

Tuesday, January 16, 2007, the Board met pursuant to recess, with proper Notice having been posted (Ex. B1), and the Agenda for the meeting being attached as Exhibit B2, the following were present:

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

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

Richard Winans, Road Manager

Personnel Matter

Motion was made by Supervisor David McDonald, seconded by Supervisor Charles Selmon and carried unanimously, to accept the recommendation of the Road Manager to hire Michael Gates as a laborer at \$7.50 an hour, effective 01/22/2007.

John McKee, County Engineer

Contract Amendment No. 1 - Contractor: CAMO  
Construction Co., Inc.  
2006 NRCS Erosion Control Project No. 2

Motion was made by Supervisor David McDonald, seconded by Supervisor Carl Flanders and carried unanimously, to accept the recommendation of the County Engineer to approve and authorize the Board President to sign Contract Amendment No. 1 for the 2006 NRCS Erosion Control Project No. 2, to amend the contract amount to \$133,208.79 and completion date to December 19, 2006. (Ex. B3).

Contractors Estimate No. 4  
2006 NRCS Erosion Control Project  
No. 2 (Three Sites)

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve and authorize payment of Progress Payment Estimate No. 4 in the amount of \$7,125.00 to Camo Construction Co., Inc., for payment for work performed on the 2006 NRCS Erosion Control Project No. 2 (Three Sites).

Board Order and Acceptance of  
SAP-75(58) Tucker Road

Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to adopt an Order that the contractor for the project designated above be release from further maintenance responsibility under the contract, effective December 21, 2006, and authorize the Board President to sign the joint letter of acceptance for the project. (Ex. B4).

Approval of Preliminary Plat of  
Haley's Point Estates

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve the preliminary plat for Haley' Point Estates.

New Program Approved  
SAP-75(15)M Fisher Ferry Road

Motion was made by Supervisor David McDonald, seconded by Supervisor Carl Flanders and carried unanimously, to adopt an Order programming Project No. SAP-75(15)M Timber Pile Repair Program, Fisher Ferry Road. (Ex. B5).

Georgia Lynn, Vicksburg Warren Humane Society

Fourth Quarter 2006 and Annual Report

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept for information the Fourth Quarter 2006 and Annual Report of the Vicksburg Warren Humane Society.

Dexter Jones, Inventory Control Clerk

Fixed Asset Disposition Listing

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve the Fixed Asset Disposition Listing of additions/deletions for 12/01/2006 through 01/31/2007.

Surplus Property - Donated to Yazoo County

Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to approve the request of Kelly Worthy, Fire Coordinator, to declare four (4) MSA air packs listed in Exhibit B6 surplus and authorize donation of the air packs to Yazoo County.

Tonga Vinson, Purchasing Agent

Award of Term Contracts for Various Supplies  
for Highway Department

Bid A - Asphalt Products (Single Bid). Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept the recommendation of the Purchasing Agent to award the contract for Asphalt Products to APAC-Mississippi. (Ex. A7).

Bid B - Concrete Products (Single Bid). Motion was made by Supervisor David McDonald, seconded by Supervisor Carl Flanders and carried unanimously to accept the recommendation of the Purchasing Agent to award the contract for Concrete Products to MMC Materials, Inc. (Ex. A8).

Bid C - Road, Street Name Signs, Posts.

1. Assorted Road Signs. Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to accept the recommendation of the Purchasing Agent to award Primary to Custom Products, Alternate to Vulcan Signs and reject bids of Osburn Associates and Hall Signs. (Ex. A9)
2. 8'- 12' U-Channel Posts. Motion was made by Supervisor David McDonald, seconded by William Banks and carried unanimously, to accept the recommendation of the Purchasing Agent to award Primary to Vulcan Signs, Alternate to Custom Products and reject to bid of Hall Signs. (Ex. A10).

Bid D - Clay Gravel. Motion was made by Supervisor David McDonald, seconded by Supervisor Charles Selmon and carried unanimously, to accept the recommendation of the Purchasing Agent to award Primary to Vicksburg Sand & Gravel, Alternate to Buford Construction Co. (South I-20) and Alternate to Brown Transport (North I-20). (Ex. A11).

Bid E - Wash Gravel. Motion was made by Supervisor David McDonald, seconded by Supervisor Charles Selmon and carried unanimously, to accept the recommendation of the Purchasing Agent to award to MMC Material, Inc. (Ex. A12).

Bid F - Rip Rap and Limestone Products.

1. Gabian and Rip Rap. Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept the recommendation of the Purchasing Agent to award Primary to Limestone Products, First Alternate to Martin Marietta and Second Alternate to Miller Materials. (Ex. A13).
2. Crushed Limestone.
  - a. No. 8 Stone. Motion was made by Supervisor David McDonald, seconded by Supervisor Carl Flanders and carried unanimously, to accept the recommendation of the Purchasing Agent to award Primary to Limestone Products and Alternate to Martin Marietta. (Ex. A14).
  - b. No. 610 Stone. Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept the recommendation of the Purchasing Agent to award Primary to Miller Materials, Inc., First Alternate to Limestone Products, Second Alternate to Martin Marietta, and reject MMC Materials as high bid. (Ex. A15).

Award for Herbicide Program 2007

Ms. Vinson stated that two bids were received for the 2007 Herbicide Treatment Services Program: SprayMax, Inc., for \$117,664.00 and Progressive Solutions for \$95,000.00.

After review of the bids, Ms. Vinson recommends that the project be awarded to SprayMax, Inc. and that the bid of Progressive Solutions, the low bid, be rejected based on reasons contained in Exhibit B16. Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to accept the recommendation of the Purchasing Agent to award the project to SprayMax, Inc. and reject the low bid of Progressive Solutions. (Ex. B17).

Appointment of Assistant Receiving Clerk  
Port Commission

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve the request of Jim Pilgrim, Directory of the Warren County Port Commission, to appoint Beverly Steward as Assistant Receiving Clerk for the Port Commission, and authorize the Chancery Clerk to proceed with having Ms. Steward bonded.

Designation of "Contact Person" for  
Office of Surplus Property

Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously, to designate Ms. Tonga Vinson, Purchasing Agent, as contact person to acquire surplus property from the State of Mississippi Office of Surplus Property. (Ex. B18).

Approval to Pay Sheriff's Department  
BancorpSouth Visa Bill

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve and authorize payment of the Sheriff's Department's BancorpSouth Visa bill in the amount of \$417.30.

Authorization for County Warrant to Purchase Tag

Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to approve and authorize and County Warrant payable to the Mississippi State Tax Commission in the amount of \$12.00 to purchase a tag for one (1) 2007 Ford F150 4 x 4 pickup truck which was recently purchased for the Road Department.

John Smith, County Administrator

Approval to Hire Sid Neal Part-time in Permit Office

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve hiring Sid Neal part-time in the Permit Office, effective January 22, 2007.

Approve to Pay Claim to BellSouth Claim for  
\$117.34

Mr. Smith explained that due to an error in reprinting some checks, a check payable to BellSouth for Reappraisal in the amount of \$117.34 was printed twice and both checks were mailed to BellSouth. The extra \$117.34 will be

credited to the account and used to pay for BellSouth Services in the coming months. Mr. Smith requested that the Board approve the additional \$117.34 payment. Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve the said request.

Request for County Warrant Payable to  
Warren County Health Department for \$100.00

Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to approve the request of Chuck Thornton, Director, Building & Grounds Department, for a county warrant payable to Warren County Health Department in the amount of \$100.00 for the required fees for "Notice of Intent on Two (2) Wastewater Disposal System Applications for the restrooms at Clear Creek Soccer Fields and Boat Ramp restroom at Eagle Lake.

Approval to Purchase Advertisement  
Fidelity Lodge #507

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve the purchase of an advertisement in the souvenir booklet for the Mississippi State Association of Elks' 83<sup>rd</sup> annual convention to be held in Vicksburg, Mississippi, June 8-13, 2007.

Dot McGee, Chancery Clerk

Approval to Pay E911 Dispatchers' Salaries and  
Benefits for 12/01/2006 - 12/31/2006

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve and authorize payment, in accordance with Interlocal Agreement, of Warren County's share of 17 dispatchers' salaries and benefits for December 1 through December 31, 2006.

Warren County, Mississippi \$1,800,000  
Taxable General Obligation Port Improvement  
Refunding Bonds, Series 1998  
Warren County, Mississippi \$3,850,000  
General Obligation Public Improvement  
Refunding Bonds, Series 2003 (collectively  
The "Bonds")

Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to approve the firm of Butler, Snow, O'Mara, Stevens & Cannada, PLLC, Jackson, Mississippi, to prepare the Continuing Disclosure Information Statement in connection with the above mentioned Bonds. (Ex. B19).

Vicksburg Bridge Commission Claims Docket  
Month of December 2006

Motion was made by Supervisor David McDonald, seconded by Supervisor Charles Selmon and carried unanimously, to approve the Vicksburg Bridge Commission Claims Docket for the month of December 2006.

Vicksburg Bridge Commission Minutes

Motion was made by Supervisor David McDonald, seconded by Supervisor Carl Flanders and carried unanimously, to accept for information the minutes of the Vicksburg Bridge Commission for December 13, 2006.

Approval to Pay Registration Fee and Dues  
County Election Commissioner Patricia Reed

Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously, to approve and authorize payment in the amount of \$270.00 to ECAM 2007 Annual Seminar and Convention for registration fee and dues for the ECAM 2007 Annual Seminary and Convention held January 10, 11 & 12, 2007 in Philadelphia, Mississippi.

Order of State Tax Commission Approving  
2006 Real and Personal Property Rolls

Motion was made by Supervisor William Banks, seconded by David McDonald and carried unanimously, to accept and spread upon the minutes, the Order of the State Tax Commission approving the 2006 Real and Personal Property Rolls of Warren County. (Ex. B20).

In the Matter of Final Approval of the  
2006 Real and Personal Assessment Rolls  
of Warren County

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to adopt an order approving the 2006 Real and Personal Assessment Rolls of Warren County. (Ex. B21).

Designation of Gwen K. Coleman  
As Applicant Agent

Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously, to designate Gwen K. Coleman as Applicant Agent for the obtaining and administering of certain federal financial assistance under the Disaster Relief 1974 (Public Law 93-28), as amended. (Ex. B22).

Paul Winfield, Board Attorney

Local/Private Legislation

Triumph Ministries School Tutorial Program

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$25,000 for the support of Triumph Ministries School Tutorial Program. (Ex. B23).

Central Mississippi Prevention Services, Inc.

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$2,500.00 for the support of Central Mississippi Prevention Services, Inc. (Ex. B24).

Warren Washington Issaquena Sharkey  
Community Action Agency

Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$25,000.00 for the support of Warren Washington Issaquena Sharkey Community Action Agency. (Ex. B25).

United Way of West Central Mississippi

Motion was made by Supervisor Carl Flanders, seconded by Supervisor Charles Selmon and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$20,000.00 for the support of United Way of West Central Mississippi. (Ex. B26).

The Initiative, Inc. (Special Initiative  
Participant "SIP" Program)

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$5,000.00 for the support of The Initiative, Inc. (Special Initiative Participant "SIP" Program). (Ex. B27).

Boys & Girls Clubs of Vicksburg

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$20,000.00 for the support of the Boys & Girls Clubs of Vicksburg. (Ex. B28).

Jacqueline House African American Museum

Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$25,000.00 for the support of Jacqueline House African American Museum. (Ex. B29).

Vicksburg Transportation Museum

Motion was made by Supervisor David McDonald, seconded by Supervisor Charles Selmon and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$25,000.00 for the support of the Vicksburg Transportation Museum. (Ex. B30).

Museum of African American Culture and the Marketplace

Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$25,000.00 for the support of the Museum of African American Culture and the Marketplace. (Ex. B31).

Vicksburg Warren Humane Society

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously to adopt a Resolution requesting that the legislative delegation of Warren County, Mississippi, secure the enactment of local-private legislation that would authorize the Warren County Board of Supervisors, in its discretion, to contribute on a fiscal year a sum not to exceed \$100,000.00 for the support of Vicksburg Warren Humane Society. (Ex. B32).

Resolution of Intent to Amend the Solid Waste Management Plan

Motion was made by Supervisor William Banks, seconded by Supervisor Charles Selmon and carried unanimously, to adopt a Resolution of Intent to Amend the Solid Waste Management Plan. The Warren County Board of Supervisors has received an application from the Engineer Research and Development Center to amend its Solid Waste Management Plan, pursuant to the provisions of Section 17-17-229, Miss. Code of 1972, as amended, and sets a hearing on the proposed amendments for Tuesday, February 20, 2007 at 10:00 a.m., and directs and authorizes the Chancery Clerk to



publish said Resolution in the *Vicksburg Post*, once a week for three weeks, beginning Sunday, January 21, 2007. (Ex. B33).

#### Reconfiguration Planning Phase Agreement

Motion was made by Supervisor William Banks, seconded by Supervisor David McDonald and carried unanimously, to approve and authorize the Board President to execute the attached "Reconfiguration Planning Phase Agreement." (Ex. B34).

#### Personnel Policy Manual

Supervisor Carl Flanders discussed the Personnel Policy Manual, which has recently been updated, and made a motion to adopt the updated Policy to replace the existing Policy, with the exception of the substance abuse policy. Motion dies for lack of second.

#### Bid Opening for 2006 Warren County Striping Project SAP 75(239)

The hour of 10:00 a.m. having passed, and with Proof of Publication of "Advertisement for Bids - Notice to Contractors" (attached as Exhibit B35) that sealed bids would be received until 10:00 a.m., for construction of striping for designated county roads, know a county Project No. 75(239), the following bids were received: Robbie Robinson, Inc., in the amount of \$163,122.27; J. C. Cheek Contractors, Inc., in the amount of \$168,547.06; and, Traffic Control Products in the amount of \$99,660.65. Motion was made by Supervisor David McDonald, seconded by Supervisor Charles Selmon and carried unanimously, to take these bids under advisement.

#### Proposals for Administration of Cafeteria Plan

The hour of 10:00 a.m. having passed, and with Proof of Publication of "Request for Proposals for Administration of Section 125 Cafeteria Plan" being on file (Ex. B36), proposals were received from Southern Administrators and Benefit Consultants, Inc. and US Able Life. Motion was made by Supervisor David McDonald, seconded by Supervisor William Banks and carried unanimously, to take these proposals under advisement.

#### Executive Session

Motion was made by Supervisor Carl Flanders, seconded by Supervisor William Banks and carried unanimously, to consider going into Executive Session to consider Paw Paw Road litigation.

Motion was made by Supervisor Carl Flanders, seconded by Supervisor David McDonald and carried unanimously, to go into Executive Session to consider Paw Paw Road litigation.

Motion was made by Supervisor Carl Flanders, seconded by Supervisor David McDonald and carried unanimously, to come out of Executive Session.

No action was taken.

John Smith, County Administrator

Approval to Purchase Advertisement  
Miss. Vicksburg and Miss West Central  
Scholarship Pageant

Motion was made by Supervisor Charles Selmon, seconded by Supervisor David McDonald and carried unanimously, to approve and authorize the purchase of an advertisement in the amount of \$350.00 in the program booklet for the upcoming Miss Vicksburg- West Central Pageant, to be held in Vicksburg.

Adjournment

Motion was made by Supervisor Charles Selmon, seconded by Supervisor William Banks and carried unanimously, to adjourn until Monday, February 5, 2007, at 9:00 a.m.

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Richard George, President