

Monday, September 17, 2012, 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 Bill Lauderdale, President (4<sup>th</sup> District)  
William Banks, Vice President (2<sup>nd</sup> District)  
John Arnold (1<sup>st</sup> District)  
Charles Selmon (3<sup>rd</sup> District)  
Richard George (5<sup>th</sup> District)  
Martin Pace, Sheriff, and Deputy  
Donna F. Hardy, Chancery Clerk, and Deputy

The President Bill Lauderdale called the meeting to order at 9:00 a.m., and offered the invocation.

Kevin Watson, Attorney, Ergon Refinery, Inc.

Mr. Watson presented plans for the expansion of Ergon Refining, Inc. and asked the Board to accept Fee in Lieu of Agreement for the expansion. Mr. Watson stated the total estimate of the expansion is \$147,000,000 which will take five phases to complete. After discussion, Supervisor George made a motion to approve and authorize the President to sign the Fee in Lieu of Agreement. Motion was seconded by Supervisor Banks and carried unanimously.

Marcie Southerland, Board Attorney

Presentation of Resolution of Intent

Ms. Southerland, Board Attorney advised the Board of Ergon Refining, Inc.'s plans for expansion of its existing manufacturing and processing enterprise in Warren County and presented a "Resolution Declaring the Intention and Agreement of the Board of Supervisors of Warren County, Mississippi, to Grant Certain Ad Valorem Property Tax Abatements as Inducements for the Expansion by Ergon Refining, Inc. of its Existing Manufacturing and Processing Enterprise in such County". Motion was made by Supervisor George, seconded by Supervisor Banks and carried unanimously, to adopt the Resolution of Intent and authorize the Board President to sign the Resolution. The maximum period for the exemption is ten (10) years. (Exhibit 3)

Brenda Theriot, District Attorney's Office

Acceptance of District Attorney's Report  
Of Fines for January - July 2012

Ms. Theriot presented the District Attorney's Report of Fines for the months of January through July 2012 for information. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to accept the reports for information.

Buddy Poole, Road Manager

Approval to Remove Patrick Bingham  
From Payroll

Mr. Poole asked the Board to remove Patrick Bingham

from the Road Department payroll effective September 6, 2012. He quit without notice. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously to approve the request.

Approval to Hire Craig Buchanan  
As Laborer

Mr. Poole presented a recommendation to hire Craig Buchanan as a laborer at \$8.00 per hour in the Road Department as he has successfully completed the ninety day probation with Staffing Solutions. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to accept the recommendation effective September 25, 2012.

Approval to Hire Colin Roberts  
As Laborer

Mr. Poole presented a recommendation to hire Colin Roberts as a laborer at \$8.00 per hour in the Road Department as he has successfully completed the ninety day probation with Staffing Solutions. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to accept the recommendation effective September 25, 2012.

John McKee, County Engineer

Approval of Subcontract Request  
No. 2 and 3 for Dirtworks, Inc.  
Industrial Drive Project  
NHS-7128-00(003)

Mr. McKee requested the Board's approval for Dirtworks, Inc. to subcontract with Dickerson & Bowen, Inc. in the amount of \$215,660.00 and a subcontract with Atwood Fence Co., Inc. in the amount of \$11,600.00, for the Industrial Drive Project. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously to approve the request.

Approval of Contractors Estimate No. 1  
Central Asphalt Co., Inc.  
2012 Paving Project No. 75(330)

Mr. McKee asked the Board to approve the Contractors Estimate No. 1 for the 2012 Paving Project No. 75(330) in the amount of \$128,574.07 due to Central Asphalt Co., Inc. for work performed on the above named project. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to approve the request.

Dexter Jones, Inventory Control Clerk

Approval of Monthly Fixed Asset  
Disposition Listing  
8/16/2012 - 9/17/2012

Mr. Jones presented the Monthly Fixed Asset Disposition Listing for 8/16/2012 through 9/17/2012 for approval. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to approve the

report. (Exhibit 4)

Approval of Lost/Stolen Property  
Affidavit Forms for Volunteer Fire  
Departments

Mr. Jones presented the affidavit forms for the Volunteer Fire Departments to report the lost/stolen inventory items for approval. The following is a list of the items reported:

<u>Asset #</u>	<u>Description</u>	<u>Serial Number</u>
1623	Radio CD-1 Car	778TSQ095
1757	Maxtrac 2CH	-
5489	Radio Handheld	188FWQGD44
8949	Radio 42-50 MHZ	103TGYF775
9004	Radio Portable	672THCP575
9006	Radio Portable	672THCP492
9008	Radio Portable	672THCP48
9013	Radio Portable	672THCP486
9014	Radio Portable	672THCP485
WC6509	Radio Handheld	17412C0780
WC7763	Vertex 180	2D212606
WC8023	Vertex 180	31431599
WC8029	Vertex 180	3H422217
WC8034	Radio Handheld	3H422220
WC8036	Radio Handheld	3G392993
WC9044	Radio Handheld	8F162984
WC9046	Radio Handheld	8F162983
WC9047	Radio Handheld	8F162982
WC10485	Motorola Radius	0278MU2967
WC1740	Motorola P-110	188FSY8870
WC2049	Motorola P-110	188FULC174
WC5107	Motorola P-110	188FWU9109
WC5502	Motorola P-110	188FSCE615
WC6519	Motorola 1225 Radius	475FA6743
WC6520	Motorola 1225 Radius	475FAJ6785
WC7770	Motorola Handheld	3C310431
WC7771	Motorola Handheld	3C310435
WC8604	Motorola CT250	018TFJ2250
8606	Radio 1, CP200	D18TFJ2281
6511	Radio Handheld	174IZC0660

Motion was made by Supervisor Banks, seconded by Supervisor George and carried by majority vote to approve the lost/stolen affidavit forms. Supervisors Lauderdale, Banks, Arnold and George voted "aye" and Supervisor Selmon voted "nay".

Marcie Southerland, Board Attorney

Authorize Execution of Equipment  
Lease-Purchase Agreement

Ms. Southerland presented a Resolution authorizing and approving Execution of an Equipment Lease-Purchase Agreement with BancorpSouth Equipment Finance for the purpose of lease-purchasing a Wheel Loader in the amount of

\$308,201.00. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously to authorize and approve executing the agreement. (Exhibit 6)

John Smith, County Administrator

Authorize MEMA Applicant Agent

Mr. Smith asked the Board to authorize John Smith, County Administrator, as the designated applicant agent to MEMA for the Hurricane Isaac event. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously to authorize John Smith as the Applicant Agent.

Approve Request from VWSD For Repairs

Mr. Smith presented a request from the Vicksburg Warren School District for repairs to 135 Tilton Ranch Road and 6780 Oak Ridge Road as per Section 19-4-42 MS Code. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to authorize the repairs.

Approval of Board Order For Tax Collector  
To Begin Collecting Paving Assessments

Mr. Smith presented an Order Establishing Street Paving Assessments for Fairways, Amberleaf and Forest Cove Subdivisions directing the Warren County Tax Collector to commence the collecting installments due for a special assessment on those properties beginning January 2013. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to approve the Order and authorize the President to sign. (Exhibit 7)

Authorize Increase of Cash in  
Tax Collector's Office

Mr. Smith asked the Board to approve the request of The Honorable Toni Flaggs-Jones, Warren County Tax Collector, to increase the cash for the cashiers change boxes in the amount of \$1,250. Motion was made by Supervisor Selmon, seconded by Supervisor Banks and carried unanimously to authorize the increase of cash.

Approval to Attend Training  
Hosted by Mississippi State Auditor

Mr. Smith asked the Board to approve the County Administrator and the Chancery Clerk to attend a training session hosted by the Mississippi State Auditor regarding Regional Updates from the Office of the State Auditor which will be held in Pearl, Mississippi on November 1, 2012 at no cost to Warren County. Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously to approve the County Administrator and Chancery Clerk to attend the training session.

Donna F. Hardy, Chancery Clerk

Approval of End-of-Year Claims Docket

The Board considered the matter of the end-of-year claims docket. Following discussion, motion was made by

Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to approve the end-of-year Claims Docket. A copy of the Summary of Funds is attached hereto as Exhibit 8 and incorporated herein by reference.

Approval of Vicksburg Bridge  
Commission Docket

Ms. Hardy presented the Vicksburg Bridge Commission Docket for approval. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to approve the Vicksburg Bridge Commission Docket for the month of August 2012.

Acceptance of Vicksburg Bridge  
Commission Minutes

Ms. Hardy presented the Vicksburg Bridge Commission minutes for September 12, 2012 for information. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept the minutes for information.

Executive Session

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to consider going into Executive Session to discuss a litigation matter regarding Industrial Drive, Road Department Personnel and Fire Coordinator.

Motion was made by Supervisor George, seconded by Supervisor Banks and carried unanimously, to go into Executive Session to discuss a litigation matter regarding Industrial Drive, Road Department Personnel and Fire Coordinator.

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

Motion was made to authorize Marcie Southerland, Board Attorney, to write a letter to Dirtworks, Inc. and inform them of the information received from MDOT. Motion was seconded by Supervisor Selmon and carried unanimously.

Motion was made by Supervisor George to accept the recommendation of Buddy Poole, Road Manager, to remove Jon Carter from the payroll for committing two (2) Group Two offenses within a twelve (12) month period. Motion was seconded by Supervisor Banks and carried unanimously to accept the recommendation.

Adjournment

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to adjourn until 9:00 a.m., Monday, October 1, 2012.

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Bill Lauderdale, President

