

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, March 7, 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 (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 Banks offered the invocation.

Approval of February Minutes

The February 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

Mississippi Mosquito and Vector
Control Annual Workshop

Mr. Winans stated that the Mississippi Mosquito and Vector Control Association, Inc. will be holding its annual workshop on April 13 - 14, 2011 in Rankin County, Mississippi. Mr. Winans requested permission to send Earl Carson, Shop Superintendent, and James Skipper and Dennis Holmes, Mosquito Technicians, to this two-day workshop to become certified in mosquito control for Warren County. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to approve this request.

Acceptance of February 2011
Monthly Work Order Report

Mr. Winans presented the February 2011 Work Order Report for information. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale 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 four (4) temporary easements for approval. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to approve the temporary easements contained in Exhibit 4 attached hereto and incorporated herein by reference.

John McKee, County Engineer

Fisher Ferry Road Bridge Replacement
Project No. BR-0403(11)B
Approval of Subcontract Requests No. 1-5

Mr. McKee stated that the contractor, Fordice Construction Company, had recently submitted the following requests to subcontract certain items of work for the above referenced project:

- 1) Traffic Control Products Company, Inc.
- 2) Central Asphalt Company, Inc.
- 3) Mississippi Paving & Construction, Inc.
- 4) Atwood Fence Company, Inc.
- 5) Pro Turf, Inc.

Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to approve Subcontract Requests No. 1 -5. Copies of Subcontract Requests No. 1 -5 are attached hereto as Exhibit 5 and incorporated herein by reference.

Contractors Estimate No. 3 and Final
2010 Striping Project No. 75(306)

Mr. McKee presented Progress Payment Estimate No. 3 and Final in the amount of \$13,245.21 due Robbie Robinson, Inc. for work performed on the above referenced project. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize payment of Progress Payment Estimate No. 3 and Final in the amount of \$13,245.21 to Robbie Robinson, Inc. for work performed on the 2010 Striping Project No. 75(306).

Contractors Estimate No. 5 and Final
2010 Paving Project No. 75(305)

Mr. McKee presented Progress Payment Estimate No. 5 and Final in the amount of \$41,275.81 due APAC-Mississippi, Inc. for work performed on the above referenced project. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize payment of Progress Payment Estimate No. 5 and Final in the amount of \$41,275.81 to APAC-Mississippi, Inc. for work performed on the 2010 Paving Project No. 75(305).

Tonga Vinson, Purchasing Agent

Authorization to Advertise for Bids for
Three (3) Motor Graders and Authorization
to Exercise Buyback on Existing Graders

Ms. Vinson said that Warren County has three Volvo motor graders that are coming up for 48-month buyback in

June 2011 or the balloon payments are due in August 2011. The Road Manager has indicated that he would like for the three (3) existing units to go through the buyback process and be released to Volvo/Scott Equipment for their buyback value of \$135,078.00 per unit, which will in turn be used to pay off the balloon notes due on each in the same amount. Ms. Vinson requested that the Board authorize advertising for new motor graders to be purchased through the standard lease-purchase program and authorize requesting rate quotes once the purchase prices are known. Ms. Vinson also requested that the Board authorize release of the existing units to Volvo/Scott Equipment, as needed. The Warren County Property identification numbers for these units are 9610, 9611 and 9612. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried, to authorize advertising for new motor graders to be purchased through the standard lease-purchase program and authorize requesting rate quotes once the purchase prices are known. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried, to authorize the release of the three (3) existing units to go through the buyback process to Volvo/Scott Equipment for their buyback value of \$135,078.00 per unit, which will in turn be used to pay off the balloon notes due on each in the same amount. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

Ratification of Emergency Declaration
Port Commission/T-Dock Repair

Ms. Vinson stated that a situation had developed at the T-Dock Facility regarding a pavement replacement project currently underway there. During the replacement process, it was discovered that a huge void existed under the main approach, creating a hazardous, unsafe condition. The engineering firm, ABMB Engineering, recommended closing the T-Dock approach, which was done on March 2nd. The Port Director, in conjunction with ABMB Engineering, declared the need for additional repair as an emergency and polled the Port Commission for verbal approval. In order to maintain the structural integrity of the main approach and prevent an extended shutdown of the port terminal facility, the contractor, Triple J. Dirt Company, was authorized to proceed with the repair at an estimated cost of \$14,812.50. Ms. Vinson requested that the Board approve and ratify this emergency declaration as required by statute, subject to and pending action of the Port Commission on the same matter at their meeting on March 21st. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried, to approve and ratify this emergency declaration as required by statute, subject to and pending action of the Port Commission on the same matter at their meeting on March 21st. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

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-S119 in the amount of \$24,032.23 for state aid and LSBP projects, and Invoice No. 61 in the amount of \$24,458.40 for miscellaneous engineering and surveying services. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried, to approve payment of the aforesaid invoices. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

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 February 2011. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried, to approve reimbursement in the amount of \$4,335.17 for the Drug Court Coordinator's salary for February 2011. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

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

Mr. Smith requested approval to pay E911 Invoice in the amount of \$19,394.94 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for February 2011, pursuant to Interlocal Agreement. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried, to approve payment to E911 in the amount of \$19,394.94 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for February 2011. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

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 #27 in the amount of \$6,335.52 for architect/engineering expenses and Pay Estimate #22 in the amount of \$28,482.16 of Key, LLC for bridge/intersection expense, and approve Request for Cash #29 in the amount of \$34,817.68 to pay the aforesaid invoices. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried, to approve this request. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

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

Mr. Smith requested that the Board authorize the issuance of a check, upon receipt of MDA funds, to pay ABMB Invoice #15 in the amount of \$3,536.81 for architect/engineering expense and Request for Cash #16 in the amount of \$3,536.81. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried, to approve this request. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

Appointment of Selection Committee
2011 CDBG Public Facilities Program

Mr. Smith requested that the Board appoint a Selection Committee to review proposals for the 2011 Community Development Block Grant Public Facilities Program consisting of Dot McGee, Chancery Clerk; John Smith, County Administrator; Tonga Vinson, Purchasing Agent; Penny Evans, Purchasing Assistant Director; and Loretta Brantley, Accounting Clerk. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried, to approve the appointment of the aforesaid persons to the Selection Committee. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

Eagle Lake - Messina Landing

Mr. Smith requested that the Board ratify and approve publication of advertisement for bids for grounds and facilities maintenance at Eagle Lake - Messina Landing. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried, to ratify and approve publication of advertisement for bids for grounds and facilities maintenance at Eagle Lake - Messina Landing. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

Mr. Smith presented Change Order No. 1 for the Public Restrooms Project in the amount of \$775.00, increasing the contract sum to \$105,560.00. The change was made in order to provide adequate water flow for the flush valve toilets. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried, to approve Change Order No. 1 in the amount of \$775.00. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

Mr. Smith presented Application and Certificate for Payment FINAL of Fordice Construction Company in the amount of \$23,489.90 for work performed on the Eagle Lake - Messina Landing Public Restrooms Project. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried, to approve Application and Certificate for Payment FINAL of Fordice Construction Company in the amount of \$23,489.90 for work performed on the Eagle Lake - Messina Landing Public Restrooms Project. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

Approval to Advertise White Goods
Disposal Day

Mr. Smith requested that the Board authorize advertising that the Warren County Board of Supervisors will sponsor a White Goods Disposal Day on Saturday, March 19, 2011 from 9:00 a.m. until 4:00 p.m. at the Fisher Ferry Volunteer Fire Department located at 302 Goodrum Road, Vicksburg, Mississippi. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried, to authorize advertising Supervisors the 2011 White Goods Disposal Day. Supervisors Banks, McDonald, Lauderdale and George voted "Yea." Supervisor Selmon was absent for the vote.

Supervisor Selmon Excused

Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to excuse Supervisor Selmon from the meeting, due to illness.

John Smith, County Administrator

Authorization for County Administrator
to Sign Southcentral Mississippi Works
Youth Work Experience Program
Worksite Agreement

Mr. Smith requested authorization to sign the Worksite Agreement for the Southcentral Mississippi Works Youth Work Experience Program. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to authorize John Smith, County Administrator, to sign the Southcentral Mississippi Works Youth Work Experience Program Worksite Agreement.

Tunnel at Clear Creek Golf Course

Mr. Smith presented a request from the Parks and Recreation Commission asking the county for assistance with the tunnel at Clear Creek Golf Course. The tunnel runs under Tiffentown Road and is used for access to the back nine holes of the course. The banks entering the tunnel are eroding and filling the tunnel with mud. The Parks and Recreation Commission does not have the necessary equipment to prep the banks for sod and is requesting the county to assist with the dirt work. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to approve this request.

Dot McGee, Chancery Clerk

Acceptance of Monthly County Reports

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

Approval of February Docket of Claims

Ms. McGee presented the Docket of Claims for claims paid from 02/01/2011 through 02/28/2011 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 6 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 01/21/2011 to 02/21/2011 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 Privilege License Collections Report for 01/01/2011- 01/31/2011

Ms. McGee presented the Tax Collector's Privilege License Collection Report for 01/01/2011 - 01/31/2011 for information. Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to accept the report for information.

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

Ms. McGee presented the minutes of the Warren County Parks and Recreation Commission for December 29, 2010 and Warren County Port Commission minutes for January 18, 2011 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 presented the Active Inmate Reimbursement Voucher for January 2011 and requested that the President be authorized to sign same. Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to authorize the President to sign the Active Inmate Reimbursement Voucher for January 2011.

Authorization to Advertise Final Settlement - Project# SAP-75(18)M Eagle Lake Shore Road

Ms. McGee stated that the Office of State Aid Road Construction has notified that final payment for work performed by the contractor on the above captioned project has cleared and that Notice of Publication of Final Settlement should be published in the newspaper. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to authorize publication of the Notice of Publication of Final Settlement for the above captioned project.

Approval of Supplemental Docket of Claims

The Supplemental Docket of Claims for payment of February bills was considered. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to approve the Docket of Claims. A copy of the Summary of Funds is attached hereto as Exhibit 7 and incorporated herein by reference.

James R. Sherard, Board Attorney

Lease Agreement - Voting Precinct
Springhill M.B. Church

Mr. Sherard discussed the matter of a voting precinct change and a Lease Agreement with Springhill M.B. Church, 815 Mission 66, Vicksburg, Mississippi for a voting precinct. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to approve and authorize the President to sign the Lease Agreement. A copy of the Lease Agreement is attached hereto as Exhibit 8 and incorporated herein by reference.

Recess

Motion was made by Supervisor Lauderdale, seconded by Supervisor Banks and carried unanimously, to recess until 10:00 a.m. for the bid opening for the Redbone Road Bridge Replacement Project.

10:00 A.M. Bid Opening for Redbone Road Bridge Replacement
Project No. SAP-75(65)

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 bridge replacement on Redbone Road. The Clerk stated that proof of publication is on file (Ex. 8-A) and that two (2) bids have been received. Mr. Cary Webb, with the Office of the State Aid Engineer, and John McKee, County Engineer, opened the bids of Magco, Inc. and Key, LLC. Magco, Inc. bid \$541,845.62 and Key, LLC bid \$573,827.25. Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to take the bids under advisement for verification by the State Aid and County Engineers.

John Smith, County Engineer

Warren County BOS/9th Circuit DA Office
Subgrantee No. 09WP1751

Mr. Smith presented a letter requesting an extension of the current grant period from April 30, 2011 to June 30, 2011. The federal funds needed to extend the grant period would be \$8,856.80 and the matching funds would be \$2,952.26 for a total of \$11,809.06 to cover salary for grant personnel. Mr. Smith asked the Board to authorize the President to sign the letter requesting the extension. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to authorize the President to sign the letter.

Recess

Motion was made by Supervisor Banks, seconded by Supervisor McDonald and carried unanimously, to recess until 10:30 a.m. for the award of the contract for the Redbone Road Bridge Replacement Project.

Award of Contract for Redbone Road Bridge Replacement Project No. SAP-75(65)

Mr. Webb stated that the bids had been verified and that Magco, Inc. was the low bidder at \$541,845.62. Mr. Webb recommended that the award be made to Magco, Inc. and that the bid of Key, LLC be rejected. Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to award the contract for the Redbone Road Bridge Replacement, Project No. SAP-75(65) to Magco, Inc., the lowest bidder, and to reject the bid of Key, LLC, as high bid. Copies of the bid sheets are attached hereto as Exhibit 9 and incorporated herein by reference.

Motion was made by Supervisor Banks, seconded by Supervisor Lauderdale and carried unanimously, to adopt an Order awarding contract and establishing project fund for the above referenced project. A copy of the Order is attached hereto as Exhibit 10 and incorporated herein by reference.

Executive Session

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

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

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

No action was taken.

Motion was made by Supervisor McDonald, seconded by Supervisor Lauderdale and carried unanimously, to direct the County Administrator to schedule a meeting for redistricting with Central Mississippi Planning and Development District.

Recess

Motion was made by Supervisor Lauderdale, seconded by Supervisor McDonald and carried unanimously, to recess until 10:00 a.m., Friday, March 11, 2011.

Richard George, President