

Thursday, February 21, 2013, 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 (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
Marcie Southerland, Board Attorney
John Smith, County Administrator

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

John Smith, County Administrator

Approve Issuance of Check to
Hennessey, Thames & Leavitt

Mr. Smith asked the Board to authorize the issuance of a check payable to Hennessey, Thames & Leavitt in the amount of \$175.00 for the bond for William Poole, Road Manager. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously to approve issuance of the check.

Approve Issuance of Check to
John McKee, County Engineer
Bayou Project #R-110-075-01-GZ

Mr. Smith requested that the Board authorize the issuance of a check, and seek reimbursement from MDA, to pay John McKee, County Engineer, invoice #29, in the amount of \$1,479.37 for architect/engineering expenses and request for cash and summary support sheet in the amount of \$1,479.37. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to approve the request.

2008 & 2011 Flood Buyout Agreement

Supervisor Banks made a motion to instruct the Road Manager, where legally possible, to demolish the houses purchased by the County, relating to the 2008 and 2011 Flood Buyout Agreement, and direct him to proceed as scheduled. The Road Manager will be required to keep up with time records, equipment usage and expenses for disposal of rubbish. The County is to reimburse the Road Fund 100% of their cost. For 2008 properties, the County will be reimbursed 95%. The County's General Fund will provide the remaining 5%. For the 2011 property, it will be reimbursed at 75% and the County's General Fund will provide the remaining 25%. Motion was seconded by Supervisor George and carried unanimously.

Executive Session

Motion was made by Supervisor Banks, seconded by Supervisor George and carried, to consider going into Executive Session to discuss a potential litigation matter. Supervisors Lauderdale, Banks, George and Selmon voted "aye" and Supervisor Arnold voted "nay".

Motion was made by Supervisor Banks, seconded by Supervisor George and carried, to go into Executive Session to discuss a potential litigation matter regarding the Circuit Clerk. Supervisors Lauderdale, Banks, George and Selmon voted "aye" and Supervisor Arnold voted "nay".

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

Motion was made by Supervisor Arnold to reject the repayment offer made by Shelly Palmertree, Circuit Clerk. Motion was seconded by Supervisor Selmon and carried unanimously. A copy of the letter is attached hereto as Exhibit 3 and incorporated herein by reference.

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously to instruct the Board Attorney and Administrator to follow the appropriate legal actions in cooperation with the State of Mississippi Audit Department to enforce the County's letter of demand to recover the funds.

Motion was made by Supervisor Selmon, seconded by Supervisor George and carried unanimously to have the Board Attorney send a letter to the State Auditor informing him of action taken by the Board.

Adjournment

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to adjourn until 9:00 a.m., Monday, March 4, 2013.

Bill Lauderdale, President