

State of Mississippi  
County of Warren

At a regular meeting of the Board of Supervisors of said County, held according to law, at the Courthouse in the City of Vicksburg on Monday, April 4, 2011, being the time and place for the holding of the regular term of said Board, with proper Notice having been posted (Ex. 1), and the Agenda for the meeting being attached (Ex. 2), 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 called the meeting to order at 9:00 a.m. and offered the invocation.

#### Approval of March Minutes

The March minutes were presented for approval. Supervisor Banks moved, seconded by Supervisor McDonald and carried unanimously, to approve and authorize the President to sign the minutes.

#### Richard Winans, Road Manager

##### Acceptance of March 2011 Monthly Work Order Report

Mr. Winans presented the March 2011 Work Order Report for information. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept the report for information.

##### Approval of Driveway Permit

Mr. Winans presented one (1) driveway permit for approval. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to accept the recommendation of the Road Manager to approve the driveway permit contained in Exhibit 3 attached hereto and incorporated herein by reference.

##### Approval of Temporary Easements

Mr. Winans presented nine (9) temporary easements for approval. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the temporary easements contained in Exhibit 4 attached hereto and incorporated herein by reference.

##### Lease/Purchase Program CAT D5G Motor Grader

Mr. Winans stated that in June of this year the CAT D5G lease will expire and a balloon note of \$54,000.00

is due on or before July 7, 2011. Mr. Winans recommended payment of the balloon note, which will remove this equipment from the lease/purchase program. Mr. Winans said that looking to the future, the County will be renewing a lease/purchase agreement on three (3) motor graders in August of 2011, making a decision on two (2) CAT 320 units in December 2011, and renewing a lease/purchase agreement on a wheel loader in August of 2012, and, in his opinion, payment of the balloon note would ensure maintaining an affordable lease/purchase program for future use. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to accept the recommendation of the Road Manager to authorize the payment of the balloon note of \$54,000.00 to purchase the CAT D5G.

Kings Point Ferry II  
Hours of Operation

Mr. Winans advised that the Kings Point Ferry II hours of operation, beginning Friday, April 1, 2011, would be as follows: Sunday - Saturday, 6:00 a.m. - 9:30 p.m. (7 days a week). These hours will remain in effect until this fall when daylight savings time ends. Motion was by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to accept this information.

John McKee, County Engineer

Orders of the Warren County Board of Supervisors  
LSBP-75(12) Avenue D and LSBP-75(13) Wood Street

Mr. McKee presented Orders for LSBP project programs for Warren County, designated as LSBP-75(12) and LSBP-75(13). Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to adopt the Orders setting forth LSBP replacement and rehabilitation projects designated as LSBP-75(12) and LSBP-75(13). Copies of the Orders are attached hereto as Exhibit 5 and incorporated herein by reference.

Request of Comcast for Waiver  
of Deposit Requirement - Utility Permit

Mr. McKee presented a request from Comcast asking the Board to waive all deposit requirements of Section #3.1L of the Policy of the Accommodations of the Facilities Within the Right-of-Way of Public Roads. Following discussion, motion was made by Supervisor Lauderdale, seconded by Supervisor Selmon and carried unanimously, to reject the request of Comcast for a waiver of deposit requirements.

Withdrawal of Request for Abandonment  
of a Portion of Kings Point Road

The President presented a letter from Richard Puckett stating that he had decided to withdraw his request for abandonment of a portion of Kings Point Road. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve the withdrawal of the request.

Cheri Emery, Associate, Jimmy G. Gouras Urban  
Planning Consultants

Community Revitalization Project  
No. R-103-075-01-KED  
Haining Road Project

Ms. Cheri requested that the Board authorize the issuance of checks, upon receipt of MDA funds, to pay ABMB Invoice #28 in the amount of \$19,922.57 for architect/engineering expenses and Pay Estimate #23 in the amount of \$105,885.21 of Key, LLC for bridge/intersection expense, and approve Request for Cash #30 in the amount of \$125,807.78 to pay the aforesaid invoices. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve this request.

CDBG Project No. R-110-073-01-GZ  
Bayou Project

Ms. Emery requested that the Board authorize the issuance of a check, upon receipt of MDA funds, to pay ABMB Invoice #16 in the amount of \$14,768.82 for architect/engineering expense and Jimmy G. Gouras Urban Planning Consultants, Inc. Invoice #9076 in the amount of \$3,381.25 and Request for Cash #17 in the amount of \$18,150.07. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve this request.

Ms. Emery presented a proposed budget modification to increase the line item for legal services by \$13,275.00 for a total to \$23,275.00 for the Bayou Project. Also, this modification is needed to change the grant number from R-110-073-01-GZ to R-110-075-01-GZ. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve the modification. A copy of the Modification Signature Sheet is attached as Exhibit 6 and incorporated herein by reference.

Recognition of Guests

The Board recognized Ms. Cathy Watts of MidWest and students.

Jim Agent, Deputy Tax Assessor

Approval of Reduction of Assessment  
2010 Real Property Assessment Roll

Mr. Agent presented petitions for reduction of assessment on 41 parcels for a total reduction of the assessment on the 2010 Real Property Assessment Roll of \$154,918.00. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to adopt Orders approving reduction of assessments on the 2010 Real Property Assessment Roll totaling \$154,918.00. Copies of the Orders are attached hereto as Exhibit 7 and incorporated herein by reference.

Approval of Increase of Assessment  
2010 Real Property Assessment Roll

Mr. Agent presented petitions for increase of assessment on three parcels for a total increase of the assessment on the 2010 Real Property Assessment Roll of \$12,196.00. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to adopt Orders approving increase of assessments on the 2010 Real Property Assessment Roll totaling \$12,196.00. Copies of the Orders are attached hereto as Exhibit 8 and incorporated herein by reference.

Approval of Increase of Assessment  
2010 Personal Property Assessment Roll

Mr. Agent presented one (1) petition for reduction of assessment on the 2010 Personal Property Assessment Roll in the amount of \$3,198.00. Motion was made by Supervisor Lauderdale, seconded by Supervisor Selmon and carried unanimously, to adopt an Order approving increase of assessment on the 2010 Personal Property Assessment Roll of \$3,198.00. A copy of the Order is attached hereto as Exhibit 9 and incorporated herein by reference.

Approval of Reduction of Assessment  
2010 Personal Property Assessment Roll

Mr. Agent presented petitions for reduction of assessments on four parcels for a total reduction of the assessment on the 2010 Personal Property Assessment Roll totaling \$41,466.00. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to adopt Orders approving reduction of assessments on the 2010 Personal Property Assessment Roll totaling \$41,466.00. Copies of the Orders are attached hereto as Exhibit 10 and incorporated herein by reference.

Approval to Adjust Exemption on  
2010 Homestead Exemption Supplemental Roll

Mr. Agent presented petitions for 8 adjustments to the homestead exemptions previously granted to taxpayers on the 2010 Homestead Exemption Supplemental Roll for approval. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to adopt Orders approving adjustments to the homestead exemptions previously granted to taxpayers on the 2010 Homestead Exemption Supplemental Roll. Copies of the Orders are attached hereto as Exhibit 11 and incorporated herein by reference.

John Smith, County Administrator

Approval to Hire Angela Bates to  
Fill Assistant Receiving/Data Entry  
Clerk Position - Purchasing Department

Mr. Smith presented a recommendation from Tonga Vinson, Purchasing Agent, to hire Angela Bates as Receiving/Data Entry Clerk in the Purchasing Department, effective April 18, 2011. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried

unanimously, to accept the recommendation of the Purchasing Agent to approve hiring Angela Bates as Receiving/Data Entry Clerk in the Purchasing Department.

Approval to Pay Invoices

Mr. Smith presented the following invoices of John E. McKee, Jr., P.E. for approval: Invoice No. 1221-S120 in the amount of \$6,101.79 for state aid and LSBP projects, Invoice No. 62 in the amount of \$26,867.17 for miscellaneous engineering and surveying services, and Invoice No. 1221-C105R in the amount of \$2,499.10 for county funded projects. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve payment of the aforesaid invoices.

Mr. Smith presented the invoice of James R. Sherard, Board Attorney, in the amount of \$13,524.44 for legal services for February 1, 2011 to March 28, 2011. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried, to approve payment of the invoice. Supervisors McDonald, Lauderdale, Selmon and George voted "Yea" and Supervisor Banks voted "Nay."

Approval for Reimbursement to Drug Court

Mr. Smith presented a request from Maryam Husband, Drug Court Coordinator, for reimbursement in the amount of \$4,335.17 for the Drug Court Coordinator's salary, matching benefits and insurance for the month of March 2011. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve reimbursement in the amount of \$4,335.17 for the Drug Court Coordinator's salary for March 2011.

Approval to Pay E911 Dispatchers' Salaries, Matching Benefits and Insurance

Mr. Smith requested approval to pay E911 Invoice in the amount of \$18,333.03 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for March 2011, pursuant to Interlocal Agreement. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to approve payment to E911 in the amount of \$18,333.03 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for March 2011.

Approval of Request of Warren County Parks and Recreation Commission for Third Quarter Allotment for 2010-2011

Mr. Smith presented a request from the Warren County Parks and Recreation Commission for their third quarter allotment in the amount of \$70,000.00. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve payment to the Warren County Parks and Recreation Commission of their third quarter allotment in the amount of \$70,000.00.

2011 Community Development Block  
Grant Public Facilities Program

Mr. Smith stated that the Warren County Selection Committee composed of Dot McGee, Chancery Clerk; John Smith, County administrator; Tonga Vinson, Purchasing Agent; Penny Evans, Purchasing Department; and Loretta Brantley, Accounting Department, had met and reviewed all proposals and has recommended award to Jimmy G. Gouras Urban Planning Consultants for administrative services and ABMB Engineers for engineering services and that the proposals of Orion Engineering, Inc. and Cook Coggin Engineers, Inc be rejected. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to accept the recommendation of the Selection Committee to award to Jimmy G. Gouras Urban Planning Consultants for administrative services and to ABMB Engineers for engineering services and reject the proposals of Orion Engineering, Inc. and Cook Coggin Engineers, Inc. Copies of proposals are attached hereto as Exhibit 12 and incorporated herein by reference.

Approval to Purchase Advertisements  
Vicksburg/Warren Central High Schools  
and Miss Mississippi

Mr. Smith asked the Board to consider a request to purchase advertisements in the Vicksburg High School and Warren Central High School football program booklets this year, at a cost of \$550.00 for a full-page advertisement. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the request.

Mr. Smith requested that the Board consider a request to purchase an advertisement in the souvenir booklet for the 2011 Miss Mississippi pageant, at a cost of \$300.00 for a full-page advertisement. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve the request.

Redistricting Plans

Supervisory Districts

Mr. Smith stated that the Board has prepared two (2) possible plans for redistricting of the five (5) supervisory districts. Both plans follow the U.S. Department of Justice guidelines and use 2010 U.S. Census data, indicating the County population to be 48,773. The proposed Plans 1 and 2 are ready for public viewing and will be available in the Board of Supervisors Room, beginning Monday, April 11, 2011 through Friday, April 15, 2011, and Monday, April 18, 2011 through Friday, April 22, 2011.

The Board has scheduled two (2) public meeting for the purpose of receiving public input on the plans. The first public meeting is scheduled for Monday, April 25, 2011, at 10:00 o'clock a.m., in the Board of Supervisors Room, located on the third floor of the Warren County Courthouse. The second public meeting is scheduled for May 2, 2011, at 7:00 o'clock p.m., in the Board of Supervisors Room, on the third floor of the Warren County Courthouse.

Mr. Smith requested that the Board approve the two (2) plans for public viewing. Motion was made by Supervisor Selmon, seconded by Supervisor Lauderdale and carried unanimously, to approve the two (2) plans for public viewing. Copies of Plans 1 and 2 are attached hereto as Exhibit 13 and incorporated herein by reference.

Mr. Smith requested that the Board authorize publication of notice to the public of the meetings on redistricting of the supervisory districts. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize publication of the notice of public hearings in the *Vicksburg Post* on April 6, 9 and 10, 2011. A copy of the notice is attached hereto as Exhibit 14 and incorporated herein by reference.

Mr. Smith requested that the Board approve the proposed schedule for redistricting public meetings for supervisory districts:

First public meeting - Supervisory Districts  
April 25, Monday at 9:00 a.m.  
Second public meeting - Supervisory Districts  
May 2, Monday at 7:00 p.m.

Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to approve the proposed schedule for public meetings for supervisory districts. A copy of the proposed schedule is attached hereto as Exhibit 15 and incorporated herein by reference.

#### Justice Court and Constabulary Districts

Mr. Smith stated that the Board has prepared two (2) plans, Plans A and B, for Justice Court and constabulary redistricting and requested that the Board approve the proposed schedule for redistricting public meetings for Justice Court and constabulary districts. The Board has scheduled Monday, May 23, 2011, at 10:00 a.m., for the purpose of receiving public input on the plans. A copy of the proposed schedule is attached hereto as Exhibit 16 and incorporated herein by reference.

Mr. Smith requested authorization to publish notice of the public meeting for Justice Court and constabulary districts in the *Vicksburg Post* on May 4, May 7 and May 8, 2011. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to authorize publication of the notice.

Dot McGee, Chancery Clerk

#### Acceptance of Monthly County Reports

Ms. McGee presented the General Ledger Cash Balances and Cash Receipts Journal for March 2011 for information. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept the reports for information.

### Approval of March Docket of Claims

Ms. McGee presented the Docket of Claims for claims paid from 03/01/2011 through 03/31/2011 for approval. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve the Docket of Claims as presented. A copy of the Summary of Funds is attached hereto as Exhibit 17 and incorporated herein by reference.

### Approval of Justice Court Settlements

Ms. McGee presented the Justice Court settlements for the Clearing Account Cash Journal, Civil Court Cash Journal and Criminal/Traffic Cash Journal for the period 02/21/2011 to 03/21/2011 for approval. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the aforesaid reports.

### Acceptance of Warren County Port Commission and Park and Recreation Commission Minutes

Ms. McGee presented the minutes of the Warren County Port Commission for February 22, 2011 and Park and Recreation Commission minutes for February 15, 2011 for information. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to accept these minutes for information.

### Approval of Supplemental Docket of Claims

The Supplemental Docket of Claims for payment of March bills was considered. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried, to approve the Docket of Claims. Supervisors Lauderdale, McDonald, Selmon and George voted "Yea" and Supervisor Banks voted to pay all claims except Claim No. 1601. A copy of the Summary of Funds is attached hereto as Exhibit 18 and incorporated herein by reference.

### Recess

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

### 10:00 A.M. Bid Opening for Warren County Bayou Project - CDBG Project #R-110-075-01-GZ - Phase 2 Spouts Spring Bayou

The President stated that the hour of 10:00 a.m. had arrived and that the Warren County Board of Supervisor would receive sealed bids for the construction of a bank stabilization project along certain bayous known as Warren County Bayou Project - CDBG Project #R-110-075-01-GZ - Phase 2 Spouts Spring Bayou. The Clerk stated that proof of publication is on file, a copy of which is attached hereto as Exhibit 19 and incorporated herein by reference. Eight bids were received, being as follows: Dirtworks Inc. of Vicksburg, Inc. \$177,541.60; Garrett Enterprises Consolidated, Inc., \$192,068.00; Wilco, Inc., \$139,454.00; Riverside Construction Company, \$131,512.80; Central Asphalt, \$171,916.00; Lampkin Construction, \$107,021.20; Unicon, Inc., \$145,616.00; and DRC Emergency Services, LLC,

\$276,773.86. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to take the bids under advisement. Copies of bid sheets are attached hereto as Exhibit 20 and incorporated herein by reference.

Bid Opening for Fairways Paving Project-Project No. 75(310)

The President stated that the Warren County Board of Supervisors would now receive sealed bids for the construction of, base repairs, asphalt overlay, soil cementing and reclamation of County roads known as Fairways Paving Project No. 75(310). The Clerk stated that proof of publication is on file, a copy of which is attached hereto as Exhibit 21 and incorporated herein by reference. Two bids were received, being as follows: APAC-MS, Inc., \$451,025.00 and Central Asphalt, \$359,704.39.

Bid Opening for Forrest Cove Paving Project-Project No. 75(311)

The President stated that the Warren County Board of Supervisors would now receive sealed bids for the construction of, base repairs, asphalt overlay, soil cementing and reclamation of County roads known as Forrest Cove Project No. 75(311). The Clerk stated that proof of publication is on file, a copy of which is attached hereto as Exhibit 22 and incorporated herein by reference. Two bids were received, being as follows: Central Asphalt, \$203,108.85 and APAC-MS, \$250,428.00.

Motion was made by Supervisor McDonald, seconded by Supervisor Banks and carried unanimously, to recess until 10:45 for verification of bids and award of the contracts for the Fairways and Forrest Cove paving projects.

Award of Contracts for Fairways Paving Project-Project No. 75(310) and Forrest Cove Paving Project-Project No. 75(311)

Mr. McKee, County Engineer, stated that the bids for the Forrest Cove Paving Project had been verified and recommended award to Central Asphalt, low bidder, and rejection of the bid of APAC-MS, high bidder. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to award the contract for the Forrest Cove Paving Project, Project No. 75(311) to Central Asphalt, low bidder, and to reject the bid of APAC-MS, high bidder, and authorize the President to sign all documents related to the project. Copies of the bid sheets are attached hereto as Exhibit 23 and incorporated herein by reference.

Mr. McKee stated that bids for the Fairways Paving Project had been verified and recommended award to Central Asphalt, low bidder, and rejection of the bid of APAC-MS, high bidder. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to award the contract for the Fairways Paving Project, Project No. 75(310) to Central Asphalt, the low bidder, and to reject the bid of APAC-MS, high bidder, and authorize the President to sign all documents related to the project.

Copies of the bid sheets are attached hereto as Exhibit 24 and incorporated herein by reference.

Appointments to Local Mitigation Council

Mr. Smith presented a request from Gwen Coleman, Director of the Emergency Management Agency, to approve the following appointments, by position, to the Local Mitigation Council, a sub-committee of the Warren County Hazard Mitigation Plan: Emergency Management Director, Volunteer Fire Coordinator, Warren County Sheriff, County Road Manager, County Engineer Designee, County Board Member, Hinds Community College Vicksburg-Branch Director, and Vicksburg Warren School District Designee. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve appointment of persons holding the aforesaid positions to the Local Mitigation Council.

Recess

Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to recess until 9:00 a.m., Monday, April 18, 2011.

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Richard George, President