoint L.T. Walker as District Two Commissioner, for a four-year term, beginning January 1, 2008 and ending December 31, 2011.

Motion was made by Supervisor Charles Selmon, seconded by Supervisor David McDonald and carried unanimously, to reappoint Elijah Johnson as District Three Commissioner for a four-year term, beginning January 1, 2008 and ending December 31, 2011.

Resolution Honoring Albert Sullivan, Jury Commissioner

Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, to authorize the President to sign a Resolution honoring Albert Sullivan for 20 years' service on the Jury Commission.

Recess

Motion was made by Supervisor William Lauderdale, seconded by Supervisor David McDonald and carried unanimously, to recess until Thursday, January 10, 2007, at 10:30 a.m.

Richard George, President