

Monday, September 16, 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 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  
John Smith, County Administrator  
Marcie Southerland, Board Attorney

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

#### National Night Out 2013 Proclamation

In support of the National Association of Town Watch's 30<sup>th</sup> Annual National Night Out on October 1, 2013, the Warren County Board of Supervisors proclaimed starting Friday, September 27, 2013 to October 1, 2013 as "National Night Out Awareness Week".

#### Domestic Violence Awareness Month

The Warren County Board of Supervisors presented Sheriff Martin Pace with a proclamation declaring October as "Domestic Violence Awareness Month".

#### Employee Recognition

The Board presented a resolution honoring Earl Carson for 20 years of service. A copy of the Resolution is attached hereto as Exhibit 3 and incorporated herein by reference.

#### John McKee, County Engineer

##### Fisher Ferry Paving Project - Right of Way SAP-75(21)M

Mr. McKee discussed 4,712 linear feet of fencing which needs to be relocated on the Fisher Ferry Paving Project in order to move forward with the project. Mr. McKee asked for permission to have the job contracted or have the work done by the Warren County Road Department. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to pursue the removal and replacement of the fence upon the recommendation of the Road Manager and County Engineer.

##### Trace Subdivision Part 1

Mr. McKee asked the Board to accept an irrevocable letter of credit from BancorpSouth in the amount of \$30,000.00 on behalf of David Brewer, Inc. for the Trace Subdivision Part 1. The letter of credit is for a period of one year with an expiration date of September 5, 2014. Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to accept the letter of credit.

Trace Subdivision Part 2

Mr. McKee asked the Board to accept an irrevocable letter of credit from BancorpSouth in the amount of \$55,000.00 on behalf of David Brewer, Inc. for the Trace Subdivision Part 2. The letter of credit is for a period of two years with an expiration date of September 5, 2015. Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to accept the letter of credit.

East Village Subdivision Part 1

Mr. McKee asked the Board to accept an irrevocable letter of credit from RiverHills Bank in the amount of \$31,000.00 on behalf of WMHS, LLC for the East Village Subdivision Part 2, for a period of two years, with an expiration date of September 21, 2016.

Mr. McKee asked the Board to accept a draft letter of credit from Britton & Koontz Bank, N.A. in the amount of \$75,000.00 on behalf of WMHS, LLC for the East Village Subdivision Part 2, for a period of two years, with an expiration date of September 21, 2015.

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to accept both letters of credit subject to receiving the original from Britton & Koontz Bank, N.A.

Bayou Project

Mr. McKee asked for permission to proceed with the core permit application regarding the Bayou Project. Supervisor George made a motion to allow the County Engineer to proceed with the core permit application after a successful meeting and agreement for financing with Mississippi Development Authority. Motion was seconded by Supervisor Arnold and carried. Supervisors Banks, Arnold and George voted "aye" and Supervisor Selmon voted "nay".

Katie Strong, Environmental Officer

Waste Management Contract

Ms. Strong asked the Board to authorize the Vice President to sign a contract with Waste Management. The term of the contract shall begin October 1, 2013 and continue through September 30, 2019. Waste Management shall be responsible for billing residents quarterly in advance of its services. The initial quarterly rate billed to residents by contractor shall be \$52.47. Of this amount, \$3.75 shall be remitted to the County as a surcharge quarterly to cover bad debt and administrative fees and contractor shall retain the sum of \$48.72 per residential unit per quarter as compensation for its services. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to authorize the Vice President to sign the contract. A copy of the contract is attached hereto as Exhibit 4 and incorporated herein by reference.

Ms. Strong asked the Board to authorize her to sign the permit for Waste Management. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to authorize Ms. Strong to sign the permit.

Angela Brown, Tax Assessor

Matured to State Properties for 2009 Taxes

Ms. Brown asked the Board to declare the tax sale null and void due to clerical error on the part of Warren County and to authorize such reimbursements as may be necessary to the following taxpayers:

<u>PPIN</u>	<u>Taxpayer</u>	<u>Amount</u>
6701	Evelyn Mosley Estate	35.60
14953	John H. Ross Estate	12.94
10257	Signal Hill Realty	217.64
17227	Teller, Landman & Biedenharn	821.81
2283	George Thomas	8.37
2249	Margrette Warnock & S Wright	8.37
27791	Irene Watts et al	31.31

Motion was made by Supervisor Selmon, seconded by Supervisor Arnold and carried unanimously, to declare the tax sale null and void.

Approve Removing 2012 Tax Bills

Ms. Brown asked the Board to approve removing PPIN 5326 in the name of Peebles, from the 2012 Personal Property Roll due to duplicate PPIN, in the amount of \$7,319.25. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to remove the duplicate property.

Ms. Brown asked the Board to approve removing PPIN 3920, in the amount of \$60.13, from the 2012 Personal Property Roll due to the business being closed. Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously, to remove the closed business from the 2012 Personal Property Roll.

Ms. Brown asked the Board to approve removing PPIN 4268, in the amount of \$104.53, from the 2012 Personal Property Roll due to the business being closed. Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously, to remove the closed business from the 2012 Personal Property Roll.

Ms. Brown asked the Board to approve removing PPIN 4911, in the amount of \$991.88, from the 2012 Personal Property Roll due to the business being closed. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to remove the closed business from the 2012 Personal Property Roll.

Ms. Brown asked the Board to approve removing PPIN 4629, in the amount of \$704.86, from the 2012 Personal Property Roll due to the business being closed. Motion was made by Supervisor George, seconded by Supervisor Selmon

and carried unanimously, to remove the closed business from the 2012 Personal Property Roll.

Ms. Brown asked the Board to approve removing PPIN 1604, in the amount of \$343.78, from the 2012 Personal Property Roll due to the business being closed. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to remove the closed business from the 2012 Personal Property Roll.

Ms. Brown asked the Board to approve removing PPIN 4761, in the amount of \$412.01, from the 2012 Personal Property Roll due to the business being closed. Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously, to remove the closed business from the 2012 Personal Property Roll.

Ms. Brown asked the Board to approve removing PPIN 3376, in the amount of \$521.03, from the 2012 Personal Property Roll due to the business being closed. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to remove the closed business from the 2012 Personal Property Roll.

Ms. Brown asked the Board to approve removing PPIN 4989, in the amount of \$57.88, from the 2012 Personal Property Roll due to the business being closed. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to remove the closed business from the 2012 Personal Property Roll.

John Elfer, EMA Director

Mr. Elfer asked the Board to authorize the Vice President to sign a MEMA Special Project Grant in the amount of \$7,891.25 to purchase one (1) MSWIN Portable radio and one (1) MSWIN Mobile radio. Motion was made by Supervisor Selmon, seconded by Supervisor George and carried unanimously, to authorize the Vice President to sign.

Dexter Jones, Inventory Control Clerk

Approval of Monthly Fixed Asset  
Disposition Listing for  
08/19/2013 - 09/16/2013

Mr. Jones presented the monthly Fixed Asset Disposition Listing for the period of 08/19/2013 through 09/16/2013 for approval. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to approve the monthly Fixed Asset Disposition Report.

Declare Surplus Dog Kennel and  
Donate to Hinds County

Mr. Jones presented a request on behalf of Jeff Riggs, Undersheriff, to declare a dog kennel, asset number 6818, as surplus. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to declare the dog kennel surplus.

Mr. Jones asked the Board to donate the dog kennel declared as surplus to the Hinds County Sheriff's Department. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to donate the dog kennel to Hinds County Sheriff's Department.

Marcie Southerland, Board Attorney

Accept Bond Cancellation on Circuit Clerk

Ms. Southerland asked the Board to accept for information a refund check from Hennessey, Thames & Leavitt Insurance Agency, Inc., check number 14625, in the amount of \$759.64, payable to the Warren County Board of Supervisors for the cancellation of the bond on Shelly Palmertree, Circuit Clerk. Motion was made by Supervisor Selmon, seconded by Supervisor George and carried unanimously to accept the check for information. A copy of the refund is attached hereto as Exhibit 5 and incorporated herein by reference.

Authorize Purchase of Grace Lynn Property  
2011 Flood Buyout

Ms. Southerland asked the Board to authorize payment for the purchase of the Grace Lynn property in the amount of \$98,800.00 for the 2011 Flood Buyout. Motion was made by Supervisor Selmon, seconded by Supervisor George and carried unanimously to authorize payment.

Authorize Extension to Close on Folden Property  
2008 Flood Buyout

Ms. Southerland asked the Board for an extension until Friday, September 20, 2013, to close on the Folden property. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously to grant the extension.

Approve Reimbursement for Right-of-Way

Ms. Southerland asked the Board to approve reimbursing her \$1,000.00 for obtaining the right-of-way regarding the Wood Street Property in which she paid to Ms. Sandra Ledford. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to authorize payment in the amount of \$1,000.00 to Marcie Southerland.

John Smith, County Administrator

Approval of Additional Appropriation to  
NRoute from the City of Vicksburg

Mr. Smith presented a request from the City of Vicksburg asking the Board to appropriate \$10,000.00 for the month of September to help with expenses. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried to reject the request of the City of Vicksburg. Supervisors Banks, Arnold and George voted "aye" and Supervisor Selmon voted "nay".

Donna F. Hardy, Chancery Clerk

Approval of Docket of Claims

Ms. Hardy presented the Docket of Claims for claims paid from 09/01/2013 through 09/16/2013 for approval. Motion was made by Supervisor George, seconded by Supervisor Arnold 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 Vicksburg  
Bridge Commission Claims Docket

Ms. Hardy presented the Vicksburg Bridge Commission Claims Docket for August 2013 for approval. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to approve the Vicksburg Bridge Commission Claims Docket for August 2013.

Acceptance of Vicksburg Bridge  
Commission Minutes

Ms. Hardy presented the Vicksburg Bridge Commission minutes for September 11, 2013 for information. Motion was made by Supervisor Selmon, seconded by Supervisor Arnold and carried unanimously, to accept the minutes for information.

Accept Amended Homestead Applications

Ms. Hardy asked the Board to accept nine (9) Amended Homestead Applications for 2012. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously to accept the amended applications for information.

Excuse Supervisor Lauderdale

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to excuse Supervisor Lauderdale.

Authorize "No Weapons" Signs

Supervisor Selmon made a motion to authorize placing "No Weapons Permitted" signs in all county buildings. Motion failed for lack of second.

Supervisor George made a motion to authorize Marcie Southerland, Board Attorney, to research the legality of posting signs in Warren County buildings. Motion was seconded by Supervisor Arnold and carried unanimously.

Marcie Southerland, Board Attorney

2008 Flood Buyout

Ms. Southerland asked the Board to authorize the issuance of a check in the amount of \$98,800.00 in regards to closing out the 2008 Flood Buyout by September 20, 2013. Motion was made by Supervisor Arnold, seconded by

Supervisor George and carried unanimously, to authorize the issuance of a check.

Executive Session

Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to consider going into Executive Session to discuss a litigation matter regarding the Circuit Clerk.

Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously, to go into Executive Session to discuss a litigation matter regarding the Circuit Clerk. Those who may remain are the Board Attorney, County Administrator, Chancery Clerk and Deputy Chancery Clerk.

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

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to authorize Marcie Southerland, Board Attorney, to proceed with all legal matters regarding the Circuit Clerk.

Recess

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to recess until 9:00 a.m., Friday, September 20, 2013.

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Bill Lauderdale, President