

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 Tuesday, July 5, 2011, being the time and place for the holding of the regular term of said Board, with notice having been posted (Ex. 1), and the agenda for the meeting being attached (Ex. 2), the following were present:

Honorable Richard George, President (5th District)
William Banks, Vice President (2nd District)
David L. McDonald (1st District)
Charles Selmon (3rd District)
William Lauderdale (4th 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 Supervisor Selmon offered the invocation.

Approval of June Minutes

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

National Night Out 2011 Proclamation

In support of the National Association of Town Watch's 28th Annual National Night Out on August 1, 2011, the Warren County Board of Supervisors proclaimed Monday, July 18, 2011 as "National Night Out Kick Off Day" in Warren County.

Richard Holland, Tax Assessor

2011 Warren County Real and Personal Property Tax Rolls

Mr. Holland stated that state law requires that the Tax Assessor deliver the tax rolls to the Board of Supervisors on the first Monday in July. The Tax Assessor has completed the assessment of both the real and personal property rolls and recapitulation of the tax rolls. The total recapitulation of the land roll is \$2,517,537,450. The total recapitulation of the personal property roll is \$956,783,861. The total recapitulation is \$3,474,321,311. The 2010 total recapitulation was \$3,507,725,352. The 2011 total true value percentage decrease of the Warren County real and personal property rolls is 1.0%. Mr. Holland asked that the Board accept the rolls. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to accept the 2011 Real and Personal Property Rolls of Warren County. A copy of the recap is attached hereto as Exhibit 3 and incorporated herein by reference. Further, the Board scheduled Equalization meetings for Wednesday, July 6, 2011, beginning at 1:00 p.m.; Thursday, July 7, 2011, beginning at 9:00 a.m.; and Friday, July 8, 2011, beginning at 9:00 a.m.

John McKee, County Engineer

Approval of Contractors Estimate No. 2
Fairways Paving Project No. 75(310)

Mr. McKee presented Contractors Estimate No. 2 of Central Asphalt Co., Inc., in the amount of \$129,164.22 for work performed on the Fairways Paving Project No. 75(310). Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve payment to Central Asphalt Co., Inc. in the amount of \$129,164.22 for work performed on the Fairways Paving Project No. 75(310).

Approval of Contractors Estimate No. 3
Forrest Cove Paving Project No. 75(311)

Mr. McKee presented Contractors Estimate No. 3 of Central Asphalt Co., Inc., in the amount of \$4,822.48 for work performed on the Forrest Cove Paving Project No. 75(311). Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve payment to Central Asphalt Co., Inc. in the amount of \$4,822.48 for work performed on the Forrest Cove Paving Project No. 75(311).

Dexter Jones, Inventory Control Clerk

Approval of Monthly Fixed Asset
Disposition Listing For
6/01/2011 - 06/30/2011

Mr. Jones presented the monthly Fixed Asset Disposition Listing for the period of 06/01/2011 through 06/30/2011 for approval. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the monthly Fixed Asset Disposition Listing for 06/01/2011 through 06/30/2011.

John Smith, County Administrator

Approval to Pay Invoices

Mr. Smith presented the following invoices of John E. McKee, Jr., P.E. for approval: Invoice No. 1221-S122 in the amount of \$11,577.87 for State Aid and LSBP projects; Invoice no. 1221-C107 in the amount of \$30,823.89 for county funded projects; and Invoice No. 65 in the amount of \$28,303.71 for miscellaneous engineering and surveying services. Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks 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 \$7,995.00 for legal services for June 1, 2011 to June 29, 2011. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald 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 June 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 June 2011.

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

Mr. Smith requested approval to pay E911 Invoice in the amount of \$18,313.71 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for June 2011, pursuant to Interlocal Agreement. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to approve payment to E911 in the amount of \$18,313.71 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for June 2011.

Approval of Request To Issue Check

Mr. Smith presented a request from Loretta S. Brantley, Payroll Clerk, for authorization to issue a check to refund overpayment of retirement contributions, per PERS, for calendar year 2010 to Constable John Heggins in the amount of \$67.62. Motion was made by Supervisor Lauderdale, seconded by Supervisor Selmon and carried unanimously, to approve this request.

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

Mr. Smith requested that the Board authorize the issuance of checks, upon receipt of MDA funds, to pay ABMB Invoice #31 in the amount of \$31,677.60 for architect/engineering expenses and Pay Estimate #26 in the amount of \$103,878.93 of Key, LLC for bridge/intersection expense, and approve Request for Cash #33 in the amount of \$135,556.53 to pay the aforesaid invoices. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve this request.

CDBG Project No. R-110-075-01-GZ
Bayou Project

Mr. Smith requested that the Board authorize the issuance of checks, upon receipt of MDA funds, to pay ABMB Invoice #19 in the amount of \$33,869.93 for architect/engineering expense and approve Request for Cash #20 in the amount of \$33,869.93. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve this request.

Warren County EECBG Lighting/HVAC
Project- Final Payment

Mr. Smith presented the Application and Certification for payment for the Warren County EECBG Lighting/HVAC Project and requested that the Board approve final payment to Metro Mechanical, Inc. in the amount of \$15,025.45 and acceptance of the following documents: Warranty letter from Metro Mechanical, Inc., Contractor's Affidavit of Release of Liens, Contractor's Affidavit of Payment of Debts and Claims, and Consent of Surety to Final Payment. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve payment to Metro Mechanical, Inc. in the amount of \$15,025.45 and accept and approve the aforesaid documents.

Authorization to Advertise Logic and
Accuracy Testing on Voting Machines

Mr. Smith requested that the Board authorize advertising notice that logic and accuracy testing on voting machines to be used in the August 2, 2011 Democratic and Republican Party Primary elections will begin on Thursday, July 21, 2011, at 8:00 a.m., and will continue each weekday to 5:00 p.m., until all machine testing is completed. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize advertising the logic and accuracy testing on voting machines.

Authorize Payment of Fourth Quarter
Allotment to Warren County Parks
and Recreation Commission

Mr. Smith presented a request from the Warren County Parks and Recreation Commission for the fourth quarter allotment in the amount of \$80,000.00. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the aforesaid request.

Dot McGee, Chancery Clerk

Acceptance of Monthly County Reports

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

Approval of June Docket of Claims

Ms. McGee presented the Docket of Claims for claims paid from 06/01/2011 through 06/30/2011 for approval. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried, to approve the Docket of Claims as presented. A copy of the Summary of Funds is attached hereto as Exhibit 4 and incorporated herein by reference. Supervisors Lauderdale, McDonald, Selmon and George voted "Yea" and Supervisor Banks voted to pay all claims except claim no. 2202.

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 05/21/2011 to 06/20/2011 for approval. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve the aforesaid reports.

Acceptance of Tax Collector's Report
of Privilege Tax License Collections
for 05/01/2011 to 05/31/2011

Ms. McGee presented the Tax Collector's report of privilege tax license collections for the period 05/01/2011 to 05/31/2011 for information. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept the report for information.

Acceptance of Warren County Parks and Recreation
Commission, Warren County Port Commission
and E-911 Minutes

Ms. McGee presented the minutes of Warren County Park and Recreation Commission for May 24, 2011, E-911 Commission for May 25, 2011, and Warren County Port Commission for May 16, 2011 for information. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to accept these minutes for information.

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, Jerry H. Tatum, 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 Selmon, seconded by Supervisor Lauderdale and carried unanimously, to declare Jerry H. Tatum, deceased, a pauper.

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

Approval of Application for Certification

Ms. McGee requested that the Board approve the Application for Certification of Warren County for fiscal year 2010-2011 for authority to expend the one (1) mill, according to Section 27-39-329(b), Miss. Code Ann., as amended. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve and authorize the President to sign the Application for Certification for FY 2010-2011.

James R. Sherard, Board Attorney

Order of Correction Decreasing
Assessment for Personal Property
of Ameristar Casino Vicksburg, Inc.
for 2009 (PPIN 2407)

The Board considered the matter of an Order of correction decreasing the assessment for personal property of Ameristar Casino Vicksburg, Inc. ("Ameristar") for 2009 (PPIN 2407). Following discussion, motion was made by Supervisor McDonald, seconded by Supervisor Selmon and carried unanimously, to adopt an Order of Correction. By Order of the Board dated August 23, 2010, the valuation of the personal property of Ameristar (PPIN 2407) for the year 2009 was reduced from \$84,522,442.00 to \$73,773,381.00, a decrease of \$10,749,061.00, resulting in an assessed value of \$11,066,007.00 and a net decrease in assessed value of \$1,612,359.00. Ameristar paid \$1,554,495.45 in taxes based on the original assessed value. A refund of \$196,869.03 was to be paid Ameristar in the form of one(1) payment payable on or before February 15, 2011. An error of the computation of the refund due has been discovered. Based upon the agreed upon reduction in assessed value, the refund payable to Ameristar for 2009 personal property taxes should be \$197,691.34 according to the Warren County tax assessor, therefore, Ameristar is due, for 2009 personal property taxes (PPIN 2407), \$197,691.34, an \$822.31 increase over the original computed refund of \$196,869.03, and said refund should be paid on or before July 20, 2011. A copy of the Order is attached hereto as Exhibit 5 and incorporated herein by reference.

Approval of Supplemental Docket of Claims

The Supplemental Docket of Claims for payment of June 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. 2202. A copy of the Summary of Funds is attached hereto as Exhibit 6 and incorporated herein by reference.

Recess

Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to recess until 1:00 p.m., July 6, 2011.

Richard George, President