

Monday, November 17, 2008, the Board met pursuant to recess. Notice of the meeting was duly posted, as evidenced by Exhibit 1, and the agenda for the meeting is attached as Exhibit 2. The following were present:

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

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

#### Employee Recognition

The Board presented a Resolution commending Eugene Deyamport on 35 years of outstanding service to Warren County.

#### Brenda Theriot, DA's Office

Ms. Theriot presented a corrected Report of Fines for June 2008 and Report of Fines for the months of July and August 2008 for information. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to accept these reports for information.

#### John McKee, County Engineer

##### Final Plat of Littlewood Subdivision Approved

Mr. McKee presented the final Plat of Littlewood Subdivision and recommended approval. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to accept the recommendation of the County Engineer to approve the final plat of Littlewood Subdivision.

##### Order of the Board of Supervisors of Warren County Accepting the Contract for State Aid Project No. SAP-75(16)M Spout Springs and Joint Letter of Acceptance

Mr. McKee stated that a final inspection has been made of the above captioned project and all necessary certificates, report and other related documents have been filed. He presented an Order formally accepting the project as of November 3, 2008 and a Joint Letter of Acceptance and requested that the Board adopt and authorize the President to sign the Order and the Joint Letter of Acceptance. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to approve the aforesaid request. (Ex. 3).

Jim Agent, Deputy Tax Assessor

Increase of Assessment on the 2008  
Real Property Assessment Roll

Mr. Agent presented two (2) increases of property on the 2008 Real Property Assessment Roll totaling \$3,228 and recommended approval. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to accept the recommendation of the Deputy Tax Assessor to adopt the Orders attached as Exhibit 4 approving the increases.

Reduction of Assessment on the 2008  
Real Property Assessment Roll

Mr. Agent presented nine (9) reductions of assessments on the 2008 Real Property Assessment Roll totaling \$18,418 and recommended approval. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to accept the recommendation of the Deputy Tax Assessor to adopt the Order attached as Exhibit 5 approving the reductions.

Increase of Assessment on the 2008  
Personal Property Assessment Roll

Mr. Agent presented two (2) increases of assessment on the 2008 Personal Property Assessment Roll (Public Utilities) totaling \$1,184,694 and recommended approval. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept the recommendation of the Deputy Tax Assessor to adopt the Orders attached as Exhibit 6 approving the increases.

Mr. Agent presented an increase of the assessment on the 2008 Personal Property Assessment Roll in the amount of 1,820 and recommended approval. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to accept the recommendation of the Deputy Tax Assessor to adopt the Order attached as Exhibit 7 approving the increase.

Reduction of Assessment on the 2008  
Personal Property Assessment Roll

Mr. Agent presented two (2) reductions of assessment on the 2008 Personal Property Assessment Roll totaling \$16,642 and recommended approval. Motion was made by Supervisor Selmon, seconded by Supervisor McDonald and carried unanimously, to accept the recommendation of the Deputy Tax Assessor to adopt the Orders attached as Exhibit 8 approving the reductions.

Final Order Granting Simpson Dura-Vent  
Company Ad valorem Exemption

Mr. Agent stated that pursuant to authority conferred upon the State Tax Commission by Section 27-31-101, et seq, MCA, the Commission has certified that Simpson Dura-Vent Company is in compliance with the provisions of the statute and is eligible for exemption of property with a total true value of \$1,314,417 for a period two (2) years from and

after December 31, 2007. Mr. Agent requested that the President be authorized to sign a Final Order granting the exemption. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to adopt a Final Order granting Simpson Dura-Vent Company an ad valorem exemption of the property for a period two (2) years from and after December 31, 2007, with a total true value of \$2,314,417. (Ex. 9).

Adjustments in the Homestead Exemptions  
Previously, Granted on 2008 Homestead  
Exemption Supplemental Roll

Mr. Agent presented two (2) Orders for adjustments in the homestead exemptions previously granted to taxpayers on the 2008 Homestead Exemption Supplemental Roll and recommended approval. Motion was made by Supervisor McDonald, seconded by Supervisor Selmon and carried unanimously, to adopt and authorize the President to sign the Orders for these adjustments, copies of which are attached as Exhibit 10.

Cathy Watts and Midd-West Students

The Board recognized Ms. Cathy Watts and students from Midd-West who are in a career preparation class and are learning about the judicial, executive and administrative branches of government.

Tonga Vinson, Purchasing Agent

Bids for Crawler Excavators  
Received 10/30/2008; Lease Purchase  
Agreements for Current Equipment

Ms. Vinson stated that on October 30, 2008, bids were received for the lease-purchase of one or more new model crawler excavators, with buyback provisions at 48 and 60 month terms. Two bids were received: Puckett Machinery with a purchase price bid of \$159,032.00 and Stribling Equipment with a purchase price bid of \$154,744.00. These prices reflect a 16% increase in purchase price above the bids received for similar equipment in 2004. After reviewing the bids, analysis of the buyback offers, lease purchase options and budget review and discussion with the Road Manager, Ms. Vinson stated that it is her recommendation that both bids be rejected as high bids. As an alternative, Ms. Vinson recommended that the County keep the existing equipment obtained in 2004. The equipment is currently under lease purchase agreement with BankcorpSouth Equipment Finance in Hattiesburg, Mississippi (formerly First Continental, see BOS minutes 09/20/2004), with a balloon note of \$80,200.00 per unit maturing this month. Ms. Vinson requested that the Board approve entering into an additional 36 month lease purchase agreement for the equipment. Three (3) finance quotes have been received, with the offer from Trustmark National Bank being the best, with the following terms: Lease purchase amount \$80,200.00 per unit (2), interest rate of 3.33%, payments at \$1,193.12 per unit for 36 months, with a balloon note of \$43,600.00 per unit as payment number 37. Motion was made by Supervisor Lauderdale, seconded by Supervisor Selmon and carried unanimously, to reject the bids of Puckett

Machinery and Stribling Equipment as high bids. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to keep the existing equipment obtained in 2004 and to approve refinancing with Trustmark National Bank, being the best proposal received, with the lease purchase amount of \$80,200.00 per unit, interest rate of 3.33%, payments at \$1,193.12 per unit for 36 months, and a balloon note of \$43,600.00 per unit as payment number 37, and to authorize the Board President to sign all necessary documentation. (Ex. 11)

Renewal of Term Contracts for Various  
Supplies and Services

Ms. Vinson stated that it is time to advertise or renew the County's term contracts for various supplies and services. The following vendors have offered renewals for 2009 at the existing terms, conditions and prices as approved in the original awards, without regard to increases in fuel and labor costs:

<u>Vendor</u>	<u>Category</u>	<u>Original Contract</u>	<u>Award Status</u>
Pell's Lawn Care	Lawn Care - County Bldgs.	1/2007	Primary
Bob's Lawn Svc.	Lawn Care - Flood Lots	1/2007	Primary
SprayMax, Inc.	Herbicide App.	1/2007	Primary
Ameripride	Uniform Rental/ Road Dept.	1/2005	Primary
Custom Products	Road Signs	1/2007	Primary
Vulcan Signs	U-Channel Posts	1/2008	Primary
Brown Transport	Clay Gravel "stockpiling"	1/2008	Primary
Buford Const.	Clay Gravel	1/2008	Alternate
*James Marble d/b/a VSG, Inc.	Clay Gravel	1/2008	Alternate

\*James Marble obtained the gravel pit on Fonsylvania Road from Lampkin Construction, original contract holder, and has agreed in writing to honor the contract and provide an extension under the new name.

Ms. Vinson requested that the Board approve the above contract renewals for the 2009 calendar year. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve renewal of the aforesaid contracts. (Ex. 12).

Ms. Vinson also requested authority to advertise for sealed bids for the following items, as the contract vendors have not responded to renewal requests or indicated that they are unable to renew: Wash gravel, concrete products, polyethylene pipe, rip rap and related products, and asphalt products. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to approve the aforesaid request.

John Smith, County Administrator

Purchase of Ads Approved

Mr. Smith stated that the *Mississippi Supervisor* Legislative Issue is being compiled and he requested that the Board authorize the purchase of a full-page ad for \$300.00. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the aforesaid request.

Mr. Smith presented a request from the NAACP, Vicksburg Branch, to purchase an ad in the souvenir program booklet for the 12<sup>th</sup> Annual Freedom Fund Celebration to be held December 13, 2008, in Vicksburg, Mississippi. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to approve the purchase of a full-page ad for \$100.00.

Resignation of Jennifer L. Thomas,  
Deputy Director, EMA

Mr. Smith presented a letter from Jennifer L. Thomas resigning as Deputy Director of Emergency Management Agency, effective November 19, 2008. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept her resignation.

Mr. Smith requested that the Board authorize advertising the open position in Emergency Management. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to approve Mr. Smith's request.

Cancellation of Warrants Authorized

Mr. Smith requested that the Board authorize the cancellation of the following warrants:

<u>Warrant#</u>	<u>Date</u>	<u>Payable to</u>	<u>Amount</u>
44590	11/3/2008	BancorpSouth Equipment Finance	\$80,200.00
44591	11/3/2008	BancorpSouth Equipment Finance	\$80,200.00

Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to authorize cancellation of the aforesaid warrants.

Resignation of Nelda J. Sampey  
From Vicksburg Convention and  
Visitors Bureau

Mr. Smith presented a letter from Nelda J. Sampey resigning from the Vicksburg Convention & Visitors Bureau Board (a joint appointment with the City of Vicksburg), effective December 31, 2008. Motion was made by Supervisor Lauderdale, seconded by Supervisor Selmon and carried unanimously, to accept Ms. Sampey's resignation.

Authorization to Pay Invoices

Mr. Smith presented Invoice No. 169 from the City of Vicksburg for EMS and rescue runs for the Fourth Quarter 2008, in the amount of \$178,500.00 for approval for payment. Motion was made by Supervisor Lauderdale, seconded by Supervisor Selmon and carried unanimously, to approve the issuance of a check in the amount of \$178,500.00 to the City of Vicksburg to pay Invoice No. 169.

Mr. Smith presented an invoice from First National Bank of Clarksdale in the amount of \$382,100.00 (\$345,000.00 Principal and \$37,100.00 Interest) for \$3,850,000.00 Warren County General Obligation Public Improvement Refunding Bonds dated November 20, 2003, for approval. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve payment in the amount of \$382,100.00 to First National Bank of Clarksdale for the aforesaid bond issue.

Dot McGee, Chancery Clerk

Vicksburg Bridge Commission  
Claims Docket Approved

Ms. McGee presented the Vicksburg Bridge Commission Claims Docket for the month of October 2008 for approval. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve the Vicksburg Bridge Commission Claims Docket for the month of October 2008.

Vicksburg Bridge Commission  
Minutes Accepted

Ms. McGee presented the Vicksburg Bridge Commission minutes for October 8, 2008 for information. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to accept the minutes for information.

Approve Tax Assessor's Request  
For Payment of Postage and Pre-sort Fee

Ms. McGee presented requests from the Tax Assessor for the following checks:

<u>Payable to:</u>	<u>Amount:</u>	<u>For:</u>
Pitney Bowes	\$1,700.00	Postage
U.S. Postmaster	\$2,300.00	Postage
U.S. Postmaster	\$ 180.00	Pre-sort Fee

Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the issuance of the aforesaid checks.

Circuit Clerk's Aging of Accounts  
Receivable Report/September 30, 2008

Ms. McGee presented the Circuit Clerk's Aging of Accounts Receivable Report as of September 30, 2008 for information. Motion was made by Supervisor McDonald,

seconded by Supervisor Lauderdale and carried unanimously, to accept this report for information.

Authorization to Pay Claim of  
River City Land Company

Ms. McGee presented a request from the Accounts Payable Clerk for authorization to pay a claim which was left off of last month's docket: River City Land Company in the amount of \$2,300.00 for rent for the Drug Court/Alternate Circuit Court Building on Clay Street. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve the aforesaid request.

Authorization to Advertise Final  
Settlement of Project No. LSBP 75 11  
Cairo Drive

Ms. McGee stated that final payment has been made to the contractor for work performed on the above referenced project and that according the provisions of Section 31-5-53, Laws of 1972, a Notice of Public of Final Settlement should be published in the newspaper and she requested authorization to publish the notice. Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to approve the aforesaid request.

Authorization for Journal Entry  
To Correct Error

Ms. McGee presented a request from Tonga Vinson, Purchasing Agent, for authorization for the Accounting Department to make journal entries to correct coding errors. During the processing of a purchase order for the Drug Court, an amount was charged to the General Fund (001) when it should have been paid from the Drug Court Fund (006). The following amount should be credited to Fund 001 and charged to Fund 006:

PO:	99817	Amount:	\$191.40
Vendor:	Barefield	Item:	Certificate Fames

Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize the aforesaid journal entries.

Upcoming Holidays

Ms. McGee presented a proclamation by the Governor in reference to the upcoming holidays. Observance of Thanksgiving Day, Christmas Day and New Year's Day are as follows: Thursday, November 27, 2008 for THANKSGIVING DAY; Thursday, December 25, 2008 for CHRISTMAS DAY; and Thursday, January 1, 2008 for NEW YEAR'S DAY. In addition, the following days were authorized: Friday, November 28, 2008 in further observance of the Thanksgiving holiday; Friday, December 26, 2008 in further observance of the Christmas holiday; and Friday, January 2, 2008 in further observance of the New Year's season. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to approve the additional holidays. Motion was made by Supervisor Banks, seconded by Supervisor Selmon

and carried unanimously, to accept the Proclamation for information.

Paul Winfield, Board Attorney

Resignation as Board Attorney

Mr. Winfield presented a letter resigning as Board Attorney, effective December 31, 2008. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to accept this letter for information.

School Bus Turnaround Approved

A request from the Vicksburg Warren School District for repairs to 3930 North Washington Street was presented. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve this request.

Community Development Block Grant

Project No. 1121-04-075-ED-01

Union Corrugating Access Road

A statement of Jimmy G. Gouras Urban Planning Consultants, Inc. in the amount of \$2,500.00 for administrative services rendered for the above referenced project was presented for approval. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve payment of the aforesaid invoice.

Recess

Motion was made by Supervisor Selmon, seconded by Supervisor Banks and carried unanimously, to recess until 10:00 a.m. for bid opening for SAP-75(17)M Tucker Road.

Bid Opening for Project No. SAP-75(17)M Tucker Road - Roadbed Reclamation, Overlay and Striping

At 10:00 a.m., the President declared the meeting open to receive sealed bids for the above referenced project. Proof of publication of notice to contractors is attached as Exhibit 13. Two bids were received: APAC-Mississippi, Inc. in the amount of \$277,414.26 and Dirtworks, Inc. in the amount of \$373,990.85.

Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to recess until 10:30 to give the County Engineer and State Aid Engineer time to tabulate the bids and return with a recommendation.

Award of Contract for Project No. SAP-75(17)M Tucker Road - Roadbed Reclamation, Overlay and Striping

The bids having been tabulated, the County Engineer, John McKee, and State Aid Engineer, Dan Tolar, recommended that the bid of APAC-Mississippi, Inc., the lowest bid, be accepted and the bid of Dirtworks, Inc. be rejected as high bid. Mr. Tolar stated that even though the bid amount is in excess of the project estimate, that State Aid is agreeable to awarding the contract to APAC-Mississippi, Inc. rather than re-bidding the project because of the



uncertainty of effect of the economy on project. Motion was made by Supervisor McDonald, seconded by Supervisor Selmon and carried unanimously, to adopt an Order awarding the contract and establishing project fund for this project, and to reject the bid of Dirtworks, Inc., as high bid. (Ex. 14).

Supervisor Banks Excused From  
November 26, 2008 Meeting

Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to excuse Mr. Banks from the next meeting to be held on Wednesday, November 26, 2008.

Recess

Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to recess until Wednesday, November 26, 2008, at 9:00 a.m.

---

Richard George, President