

Monday, November 15, 2010, 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 (5th District)
William Banks, Vice President (2nd District)
David McDonald (1st District)
Charles Selmon (3rd District)
Martin Pace, Sheriff, and Deputy
Dot McGee, Chancery Clerk, and Deputy

Absent: William Lauderdale (4th District)

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

Tax Anticipation Note

The Board of Supervisors of Warren County, Mississippi acting for and on behalf of Warren County, Mississippi (the "County"), took up for consideration the matter of issuance of a Tax Anticipation Note, Series 2010 (the "Note") of the County in the principal amount of Three Million Five Hundred Thousand Dollars (\$3,500,000) for the purpose of borrowing money in anticipation of the receipt of taxes for the purpose of defraying the expenses of the County as authorized under Section 19-9-27 of the Mississippi Code of 1972, as amended (the "Act").

The Clerk reported that pursuant to a resolution adopted October 18, 2010, she did cause to be published in the *Vicksburg Post*, a newspaper published in Vicksburg, Mississippi and having a general circulation in the County, and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended a notice (the "Notice") stating the intention of the Board of Supervisors of the County to issue a Note for the purposes hereinabove stated and, subject to the receipt of no written protest against the issuance of the Note, soliciting sealed proposals for the sale of the aforesaid Note to be received by the Board of Supervisors at its meeting place in the County Courthouse in the City of Vicksburg, Mississippi, until the hour of 9:00 o'clock a.m., on the 15th day of November 2010; said Notice was published on October 22 and 29 and November 5, 2010, in said newspaper, the first publication having been made at least twenty-one (21) days and not more than sixty (60) days preceding the date set for authorizing the issuance of the Note and the receipt of bids.

The Clerk then and there presented a publisher's affidavit as proof of publication of said Notice in the aforesaid newspaper, a copy of which was directed to be inserted in the minutes of the Board of Supervisors, and is attached hereto as Exhibit 3 and incorporated herein by reference.

The hour of 9:00 a.m. on November 15, 2010, having arrived, the Clerk reported that pursuant to the aforesaid Notice that no written protest had been presented against the issuance of the Note and that there had been filed with her at or prior to said hour on said date four (4) sealed

proposals for the purchase of the aforesaid Note and the Clerk then and there presented the sealed proposals to the Board of Supervisors.

Thereupon it was ordered by the Board of Supervisors that the Clerk proceed to open said sealed proposals and to read same aloud in the presence and hearing of said Board and of the bidders and other persons assembled. The Clerk thereupon proceeded to open and read the aforesaid bids which are as follows:

Trustmark National Bank	1.47%
Guaranty Bank & Trust	1.35%
Britton & Koontz	2.20%
RiverHills Banks	0.95%

Following the reading of the bids, the Board of Supervisors proceeded to consider them for the purpose of determining which was the best and most advantageous bid for the County. Whereupon, the following resolution was presented:

"Resolution Directing the Sale and Award of The Tax Anticipation Note, Series 2010 of Warren County, Mississippi, To Be Dated The Date of Delivery Thereof, In The Principal Amount Of Three Million Five Hundred Thousand Dollars (\$3,500,000)."

The Board did find, determine and adjudicate that the best bid made and offered for the Note on the basis of the lowest net interest cost over the life of the issue was made by RiverHills Bank, Vicksburg, Mississippi. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to adopt the aforesaid resolution authorizing the issuance of the Note, to award the Note to RiverHills Bank and to reject the bids of Trustmark National Bank, Guaranty Bank & Trust and Britton & Koontz. A copy of the resolution is attached hereto as Exhibit 4 and incorporated herein by reference.

Employee Recognition

The Board recognized the following employees for their outstanding and dedicated service to the Warren County Board of Supervisors and the citizens of Warren County:

Carla Fields	20 years
Tonga Vinson	20 years
Rachel Hardy	15 years

Recognition of Scouts

The Board recognized Michael Rangel of Boy Scout Troop 102 and Max Rangel of Cub Scout Pack 107.

John McKee, County Engineer

Project No. 75(62)
Rawhide Road Bridge Replacement

Mr. McKee stated that the project fund originally established for the above project by the Warren County

Board of Supervisors had been determined not to be sufficient to cover the cost of the work. Mr. McKee requested that the Board adopt an Order authorizing the transfer of State Aid funds in the amount of \$47,000.00 from Warren County's State Fund for use on State Aid Project No. SAP-75(62). Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to adopt an Order to transfer the sum of \$47,000.00 from Warren County's State Aid Fund for use on the above project. A copy of the Order is attached hereto as Exhibit 5 and incorporated herein by reference.

Mr. McKee requested that the Board approve the Supplemental Agreement of Dozer, LLC to add to the contract the cost of filter material for filter beds at an estimated total of \$25,740.00. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve and authorize the President to sign the Supplemental Agreement attached as Exhibit 6 and incorporated herein by reference.

Tonga Vinson, Purchasing Agent

Term Contracts for Various Supplies
and Services for 2011

Ms. Vinson stated that it is time to renew or advertise for terms contracts for various supplies and service for 2011. Ms. Vinson said that some vendors have offered renewals for 2011 at the existing terms, conditions and prices as approved in the original awards, without regard to increases in their operation, fuel and labor costs. Ms. Vinson requested that the Board approve the following contract renewals for the 2011 calendar year:

<u>Vendor</u>	<u>Category</u>	<u>Original Contract</u>	<u>Award Status</u>	<u>Year</u>
EDKO, LLC (formerly SprayMax)	Herbicide Application	1/2007	Primary	5
Evercom/ Securus	Inmate Tel. Sev.	11/2006	Primary	5
Pell's Lawn Care	Lawn Care County Bldgs.	1/2007	Primary	5
Bob's Lawn Svc.	Lawn Care Flood Lots/ Other Prop.	1/2007	Primary	5
Adapco	Mosquito Control Supplies	11/2009	Primary	2
MMC Materials	Concrete Products	1/2010	Primary (Tie)	2
MMC Materials	Flowable Fill Products	1/2010	Alternate	2
Delta Indus.	Concrete Products	1/2010	Primary (Tie)	2

Delta Indus.	Flowable Products	1/2010	Primary	2
Amy Sojourner	Wash Gravel	1/2009	Primary	3
Brown Trans.	Clay Gravel	1/2008	Primary	4
VSG, Inc.	Clay Gravel	1/2008	Alternate	4
Advanced Drainage Systems	Poly Pipe Products	2/2010	Primary	2

If approved for renewal, any contract going into the fifth year will be re-bid at the end of 2011. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried, to approve the renewal of the aforesaid term contracts. Supervisors Banks, McDonald, George voted "Yea" and Supervisor Selmon voted "Nay."

Ms. Vinson additionally requested authorization to advertise for sealed bids for rock supply products and asphalt products for the 2011 calendar year. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize advertising for sealed bids for rock supply products and asphalt products for 2011.

John Smith, County Administrator

Approval to Renew Website Design and
Maintenance Contract with
Land Tech Web Designs, Corp.

Mr. Smith asked the Board to consider renewal of the website design and maintenance contract with Land Tech Web Designs, Corp. Following discussion, motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve and authorize the President to sign the contract with Land Tech Web Designs, Corp. for website design and maintenance. A copy of the contract is attached hereto as Exhibit 7 and incorporated herein by reference.

Authorization to Advertise Logic and
Accuracy Testing on Voting Machines

Mr. Smith requested that the Board authorize advertising that logic and accuracy testing on the voting machines to be used in the November 23, 2010 runoff election will begin on Wednesday, November 17, 2010 at 8:00 a.m. and will continue each weekday to 4:00 p.m., until all machine testing is completed. Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to authorize advertising logic and accuracy testing on voting machines.

Approve Amendment "1" to Drug and Alcohol
Testing Panel to Include "Ecstasy"

Mr. Smith asked the Board to consider an amendment to Warren County's Drug and Alcohol Testing Policy to include

"ecstasy." Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to approve and adopt Amendment "1" Drug and Alcohol Testing Panel to include "Ecstasy." This policy change will become effective December 15, 2010 or 30 days after adoption. A copy of Amendment "1" is attached hereto as Exhibit 8 and incorporated herein by reference.

Approve Travel for Supervisors and
County Administrator to Attend
MAS Mid-Winter Conference

Mr. Smith requested that the Board authorize travel for any supervisor and the county administrator to attend the MAS Mid-Winter Conference on January 10-12, 2011 in Jackson, Mississippi. Motion was made by Supervisor McDonald, seconded by Supervisor Selmon and carried unanimously, to approve travel and payment of registration fees in the amount of \$150.00 per individual for any supervisors and the county administrator to attend the MAS Mid-Winter Conference.

Approval to Send Letter to U.S. Army Corps
Of Engineers Re: Radio Tower

Mr. Smith requested that the Board approve and authorize the President to sign a letter to the U. S. Army Corps of Engineers asking the Corps to consider transferring the radio tower located at 644 Culkin Road, Vicksburg, Mississippi to Warren County. Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to approve and authorize the President to sign a letter to the U.S. Army Corps of Engineers for the above stated purpose.

Acceptance of Order of
Judge Chaney Setting Salary of
Court Administrator

Mr. Smith presented for information an Order from Judge M. James Chaney, Jr., which reflects the re-appointment and continuation of salary for Lee Ann Stuart, Circuit Court Administrator. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept the Order for information.

Approval to Issue Check to
Dr. William C. Porter, Jr.

Mr. Smith requested that the Board authorize the issuance of a check to Dr. William C. Porter, Jr., in the amount of \$150.00 for review of medical records, MMI, and impairment rating for James David Schaeffer. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize the issuance of a check in the amount of \$150.00 to Dr. William C. Porter.

Authorization for President to Sign
MDOT/State Aid Certification Form
for Sub-Awards

Mr. Smith stated that beginning October 1, 2010, federal guidance directs compliance with the Transparency

Act to report prime and first-tier sub-award data. Mr. Smith presented a MDOT/State Aid Certification Form for Sub-Awards and requested that the Board authorize the President to sign the form. Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to authorize the President to sign the form.

Dot McGee, Chancery Clerk

Approval of Vicksburg Bridge
Commission Claims Docket

Ms. McGee presented the Vicksburg Bridge Commission Claims Docket for the month of October 2010 for approval. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the October 2010 Claims Docket.

Acceptance of Vicksburg Bridge
Commission Minutes

Ms. McGee presented the Vicksburg Bridge Commission minutes for October 13, 2010 for information. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept these minutes for information.

Authorization for President to
Sign Active Inmate Reimbursement
Voucher

Ms. McGee requested that the Board authorize the President to sign the Active Inmate Reimbursement Voucher for the month of September 2010. Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to authorize the President to sign the Active Inmate Reimbursement Vouchers for September 2010.

Affidavit for Pauper's Burial Expenses

Ms. McGee presented an Affidavit for Pauper's Burial Expenses for approval. Ms. McGee stated that information on the deceased, Roseanna Brown, had been verified and that the deceased had no property or funds and no family members who have funds to pay burial expenses. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to declare Roseanna Brown, deceased, a pauper.

Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to pay to Glenwood Funeral Home the sum of \$500.00 for burial expenses of Roseanna Brown, all in accordance with Section 43-31-31, Mississippi Code of 1972, as amended.

Accept for Information Certificate of Coverage

Ms. McGee presented for information the Certificate of Coverage verifying that the Mississippi Tort Claims Board has reviewed Warren County's plan of coverage against exposure of risks and has found that the plan meets the requirements of Section 11-46-17, Chapter 46, Title 11, Mississippi Code of 1972, as amended. Motion was made by

Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to accept the Certificate of Coverage for information.

Accept for Information Circuit Clerk's
Aging of Accounts Receivable Schedule

Ms. McGee presented for information the Circuit Clerk's Aging of Accounts Receivable Schedule as of September 30, 2010. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept the report for information.

James R. Sherard, Board Attorney

Ratify Order Re: Vacant Position of
County Extension Director/Ag Agent

Mr. Sherard requested that the Board ratify and adopt an Order confirming that the Warren County Board of Supervisors will continue to provide \$21,363.00 on an annual basis in support of the salary for the County Extension Director/Ag Agent, plus the prorated share of the employee benefits for this position, all in accordance with the long-standing contract between Warren County, acting by and through the Warren County Board of Supervisors and the Mississippi Cooperative Extension Service and Mississippi University. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to ratify and adopt the aforesaid Order. A copy of the Order is attached hereto as Exhibit 9 and incorporated herein by reference.

Authorization to Publish Notice
Re: Runoff Special Election
Justice Court Judge, Central District

Mr. Sherard requested that the Board authorize publication of a notice denoting the precincts that will be voting in the runoff election for Justice Court Judge, Central District. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize publication of a notice denoting the precincts that will be voting in the runoff election for Justice Court Judge, Central District.

Approval of Sign Location Lease Between
the Warren County Port Commission and
The Lamar Companies

Mr. Sherard presented for approval a Sign Location Lease between the Warren County Port Commission and The Lamar Companies covering a certain parcel of land where an outdoor advertising structure ("sign") is currently located, being in S19, T6N, R4E, Warren County, Mississippi. The Lease is for a term of five (5) years, commencing on October 1, 2010 and ending on September 30, 2015, and the annual rental is \$8,400.00, payable in equal monthly installments of \$700.00 each. Mr. Sherard stated the Lease has been approved by the Warren County Port Commission. Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to approve and authorize the President to sign the Lease.

Approval of Lease Between the
Warren County Port Commission and
Key, LLC

Mr. Sherard presented for approval a Lease between the Warren County Port Commission and Key, LLC for that certain property known as 709 Ceres Blvd., Vicksburg, Mississippi, and lying and being situated in S13,T16N,R5E, Warren County, Mississippi. The term of this Lease shall be three (3) months beginning November 3, 2010. The rental for the demised premises is \$1,500.00, payable at the rate of \$500.00 per month. Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to approve and authorize the President to sign the Lease, subject to approval by the Warren County Port Commission.

Accept for Information Petition of
Pebble Beach Homeowners Association
Request to Pave Roads of Parts 11 and 12
of Fairways Subdivision

Mr. Sherard presented the Petition of Pebble Beach Homeowners Association requesting to pave roads of Parts 11 and 12 of Fairways Subdivision. Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to accept the Petition for information.

Approval of Supplemental Docket of Claims

The Board considered the Supplemental Docket of Claims for claims paid on 11/15/2010. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the Supplement Docket of Claims. A copy of the summary of all funds is attached hereto as Exhibit 10 and incorporated herein by reference.

Recess

Motion was made by Supervisor McDonald, seconded by Supervisor Selmon and carried unanimously, to recess until 10:00 a.m. for bid opening.

Bid Opening for Fisher Ferry Bridge Replacement
Project No. BR-0403(11)B

The hour of 10:00 a.m. having arrived, the President stated that the Warren County Board of Supervisors would receive sealed bids for the construction of the Fisher Ferry Bridge Replacement Project No. BR-0403(11)B. The clerk presented proof of publication of notice to contractors, a copy of which is attached hereto as Exhibit 11 and incorporated herein by reference. Seven bids were received:

Fordice Construction Co., Inc.	\$1,522,845.25
Magco, Inc.	\$1,594,745.79
Dirtworks Inc. of Vicksburg	\$1,588,044.00
Dozer, LLC	\$1,745,205.85
Key, LLC	\$1,587,691.94
W.S. Construction, LLC	\$1,677,090.12
Jordan Crane Service	(Irregular Bid not considered)

Mr. Dan Tolar asked the Board to take the bids under advisement to allow time for the bids to be verified. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to take the bids under advisement.

Supervisor Lauderdale Excused

Motion was made by Supervisor McDonald, seconded by Supervisor Selmon and carried unanimously, to excuse Supervisor Lauderdale from attendance.

Recess

Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to recess until 11:30 a.m.

Award of Contract for Fisher Ferry
Bridge Replacement Project No. BR-0403(11)B

Mr. Dan Tolar stated that the bids had been verified and that the lowest regular bid was submitted by Fordice Construction Co. Mr. Tolar recommended that the contract be awarded to Fordice Construction Co., the low bidder, and that the bids of Magco, Inc., Dirtworks Inc. of Vicksburg, Dozer, LLC, Key, LLC, and W.S. Construction, LLC, be rejected as high bids, and requested that the Board adopt an Order awarding the contract to Fordice Construction Co. and establishing a project fund in the amount of \$1,599,000.00. The bid of Jordan Crane Service was an irregular bid and was not considered. A copy of the Order is attached hereto as Exhibit 12 and incorporated herein by reference. Copies of the bids are also attached hereto as Exhibit 13 and incorporated herein by reference. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept the recommendation of the State Aid Engineer to award the contract to Fordice Construction Co., subject to approval by the State Aid Engineer. Supervisors Banks, McDonald and George voted "yea." Supervisor Selmon was absent.

Supervisor Selmon Excused

Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to excuse Supervisor Selmon, who had to leave prior to the award.

Recess

Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to recess until 9:00 a.m., Monday, November 29, 2010.

Richard George, President

