

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, January 7, 2013, 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 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)  
Donna F. Hardy, Chancery Clerk, and Deputy

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

#### Approval of December Minutes

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

#### Election of Officers

The President, Bill Lauderdale, opened the floor for nominations for Board President for 2013. Supervisor George made a motion for Bill Lauderdale to remain President, seconded by Supervisor Banks. Nominations were closed. Bill Lauderdale was unanimously elected to the office of President.

The floor was opened for nominations for Vice President of the Board for 2013. Supervisor George nominated William Banks, seconded by Supervisor Arnold. Nominations were closed and William Banks was unanimously elected to the office of Vice President.

#### County Administrator

Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to appoint John Smith as County Administrator for 2013.

#### Appointments for 2013

##### Appointment of John McKee as County, State Aid and LSBP Engineer and Appointment of Stantec to Provide Engineering Services for 2013

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to appoint John E. McKee, Jr. as County Engineer, State Aid and LSBP Engineer and to appoint Stantec to provide engineering services for Warren County for 2013 and authorize the President to sign the contract.

Road Manager

Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to appoint Buddy Poole as Road Manager for 2013.

Fire Coordinator

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried by majority vote, to appoint Gerald Briggs as Fire Coordinator. Supervisors Lauderdale, Banks, Arnold and George voted "aye" and Supervisor Selmon voted "nay". Supervisor Selmon made a sub-motion to postpone the vote until January 22, 2013. Motion died for lack of second.

Board Attorney

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to retain Marcie Southerland as Board Attorney for 2013.

Convention & Visitors Bureau

Motion was made by Supervisor Arnold to reappoint Myra Logue to the Convention & Visitors Bureau. The full term appointment will be retroactive to July 1, 2012 and expire on June 30, 2016. Motion was seconded by Supervisor George and carried unanimously.

Motion was made by Supervisor Selmon to appoint Shirley Waring to the Convention & Visitors Bureau beginning July 1, 2013 and expiring June 30, 2017. Motion was seconded by Supervisor Arnold and carried unanimously.

Buddy Poole, Road Manager

Acceptance of December 2012  
Monthly Work Order Report

Mr. Poole presented the December 2012 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 Permits

Mr. Poole presented three (3) driveway permits for approval. Motion was made by Supervisor Banks, seconded by Supervisor Arnold 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 three (3) temporary easements for approval. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve the temporary easements contained in Exhibit 4 attached hereto and incorporated herein by reference.

John McKee, County Engineer

Contractors Estimate No. 5  
2012 Paving Project No. 75(330)

Mr. McKee requested that the Board approve payment to Central Asphalt Co., Inc. for Progress Payment Estimate No. 5 in the amount of \$14,188.29 for work performed on the 2012 Paving Project No. 75(330). Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve payment of Progress Payment Estimate No. 5 in the amount of \$14,188.29, and authorize the President to sign.

Tonga Vinson, Purchasing Agent

Award of Term Contracts for  
Lawn Maintenance for County Buildings

Ms. Vinson stated that on December 17, 2012, the Board received sealed bids for term contracts for Lawn Maintenance. After review of the bids, Ms. Vinson made the following recommendations:

Primary	R & J Handyman	\$300.00
Alternate #1	Pell's Lawn Care Service Inc.	\$385.00
Alternate #2	Quality Cut Lawn Service	\$396.00

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to accept the recommendation of Ms. Vinson.

Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to reject the following bids:

Keen Lawn Service	\$758.19
Turf Tiger Lawn Service	\$785.00
Maynord Landscaping	\$940.00

Copies of the bids are attached hereto as Exhibit 5 and incorporated herein by reference.

Award of Term Contracts for Road And  
Street Name Signs and Posts

Ms. Vinson stated that on December 17, 2012, the Board received sealed two (2) bids for furnishing road and street name signs and posts. After review of the bids and discussion with the Road Manager, Ms. Vinson made the recommendation that primary award be made to Vulcan Signs, out of Foley, Alabama and that an alternate award should be made to Custom Products Corporation, out of Flowood, MS. These awards will be effective through December 2013, subject to extension and termination provisions outlined in the Request for Bids. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to accept the recommendation of Ms. Vinson. Copies of the bids are attached hereto as Exhibit 6 and incorporated herein by reference.

Award of Term Contracts for Asphalt,  
Concrete and Rip Rap

Ms. Vinson stated that on December 17, 2012, the Board received sealed bids for various rock supplies. After review of the single bid for asphalt and discussion with the Road Manager, Ms. Vinson made the following recommendation:

Asphalt-Per Ton

Award Primary Single Bid	Dickerson & Bowen	
	Hot Mix, SC-1	\$62.00
	SuperPave MDOT Mix	\$68.00
	Cold Mix	\$125.00

Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to accept the recommendation of Ms. Vinson. A copy of the bid is attached hereto as Exhibit 7 and incorporated herein by reference.

After review of the single bid for concrete and discussion with the Road Manager, Ms. Vinson made the following recommendation:

Concrete-Per CY

Award Primary Single Bid	MMC (MS Materials Co)	
	2500 psi	\$92.00
	3000 psi	\$94.50
	3500 psi	\$97.00
	4000 psi	\$99.50
	Flowable Fill	\$74.50
	Grout	\$103.50

Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously to accept the recommendation of Ms. Vinson. A copy of the bid is attached hereto as Exhibit 8 and incorporated herein by reference.

After review of the bids for Rip Rap and discussion with the Road Manager, Ms. Vinson made the following recommendations:

Rip Rap 100-300 lb - per ton

Award Primary	Miller Material	\$31.00
Award Alternate #1	Lafarge	\$31.50
Award Alternate #2	Warren Paving	\$31.75

Gabian Stone - per ton

Award Primary	Lafarge	\$30.00
Award Alternate #1	Miller Material	\$31.00
Award Alternate #2	MMC	\$35.00

Crushed Limestone

a) No. 8 Stone

Award Primary	Lafarge	\$24.50
Award Alternate (TIE)	Warren Paving	\$25.00
	Miller Material	\$25.00

b) No. 610 Stone

Award Primary (TIE)	Warren Paving	\$23.00
	Miller Material	\$23.00
Award Alternate	Lafarge	\$23.50

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to accept the recommendation of Ms. Vinson. Copies of the bids are attached hereto as Exhibit 9 and incorporated herein by reference.

Use of alternates will be based upon job location when primary provider is unable to supply material, available material does not meet job purpose or when the cost to pickup material (distance from job location) negates any savings from using the primary. Vendor choice in case of tie alternate bids will be made based upon job location.

In addition, APAC has now indicated their willingness in writing to renew their term contract for asphalt for 2013. As an alternate to the contract awarded to Dickerson, Ms. Vinson is recommending renewal of the contract with APAC for asphalt so that the county will have two choices for material supply. APAC's contract will allow the county to obtain material without driving to Jackson to pickup when the local plant is producing the products needed. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to accept the recommendation of Ms. Vinson. A copy of the bid is attached hereto as Exhibit 10 and incorporated herein by reference.

Also at the December 17, 2012 meeting, bids were expected for Waste Tire Disposal, but none were received and authority to rebid was given. Since that time, Ms. Vinson has been in touch with the current provider, Polyvulc USA, and they have indicated their willingness in writing to renew their contract for 2013. Ms. Vinson recommended the renewal of the contract for waste tire disposal. Motion was made by Supervisor Banks and dies for lack of second. Motion was made by Supervisor Selmon, seconded by Supervisor Banks and carried. Supervisors Lauderdale, Banks, Arnold and Selmon voted "aye". Supervisor George abstained from the vote. A copy of the bid is attached hereto as Exhibit 11 and incorporated herein by reference.

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. (83)649445 in the amount of \$23,795.07 for miscellaneous engineering and surveying services and Invoice No. (84)652174 in the amount of \$12,071.12 for miscellaneous 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 \$5,554.00 for legal services for December 2012. 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 December 2012. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried

unanimously, to approve reimbursement in the amount of \$4,504.92 for the Drug Court Coordinator's salary for December 2012.

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

Mr. Smith requested approval to pay E911 Invoice in the amount of \$20,981.56 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for December 2012, pursuant to Interlocal Agreement. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve payment to E911 in the amount of \$20,981.56 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for December 2012.

Certification for Drug Free Workplace  
Program Discount

Mr. Smith requested that the Board authorize the President to sign the certificate of the county with respect to drug-free workplace policy. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to authorize the President to sign the certification.

Approval of Request for Second  
Quarter Allotment - Warren County  
Parks and Recreation Commission

Mr. Smith presented a request from the Warren County Parks and Recreation Commission for the 1<sup>st</sup> quarter allotment in the amount of \$100,000.00. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to authorize payment to the Warren County Parks and Recreation Commission in the amount of \$100,000.00 for the 1<sup>st</sup> quarter allotment.

Approval of Workers'  
Compensation Coverage

Mr. Smith presented a request from Mississippi Public Entity Workers' Compensation Trust for the 1<sup>st</sup> quarter payment of the invoice totaling \$212,692.00 for the year, for workers' compensation coverage. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to approve this request.

Authorize Advertising for Public  
Hearing Regarding Haining Road Project

Mr. Smith asked the Board to authorize advertising for a Public Hearing set for January 28, 2013 at 10:00 a.m. and publication of the notice in the *Vicksburg Post*. Mr. Smith stated that a second public hearing is required on the Haining Road Project due to the revised scope change to use the balance of the grant which is at \$2.1 million. Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously to approve the request.

Mr. Smith also asked the Board to authorize Stantec, the selected engineering firm for this project, to move forward with preparing the required CDBG cost estimate as well as providing documentation to support the requirements of MDA. Motion was

made by Supervisor Banks, seconded by Supervisor George and carried unanimously to approve Stantec to prepare CDBG cost estimate.

Authorize Check to  
Scott A. Murrain

Mr. Smith asked the Board to approve a check payable to Scott A. Murrain for the Kings Point Ferry pilot in the amount of \$1,200.00. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to approve payment to Scott A. Murrain for Kings Point Ferry pilot.

Authorization for Supervisors to  
Attend NACO Legislative Conference

Mr. Smith requested that the Board authorize travel for any Supervisor who would like to attend the NACO Legislative Conference in Washington, D.C., March 2-6, 2013. Motion was made by Supervisor Selmon, seconded by Supervisor Banks and carried unanimously, to authorize travel for any Supervisor to attend the NACO Legislative Conference.

Resolution of Intent to File  
Eminent Domain Proceedings

Mr. Smith asked the Board to adopt the Resolution of Intent to file Eminent Domain proceedings in the event of Failure to acquire the necessary rights of way in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 as it pertains to Warren County's Katrina Supplemental Community Development Block Grant Go Zone Project Number R-110-075-GZ-01, and authorize the President to sign. Mr. Smith stated that MDA has agreed to provide funding for the proceedings. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to adopt the Resolution. A copy of the Resolution is attached hereto as Exhibit 12 and incorporated herein by reference.

Authorize Advertisement for  
Appraisal Services for Katrina  
Community Development Block Grant

Mr. Smith asked the Board to authorize advertising for Appraisal Services for Katrina Disaster Community Development Block Grant. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to approve advertising for appraisal services.

Donna F. Hardy, Chancery Clerk

Acceptance of Monthly County Reports

Ms. Hardy presented the General Ledger Cash Balances and Cash Receipts Journal for December 2012 for information. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept the reports for information.

Approval of December Docket of Claims

Ms. Hardy presented the Docket of Claims for claims paid from 12/01/2012 through 12/31/2012 and the Supplemental Claims Docket for 01/07/13 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 13 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 11/21/2012 to 12/20/2012 for approval. Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to approve the aforesaid reports.

Acceptance of Tax Collector's Report  
of Privilege Tax License Collections  
for 11/01/2012 to 11/30/2012

Ms. Hardy presented the Tax Collector's report of privilege tax license collections for the period of 11/01/2012 to 11/30/2012 for information. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to accept the report for information.

Acceptance of Warren County Port Commission  
And E-911 Commission Commission Minutes

Ms. Hardy presented the minutes of the Warren County Port Commission of November 19, 2012 and the E-911 Commission for November 28, 2012 for information. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept these minutes for information.

Bid Opening for Culkin Road Overlay and Striping  
State Aid Project No. SAP-75(20)M

The President stated that the hour of 10:00 a.m. has arrived and that the Warren County Board of Supervisors would receive sealed bids for the Culkin Road Overlay and Striping, State Aid Project No. SAP-75(20)M. Proof of publication of request for sealed bids advertised in the *Vicksburg Post* is attached hereto as Exhibit 13 and incorporated herein by reference. Three bids were received being as follows:

Dickerson and Bowen	\$285,291.01
APAC-MS, Inc.	\$349,965.63
Central Asphalt	\$360,526.12

Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to take these bids under advisement.

Donna F. Hardy, Chancery Clerk

Acknowledgement of Martin Luther King's  
Birthday/Robert E. Lee's Birthday

Ms. Hardy presented for information the notice from the Secretary of State's Office that Monday, January 21, 2013 has been designated as the day for the observance of Martin Luther King's birthday and Robert E. Lee's birthday. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept the notice for information.



Authorization for Coroner and  
Deputy Coroners to Attend Annual  
Winter Conference

Ms. Hardy requested that the Board authorize travel for Doug Huskey, Coroner, and Kelda Bailless and Ronald Regan, Deputy Coroners, to attend the Annual Winter Conference on January 9-11, 2013 in Jackson, Mississippi. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to authorize travel and payment of registration fee of \$350.00 per person to attend the Annual Winter Conference on January 9-11, 2013 in Jackson, Mississippi.

Approval to Pay Loss Causes Compensation  
To Constables for 2012

Ms. Hardy presented the requests of Constables Randy Naylor, Glenn McKay and John H. Heggins for payment of the loss causes compensation for 2012 in the amount of \$1,800.00 each. Motion was made by Supervisor George, seconded by Supervisor Banks and carried unanimously, to approve payment to Constables Randy Naylor, Glenn McKay and John H. Heggins in the amount of \$1,800.00 each, for loss causes compensation for 2012.

Approval of Proposals for County Depositories

Ms. Hardy requested that the Board approve proposals for county depositories for 2013. Request for Proposals was published two times in the *Vicksburg Post*, a newspaper published in and having a general circulation in Warren County, Mississippi, on December 14, 2012 and December 21, 2012. A copy of the Proof of Publication is attached hereto as Exhibit 15 and incorporated herein by reference. Proposals were received from Trustmark National Bank and BancorpSouth Bank. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to approve Trustmark Bank and BancorpSouth as County Depositories. Copies of the proposals are attached hereto as Exhibit 16 and incorporated herein by reference.

Executive Session

Motion was made by Supervisor Selmon, seconded by Supervisor Banks and carried unanimously, to consider going into Executive Session to discuss a pending litigation matter regarding Louisiana Riverboat Gaming Partnership.

Motion was made by Supervisor Selmon, seconded by Supervisor Banks and carried unanimously, to go into Executive Session to discuss a pending litigation matter regarding Louisiana Riverboat Gaming Partnership.

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

No action taken.

Summer Youth Work Program

Motion was made by Supervisor Selmon to enter into a Summer Youth Program hiring twenty-five (25) youth from ages 16-21 for a period of six weeks from June 3 through July 15, 2013. Five

students will be selected from each district and they must be enrolled in school or currently accepted for enrollment in school. Students will have the opportunity to work thirty (30) hours per week at a rate of \$8.00 per hour with no benefits paid by the County. The expense to the County will not exceed \$40,000.00. The applications will be received by the MS Department of Employment Security and a Selection Committee, appointed by the Board of Supervisors, will process the applications. Motion was seconded by Supervisor Arnold and carried by majority vote. Supervisors Selmon, Arnold and Banks voted "aye" and Supervisors Lauderdale and George voted "nay".

Award of Contract for Culkin Road Overlay and Striping Project No. SAP-75(20)M

Mr. McKee stated that the bids have been reviewed and after discussion, recommended an award to Dickerson and Bowen, Inc. for a bid price of \$285,291.01 and recommended the bids for APAC-MS, Inc. and Central Asphalt be rejected. Motion was made by Supervisor Banks, seconded by Supervisor Selmon and carried unanimously to accept the recommendation of Mr. McKee and authorize the Board President to sign the contract. Copies of the bid sheets and contract are attached hereto as Exhibit 17 and incorporated herein by reference.

Recess

Motion was made by Supervisor George, seconded by Supervisor Banks and carried unanimously, to recess until 9:00 a.m., Tuesday, January 22, 2013.

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Bill Lauderdale, President