

Monday, November 29, 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 (5<sup>th</sup> District)  
William Banks, Vice President (2<sup>nd</sup> District)  
David 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.

Resolution Declaring the Absence of Any Protest  
Against Authorizing and Approving a Loan on  
Behalf of the Warren County Board of Supervisors,  
Warren County, Mississippi, From the Mississippi  
Development Authority

The Clerk reported that pursuant to a resolution declaring the intention of the Warren County Board of Supervisors of Warren County, Mississippi (the "Government Entity"), to authorize and approve a loan (the "loan") on behalf of the Government Entity from the Mississippi Development Authority ("MDA") in a maximum principal amount not to exceed \$118,130.00, for the purpose of installing energy conversion measures to promote energy efficiency and economic growth, she did cause notice of intention to enter into such loan to be published in the *Vicksburg Post*, a newspaper having a general circulation in the County of Warren on November 4, 11, 18, and 25, 2010, as evidenced by proof of publication on file in the office of the Chancery Clerk, a copy of which is attached hereto as Exhibit 3 and incorporated herein by reference. The Clerk further reported that no written protest of any kind or character against the authorization and approval of such loan had been filed in the Clerk's office. Thereupon, Supervisor McDonald offered and moved the adoption of the following resolution:

A Resolution Declaring the Absence of Any  
Protest Against Authorizing and Approving  
A Loan on Behalf of the Warren County  
Board of Supervisors, Warren County,  
Mississippi, From the Mississippi Development  
Authority in the Principal Amount Not to  
Exceed One Hundred Eighteen Thousand One  
Hundred Thirty Dollars (\$118,130)

Supervisor Lauderdale seconded the motion to adopt the foregoing resolution and the motion carried unanimously. A copy of the resolution is attached hereto as Exhibit 4 and incorporated herein by reference.

Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize the President to sign any and all loan documents with MDA.

John McKee, County Engineer

Authorization to Advertise  
Bovina Cut Off Road Project

Mr. McKee requested that the Board approve advertising the Bovina Cut Off Road project. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to authorize advertising for the Bovina Cut Off Road Project.

Tonga Vinson, Purchasing Agent

Term Contract for Asphalt Products  
For 2010

Ms. Vinson stated that on November 15, nearly all of Warren County's term contracts were approved for renewal for the 2011 calendar year, and authority to advertise for asphalt and rock products was granted. Prior to the meeting on November 15, no response had been received from APAC, the single provider of asphalt. However, on November 18, 2010, written confirmation was received from APAC that they are willing to renew the existing contract at existing prices for 2011. Ms. Vinson recommended an extension of the existing contract with APAC. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve an extension of the term contract with APAC for asphalt products. A copy of extension of contract is attached as Exhibit 5 and incorporated herein by reference.

Motion was made by Supervisor McDonald, seconded by Supervisor Selmon and carried unanimously, to rescind authority previously granted on November 15, 2010, to advertise for asphalt products.

John Smith, County Administrator

Approval to Purchase Advertisement  
From NAACP for 14<sup>th</sup> Annual Freedom  
Fund Celebration

Mr. Smith presented a letter from the NAACP, Vicksburg Branch, requesting that the Board purchase an advertisement in the souvenir booklet for the 14<sup>th</sup> Annual Freedom Fund Celebration to be held December 4, 2010, in Vicksburg, Mississippi. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to approve the purchase of a full-page advertisement for \$100.00 in the souvenir booklet for the 14<sup>th</sup> Annual Freedom Fund Celebration.

Approval to Purchase Advertisement  
From Omicron Rho Lambda Educational  
Foundation, Inc.

Mr. Smith presented a letter from the Omicron Rho Lambda Educational Foundation, Inc. requesting that the Board purchase an advertisement in the souvenir booklet for the 22<sup>nd</sup> Annual Dr. Martin Luther King, Jr. Scholarship Breakfast to be held January 17, 2011, in Vicksburg, Mississippi. Motion was made by Supervisor Lauderdale,

seconded by Supervisor Selmon and carried unanimously, to approve the purchase of a full-page advertisement for \$100.00 in the souvenir booklet for the 22<sup>nd</sup> Annual Dr. Martin Luther King, Jr. Scholarship Breakfast.

Approval to Purchase Advertisement  
From The American Legion Department  
of Mississippi

Mr. Smith presented a letter from the The American Legion Department of Mississippi requesting that the Board purchase an advertisement in the souvenir booklet for the American Legion Department of Mississippi Mid-Winter Conference to be held January 13-16, 2011, in Vicksburg, Mississippi. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the purchase of a full-page advertisement for \$100.00 in the souvenir booklet for the American Legion Department of Mississippi Mid-Winter Conference.

Warren County, Mississippi  
\$3,500,000 Tax Anticipation  
Note, Series 2010

Mr. Smith requested that the Board approve payment of the following invoices in connection with the issuance of the \$3,500,000 Tax Anticipation Note, Series 2010:

Invoice of Government Consultants, Inc. in the amount of \$7,500.00 for financial advisory fee

Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to approve payment to Government Consultants, Inc. in the amount of \$7,500.00 for financial advisory fee.

Invoice of Butler/Snow in the amount of \$7,500.00 for note counsel fees and expenses incurred

Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to approve payment to Butler/Snow in the amount of \$7,500.00 for note counsel fees and expenses incurred.

Invoice of James R. Sherard, Board Attorney, in the amount of \$3,750.00 for legal service in connection with Tax Anticipation Note

Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried, to approve payment in the amount of \$3,750.00 for legal services rendered in connection with the Tax Anticipation Note. Supervisors Lauderdale, McDonald, Selmon and George voted "yea" and Supervisor Banks voted "nay."

Invoice of Dot McGee, Chancery Clerk, for copies/Seals in connection with the Tax Anticipation Note

Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve payment in the amount of \$125.00 to Dot McGee, Chancery Clerk, for copies/seals in connection with the Tax Anticipation Note.

Invoice of *Vicksburg Post* in the amount of \$164.40 for publication of Notice of Intention 10/22, 10/29 and 11/05/2010.

Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously to approve payment to *Vicksburg Post* in the amount of \$164.40 for publication fees for Notice of Intention.

Acceptance of Donation from  
Tara Wildlife

Mr. Smith presented a check in the amount of \$700.00 which represents a donation by Purvis Grange Foundation, Inc., d/b/a Tara Wildlife for the Birding, Game and Fish Fund. The funds are to be used to help purchase all-terrain tires for the local conservation officer. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept the donation from Purvis Grange Foundation, Inc., d/b/a Tara Wildlife in the amount of \$700.00.

Acceptance of Resignation of  
Jinjer Smith-Taylor as Justice  
Court Deputy Clerk

Mr. Smith presented a letter of resignation from Jinjer Smith-Taylor, Justice Court Deputy Clerk, resigning her position, effective November 26, 2010. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to accept Ms. Smith-Taylor's resignation.

Acceptance of Resignation of  
Dan Fordice from Warren County  
Airport Authority Board

Mr. Smith presented a letter of resignation from Dan Fordice resigning from the Warren County Airport Authority Board. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to accept Mr. Fordice's resignation for the Warren County Airport Authority Board.

Dot McGee, Chancery Clerk

Approval of Affidavits for Pauper's Burial Expenses

Ms. McGee presented an Affidavit for Pauper's Burial for Clebe Middleton. Ms. McGee stated that information on the deceased, Clebe Middleton, 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 McDonald, seconded by Supervisor Lauderdale and carried unanimously, to declare Clebe Middleton, deceased, a pauper for the purpose of obtaining a burial plot in City Cemetery; no money is being paid to the funeral home.

Ms. McGee presented an Affidavit for Pauper's Burial Expenses for Patricia Ann Gainey, deceased. Ms. McGee stated that information on the deceased 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 Selmon and carried unanimously, to declare Patricia Ann Gainey, deceased, a pauper.

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

Authorization to Advertise Notice of  
Final Settlement - Project No. SAP-75(15)M

Ms. McGee stated that notification has been received from Office of State Aid Road Construction that final payment to contractor for the above captioned project has cleared and that Notice of Publication of Final Settlement should be published. Ms. McGee requested authorization to publish this notice. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to authorize publication of this notice.

Acceptance of Petition of Homeowners  
Forrest Cove Subdivision, Parts 1 and 2  
Request to Pave Roads

Supervisor McDonald presented a petition of the Homeowners Association of Forrest Cove Subdivision, Parts 1 and 2, requesting roads to be paved. Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to accept the petition for information.

Executive Session

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

Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to go into Executive Session to discuss pending litigation.

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

Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to instruct the Attorney, Ken Rector, to continue on the same course of action as in the past.

Adjournment

Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to adjourn until 9:00 a.m., Monday, December 6, 2010.

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Richard George, President