

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 1, 2013, being the time and place for the holding of the regular term of said Board, with proper Notice having been posted (Exhibit 1), and the Agenda for the meeting being attached (Exhibit 2), the following were present:

Honorable Bill Lauderdale, President (4th District)
William Banks, Vice President (2nd District)
John Arnold (1st District)
Charles Selmon (3rd District)
Richard George (5th District)
Donna F. Hardy, Chancery Clerk, and Deputy
John Smith, County Administrator
Marcie Southerland, Board Attorney

The President called the meeting to order at 9:00 a.m. and Supervisor George offered the invocation.

Approval of March Minutes

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

Buddy Poole, Road Manager

Acceptance of March 2013 Monthly Work Order Report

Mr. Poole presented the March 2013 Work Order Report for information. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept the report for information.

Approval of Driveway Permit

Mr. Poole presented three (3) driveway permits for approval. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept the recommendation of the Road Manager to approve the driveway permits contained in Exhibit 3 attached hereto and incorporated herein by reference.

Approval of Temporary Easements

Mr. Poole presented four (4) temporary easements for approval. Motion was made by Supervisor Selmon, seconded by Supervisor Arnold and carried unanimously, to approve the temporary easements contained in Exhibit 4 attached hereto and incorporated herein by reference.

Approval of Removing Employees from Payroll

Mr. Poole presented a request from the Warren County Road Department to remove Arliss Etheridge from the payroll effective March 19, 2013. Motion was made by Supervisor Banks, seconded by Supervisor George, and carried unanimously, to approve this request.

Mr. Poole presented a request from the Warren County Road Department to remove Donald Sims from the payroll effective March 20, 2013. Motion was made by Supervisor Banks, seconded by Supervisor Selmon, and carried unanimously, to approve this request.

Mr. Poole presented a request from the Warren County Road Department to remove Robert Clark from the payroll effective April 1, 2013. Motion was made by Supervisor Banks, seconded by Supervisor Arnold, and carried unanimously, to approve this request.

John McKee, County Engineer

Approve Sub-Contract No. 4
Culkin Road Overlay
Project No. SAP-75(20)M

Mr. McKee presented Payment Estimate No. 4 in the amount of \$29,550.00. Payment is due Scott Johnson Specialty Services LLC for work performed on the above referenced project and asked for authorization for the President to sign. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to approve the request.

Approve State Aid Program
For Fisher Ferry Road

Mr. McKee asked the Board to approve State Aid Program for Fisher Ferry Base Repair and Overlay and to void the previous program. The estimated construction cost of the project will be \$225,000.00 for construction and \$25,714.00 for engineering cost, for a total of \$250,714.00. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously to approve the State Aid Program, void the previous program and to authorize the President to sign the documents. A copy is attached hereto as Exhibit 5 and incorporated herein by reference.

Approve State Aid Program
For Freetown Road Bridge Replacement

Mr. McKee asked the Board to approve State Aid Program for Freetown Road Bridge Replacement and to void the previous program. The estimated construction cost of the project will be \$334,000.00 for construction and \$38,200.00 for engineering cost, for a total of \$372,200.00. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously to approve the State Aid Program, void the previous program and to authorize the President to sign the documents. A copy is attached hereto as Exhibit 6 and incorporated herein by reference.

Tonga Vinson, Purchasing Agent

Award of Bid for the Purchase of One
New Model Pull Behind Brush Chipper

Ms. Vinson stated that on March 18, 2013, the Board received sealed bids for the purchase of one new model pull behind brush chipper. After review of the bids and discussion with the Road Manager, it has been determined that the equipment offered by Morbark, Inc. does not meet the specifications as published in the request for bids, based upon the actual printed documents submitted with the bids. Another consideration is the distance away of the repair and parts facilities listed on their bid. The equipment offered in the bid from Vermeer Midsouth has been determined to meet the written specifications as published, with repair and parts facility located in Jackson, MS.

With the Road Manager's approval, Ms. Vinson recommended awarding the bid to Vermeer Midsouth and the bid from Morbark should be rejected as not meeting specifications and the bid from Deviney should be rejected as high bid.

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept Ms. Vinson's recommendations. Copies of the bid sheets are attached hereto as Exhibit 7.

Dexter Jones, Inventory Control Clerk

Sheriff's Department Vehicles Declared
Surplus and Sold at Auction

Mr. Jones presented a request from Jeffrey Riggs, Undersheriff, to declare one (1) 2007 Ford Crown Vic automobile, VIN 2FAFP71W67X101823, WC#9322 as surplus and sold at Mid South Auction. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to declare the vehicle surplus.

Mr. Jones presented a request from Jeffrey Riggs, Undersheriff, to declare one (1) 2003 Ford Crown Vic automobile, VIN 2FAFP71W53X208131, WC#8138 as surplus and sold at Mid South Auction. Motion was made by Supervisor Arnold, seconded by Supervisor Banks and carried unanimously, to declare the vehicle surplus.

Marcie Southerland, Board Attorney

Ms. Southerland presented a letter from Larry Ashley demanding \$663,602.48 he believes Warren County owes him for overpayments while he was Circuit Clerk of Warren County, for the years 1999-2002 and wishes the overpayment be applied to the debt of Shelly Ashley-Palmertree, Circuit Clerk. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to reject the letter of demand from Larry Ashley.

Resolution of The Warren County Board
Of Supervisors for the Use of The Culkin
School Building

Ms. Southerland asked the Board to approve and authorize the President to sign the Resolution of the Warren County Board of Supervisors for use of the Culkin School building and adjoining property by the Warren County Sheriff's Department for law enforcement training and other law enforcement purposes. Ms. Southerland also asked that the Board authorize the President to sign the Interlocal Agreement after the Attorney General has reviewed it. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to approve and authorize the President to sign the Resolution and sign the Interlocal Agreement after review from the Attorney General. A copy of the Resolution is attached hereto as Exhibit 8.

Accept Warranty Deed for Land
Purchased by Ergon Refining, Inc.

Ms. Southerland presented a check payable to Warren County in the amount of \$7,600.00 for the purchase 0.384 acres by Ergon Refining, Inc. and asked the Board to approve and accept the check and authorize recording of said Warranty Deed. Motion was made by Supervisor Selmon, seconded by Supervisor Arnold and carried unanimously. A copy of the Warranty Deed is attached hereto as Exhibit 9.

Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously to accept the appraisal of said property for information.

Kenny Staggs, Addressing Officer

Approve New Road Name

Mr. Staggs presented the request of the E-911 Commission asking the Board to approve the new road accessing a landowner's property off of Old Hwy. 27, being "Star Drive". Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve the request.

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-S142 in the amount of \$16,636.65 for state aid and LSBP projects and Invoice No. (87)667705 in the amount of \$26,885.5 for miscellaneous engineering and surveying services. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve payment of the aforesaid invoices.

Mr. Smith presented the invoice of Marcie Southerland, Board Attorney, in the amount of \$11,256.00 for legal services for March 2013. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve payment of the invoice.

Approval for Reimbursement to Drug Court

Mr. Smith presented a request from Maryam Husband, Drug Court Coordinator, for reimbursement in the amount of \$4,504.92 for the Drug Court Coordinator's salary, matching benefits and insurance for the month of March 2013. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve reimbursement in the amount of \$4,504.92 for the Drug Court Coordinator's salary for March 2013.

Declare April as Child Abuse
Prevention Month

Mr. Smith asked the Board to authorize the President to sign a resolution proclaiming April 2013 "Child Abuse Prevention Month". Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to authorize the President to sign the Resolution.

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

Mr. Smith requested approval to pay E911 Invoice in the amount of \$19,260.20 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for March 2013, pursuant to Interlocal Agreement. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to approve payment to E911 in the amount of \$19,260.20 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for March 2013.

Approval of Extension of Lease
Magnolia Marine Company

Mr. Smith asked the Board to consider the matter of a lease extension between Warren County, Mississippi, acting by and through the Warren County Port Commission, and the Board of Supervisors of Warren County and Magnolia Marine Company. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to authorize the President to sign the lease, subject to review by the Board Attorney.

Approval of Extension of Lease
Ergon Industrial and Marine Supply, Inc.

Mr. Smith asked the Board to consider the matter of a lease extension between Warren County, Mississippi, acting by and through the Warren County Port Commission, and the Board of Supervisors of Warren County and Ergon Industrial and Marine Supply, Inc. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously to authorize the President to sign the lease, subject to review by the Board Attorney.

Approval of Advertisement for
Summer Youth Program

Mr. Smith asked the Board to approve advertising for the Summer Youth Work Program application process. Motion was made by Supervisor Banks, seconded by Supervisor Selmon

and carried, to approve the advertisement. Supervisors Banks, Arnold, George and Selmon voted "aye" and Supervisor Lauderdale voted "nay".

Approval of Advertisement
Alpha Kappa Alpha Sorority, Inc.

Mr. Smith requested that the Board consider a request to purchase a full page advertisement in the souvenir booklet in the amount of \$100.00 for the Alpha Kappa Alpha Sorority, Inc. hosting its 14th Biennial Beautillion on May 18, 2013 at the Vicksburg City Auditorium. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried to approve the advertisement. Supervisors Banks, George and Selmon voted "aye" and Supervisors Lauderdale and Arnold voted "nay".

Acceptance of Order Terminating
Victoria Reeves for Ninth Chancery
Court District (Subdistrict 3)

Mr. Smith informed the Board that Chancellor Vicki R. Barnes had entered an Order terminating Victoria Reeves, for the Ninth Chancery Court District (Subdistrict 3), effective March 31, 2013. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously approve the Order.

Acceptance of Order Appointing
And Setting Salary for Support
Staff for Ninth Chancery Court
District (Subdistrict 3)

Mr. Smith informed the Board that Chancellor Vicki R. Barnes had entered an Order appointing Harley Hollowell as Court Reporter for the Chancellor of the Ninth Chancery Court District (Subdistrict 3), effective April 1, 2013, at an annual salary of \$40,500.00, plus benefits, which salary is to be funded by the allocation of funds from the court support staff fund of the Chancellor of the Ninth Chancery Court District (Subdistrict 3). Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously to approve the appointment of Harley Hollowell as Court Reporter.

Notice of Termination of Record
Restoration Contract with
Circuit Clerk

Mr. Smith asked the Board to authorize Marcie Southerland, Board Attorney, to send notice to the Circuit Clerk of termination of the contract between the Warren County Circuit Clerk and Warren County Board of Supervisors for scanning court records and documents filed prior to January 2003, effective immediately. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously.

Approval of Request of Warren County
Parks and Recreation Commission for
First Quarter Allotment for 2012-2013

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

Approval of Interfund Loan

Mr. Smith requested that the Board authorize an interfund loan from General Fund to Justice Assistance Grant Fund in the amount of \$26,236.00 to purchase five (5) multiband radios for the Sheriff's Office. Upon receipt of the reimbursement grant from the State, the loan will be repaid. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to approve this request.

Approval to Make Correcting
General Ledger Account Entries

Mr. Smith presented a request from Loretta Brantley, Accounting Clerk, asking for approval to make correcting general ledger account entries because the General Fund was credited on the following entries and they should have been credited to the Road Fund:

11-26-2012	\$925.67
01-07-2013	\$925.67
02-20-2013	\$923.66

The corrections will reverse the entries and credit the proper fund. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to approve the general ledger account entries.

Approval of Request to Issue Check

Mr. Smith presented a request from Loretta Brantley, Payroll Clerk, for authority to issue a check payable to Constable John H. Heggins in the amount of \$654.58. This amount has been refunded to the County by PERS and is due Constable Heggins for overpayment of his retirement contributions for calendar year 2012. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to approve this request.

Approval of Interfund Loan

Mr. Smith requested that the Board authorize an interfund loan from the General Fund to the Special Assessment Fund for Forest Cove, Amberleaf and Pebble Beach Subdivisions, in the amount of \$16,859.42. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to approve an interfund loan and to change the name on the Fund to reflect the aforesaid subdivisions.

Approval to Purchase Advertisements
Vicksburg/Warren Central High Schools

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 \$560.00 for a full-page advertisement. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve the request.

Donna F. Hardy, Chancery Clerk

Acceptance of Monthly County Reports

Ms. Hardy presented the General Ledger Cash Balances and Cash Receipts Journal for March 2013 for information. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept the reports for information.

Approval of March Docket of Claims

Ms. Hardy presented the Docket of Claims for claims paid from 03/01/2013 through 03/31/2013 and the Supplemental Claims Docket for 04/01/2013 for approval. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to approve the Docket of Claims as presented. A copy of the Summary of Funds is attached hereto as Exhibit 10 and incorporated herein by reference.

Approval of Justice Court Settlements

Ms. Hardy presented the Justice Court settlements for the Clearing Account Cash Journal, Civil Court Cash Journal and Criminal/Traffic Cash Journal for the period 02/21/2013 to 03/20/2013 for approval. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to approve the aforesaid reports.

Active Inmate Reimbursement Voucher

Ms. Hardy presented the Active Inmate Reimbursement Voucher for February 2013 and requested that the President be authorize to sign same. Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously, to authorize the President to sign the Active Inmate Reimbursement Voucher for February 2013.

Acceptance of Tax Collector's Privilege License
Collections Report for 02/01/2013- 02/28/2013

Ms. Hardy presented the Tax Collector's Privilege License Collection Report for 02/01/2013 - 02/28/2013 for information. Motion was made by Supervisor Arnold, seconded by Supervisor Banks and carried unanimously, to accept the report for information.

Acceptance of Warren County Port Commission,
E911 and Parks and Recreation Commission Minutes

Ms. Hardy presented the minutes of the Warren County Port Commission for February 19, 2013, E-911 Commission for

February 27, 2013 and Park and Recreation Commission minutes for January 15, 2013 for information. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to accept these minutes for information.

Confederate Memorial Day

Ms. Hardy presented for information, notice from the Secretary of State that the Legislature has designated the last Monday of April, being April 29th, as the day for the observance of Confederate Memorial Day. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept this notice for information.

Executive Session

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to consider going into executive to discuss a litigation matter regarding Legends Gaming.

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to go into executive session to discuss a litigation matter regarding Legends Gaming.

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to exit executive session.

No action taken.

Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to consider going into executive to discuss a litigation matter regarding Shelly Ashley-Palmertree, Circuit Clerk.

Motion was made by Supervisor George, seconded by Supervisor Banks and carried unanimously, to go into executive session to discuss a litigation matter regarding Shelly Ashley-Palmertree, Circuit Clerk.

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to exit executive session.

No action taken.

John Smith, County Administrator

Authorize Promotion
Information Technology Staff

Mr. Smith presented a request from Ken Coleman, Information Technology Systems Manager, to promote Alex Sims and increase his salary \$17,000.00 for a total annual salary of \$45,828.80. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously to promote Alex Sims and increase his salary, effective immediately.

Executive Session

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to consider going into executive to discuss a litigation matter regarding Legends Gaming.

Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously, to go into executive session to discuss a litigation matter regarding Legends Gaming.

Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to exit executive session.

No action taken.

Recess

Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to recess until 9:00 a.m., Monday, April 15, 2013.

Bill Lauderdale, President