

Tuesday, November 24, 2009, the Board met pursuant to recess. Notice of the meeting was duly posted, as evidenced by Exhibit 1. The following were present:

Honorable Richard George, President (5<sup>th</sup> District)  
William Banks, Vice President (2<sup>nd</sup> District)  
David L. McDonald (1<sup>st</sup> District)  
Charles Selmon (3<sup>rd</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 Supervisor Banks offered the invocation.

Bids for Purchase of \$3,580,000 Tax Anticipation Note,  
Series 2009

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 2009 (the "Note") of the County in the principal amount of Three Million Five Hundred Eighty Thousand Dollars (\$3,580,000) 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 November 2, 2008, she did cause to be published in the *Vicksburg Post*, a newspaper published in 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 24<sup>th</sup> day of November, 2009; said Notice was published on November 3, 10, and 17, 2009, in the 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 receipt of bids and the issuance of the Note.

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 this Board of Supervisors and is attached as Exhibit 2 and incorporated herein by reference.

The hour of 9:00 o'clock a.m. on November 24, 2009, 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 Three (3) 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 Mr. Jimmie Smith with Government Consultants, Inc. and Ms. Elizabeth Garner with the firm of Butler Snow proceed to open the sealed proposals and to read same aloud in the presence and hearing of said Board and of the bidders and other persons assembled. Mr. Smith and Ms. Garner thereupon proceeded to open and read the aforesaid bids, which are as follows: Trustmark National Bank, offering to pay \$3,580,000 for the Three Million Five Hundred Eighty Thousand Dollars (\$3,580,000) principal amount of a Tax Anticipation Note, Series 2009, bearing interest at an interest rate of 1.71%; Hancock Bank, offering to pay \$3,580,000 for the Three Million Five Hundred Eighty Thousand Dollars (\$3,580,000) principal amount of a Tax Anticipation Note, Series 2009, bearing interest at an interest rate of 3.35%; and, Riverhills Bank, offering to pay \$3,580,000 for the Three Million Five Hundred Eighty Thousand Dollars (\$3,580,000) principal amount of a Tax Anticipation Note, Series 2009, bearing interest at an interest rate of 2.10%. Copies of the bids are attached hereto as Exhibit 3 and incorporated herein by reference.

Following the reading of the bids, Supervisor Banks moved to take the bids under advisement to allow Mr. Smith and Ms. Garner time to review the bids and return with a recommendation. The motion was seconded by Supervisor Selmon and carried unanimously.

John Smith, County Administrator

Approval of Request for Purchase of  
Advertisement

Mr. Smith presented a request from the NAACP, Vicksburg Branch, for the purchase of an advertisement in the program booklet for the 13<sup>th</sup> Annual Freedom Fund Celebration to be held December 12, 2009. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to approve the purchase of a full-page advertisement at a cost of \$100.00.

Home Investment Partnerships Program  
Homebuyer Assistance Grant

Mr. Smith requested that the Board to authorize the issuance of a check payable to Artracia Brown and Clyde Ellis, Attorney at Law, in the amount of \$28,750.00 for down payment assistance; and a check payable to Rayburn & Associates, LLC in the amount of \$2,062.50 for grant administration. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the issuance of the aforesaid checks, pending receipt of grant funds from Mississippi Development Authority.

Mr. Smith requested authorization for the President of the Board to sign a letter to Steven C. Hardin, Director of Community Services Division of Mississippi Development Authority, requesting additional funding for Warren County's current HOME Grant Contract in the amount of

\$250,000. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve and authorize the President to sign the aforesaid letter.

Award for Purchase of \$3,580,000 Tax Anticipation Note, Series 2009

Following review of the bids, Mr. Smith and Ms. Garner recommended that the bid of Trustmark National Bank be accepted and the bids of Hancock Bank and Riverhills Bank be rejected. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to accept the bid of Trustmark National Bank at an interest rate of 1.71% and reject the bids of Hancock Bank and Riverhills Bank.

Whereupon, the resolution directing the sale and award of the Tax Anticipation Note, Series 2009 of Warren County, Mississippi was presented, read and its adoption and passage moved by Supervisor Banks, seconded by Supervisor McDonald, and being put to a roll call vote, the result was a follows:

Supervisor Charles Selmon	voted: Aye
Supervisor Bill Lauderdale	voted: Aye
Supervisor Richard George	voted: Aye
Supervisor William Banks	voted: Aye
Supervisor David McDonald	voted: Aye

The motion having received the affirmative vote of a majority of the members present, the President of the Board declared the motion carried and the resolution adopted and the President authorize to sign all necessary documents. A copy of the Resolution is attached as Exhibit 4 hereto and incorporated herein by reference.

Recess

Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to take a brief recess.

Executive Session

Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to consider going into Executive Session to discuss a litigation matter.

Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to go into Executive Session to discussion a litigation matter relative to the Warren County Port Commission.

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

Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, that due to pending litigation in the Circuit Court of Warren County, Mississippi styled "Riverside Construction Company, Inc. v. Warren County Port Commission," Cause No. 08,0141-CI, that payment #9 in the amount of \$102,506.55 due Riverside

Construction Company, Inc. should be interpled into court in the aforementioned cause and that a check in the amount of \$102,506.55 be tendered to the Circuit Clerk.

Adjournment

Motion was made by Supervisor Lauderdale, seconded by Supervisor Selmon and carried unanimously, to recess until 9:00 a.m., Monday, December 7, 2009.

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Richard George, President