

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, February 3, 2014, 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 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

Supervisor Bill Lauderdale was absent.

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

#### Approval of January Minutes

The January minutes were presented for approval. Supervisor George moved, motion was seconded by Supervisor Selmon and carried unanimously, to approve and authorize the Vice President to sign the minutes.

#### Recognition of Donald Mayfield Brown

The Warren County Board of Supervisors presented a Resolution recognizing Donald Mayfield Brown as a Rhodes Scholar, which is considered the worlds most celebrated and prestigious international fellowship award. Mr. Brown was chosen on the basis of scholarly achievements, character, commitment to others and to the common good, and leadership potential. A copy of the Resolution is attached hereto as Exhibit 3 and incorporated herein by reference.

#### Buddy Poole, Road Manager

##### Acceptance of January 2014 Monthly Work Order Report

Mr. Poole presented the January 2014 Work Order Report for information. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to accept the report for information.

##### Approval of Driveway Permits

Mr. Poole presented four (4) driveway permits for approval. Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously, to approve the driveway permits contained in Exhibit 4 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 Arnold, seconded by Supervisor Selmon and carried unanimously, to approve the temporary easements contained in Exhibit 5 attached hereto and incorporated herein by reference.

Approval for Employees to  
Attend Annual Workshop  
Mississippi Mosquito & Vector Control

Mr. Poole requested that Earl Carson, Shop Superintendent, James Skipper and Robert Williams, Mosquito Technicians, be authorized to attend the Mississippi Mosquito and Vector Control workshop in Raymond, Mississippi on March 19 & 20, 2014, to become certified in mosquito control for Warren County. Motion was made by Supervisor Selmon, seconded by Supervisor Arnold and carried unanimously, to approve the request.

Approval of Personnel Matters

Mr. Poole recommended that Justin Patterson be removed from the Road Department's payroll as he quit without notice, effective January 29, 2014. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to accept Mr. Poole's recommendation.

Brian Robbins, P.E., County Engineer

Approval of Four-Year Plan  
For Warren County

Mr. Robbins stated that in accordance with legislative requirements and pursuant to previous discussions, the Final Four-Year Plan for Warren County, dated February 2014, was being presented for approval. Motion was made by Supervisor Arnold. After discussion, Supervisor Arnold withdrew his motion to approve the Four-Year Plan in order to discuss the plan with all supervisors.

Port of Vicksburg Pavement Rehabilitation Project  
Project No. R-103-075-01-KED  
Approve Subcontract Requests No. 1-2

Mr. Robbins submitted two subcontract requests from Sunbelt Sealing, Inc. and Woodward Concrete Construction, Inc. for the above referenced project. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to approve Subcontract requests No. 1-2 for the Port of Vicksburg Pavement Rehabilitation Project No. R-103-075-01-KED and authorize the Vice President to sign. A copy of the request is attached hereto as Exhibit 6 and incorporated herein by reference.

Tonga Vinson, Purchasing Agent

Mosquito Control Chemicals Term Contract

Ms. Vinson stated that in October, 2013, the Board approved advertising for a new mosquito control chemical contract. At that time, the Road Manager indicated he

wanted to change the chemical composition requirement for the supplies, therefore new bids are required.

In the event that the County needs to purchase mosquito control chemicals before a new contract is established through the bid process, Ms. Vinson recommended an extension of the current contract with ADAPCP for the year 2014. This contract has been in place for four years at the same prices and terms as originally bid in late 2009. The Road Manager has agreed with this plan.

Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to accept the recommendation of Ms. Vinson and extend the contract for one year at the same prices as the bid in 2009. A copy of the contract is attached hereto as Exhibit 7 and incorporated herein by reference.

#### Approval of Surplus Scrap Metal Contract Renewal

Ms. Vinson stated that she has received a proposal from Keyes Metal and Recycling to provide a metal collection bin at the Road Department on a continuous basis, to retrieve the metals collected as the bin is filled and remit their payment based upon current metal market rates, which are published monthly.

Ms. Vinson asked the Board to enter into an agreement with Keyes Metal and Recycling to pick up the County's collected metal products and accept their payments based upon the published rate scale, for up to sixty months or until cancelled by either party with thirty days notice.

Motion was made by Supervisor Selmon, seconded by Supervisor Arnold and carried unanimously to approve renewal of the contract with Keyes Metal and Recycling. A copy of the contract is attached hereto as Exhibit 8 and incorporated herein as reference.

#### Contract for HHW Collection Services

Ms. Vinson stated that the Warren County Household Waste Day Cleanup Event has been tentatively scheduled for Saturday, June 7, 2014 and asked the Board to authorize the Vice President to sign the application to the Vicksburg Warren School District to utilize the Warren Central High School site for this event. Motion was made by Supervisor Selmon, seconded by Supervisor George and carried unanimously.

Ms. Vinson asked the Board to renew the contract with CARE Environmental, for the Household Hazardous Waste Day Cleanup Event, and to authorize the Vice President to sign the contract. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to authorize the Vice President to sign the resolution.

Ms. Vinson asked the Board to authorize the Vice President to sign a Resolution authorizing Warren County to provide meals for approximately thirty-five county employees to work during the Household Hazardous Waste Collection Event (HHW) scheduled on Saturday, June 7, 2014. Motion was made by Supervisor George, seconded by

Supervisor Selmon and carried unanimously, to approve purchasing meals for county employees and authorize the Vice President to sign the resolution.

Brenda Theriot, District Attorney's Office

Acceptance of District Attorney's Amended  
Report of Fines for November 2013

Ms. Theriot presented the District Attorney's Amended Report of Fines for the month of November 2013 for information. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to accept the report for information.

Acceptance of District Attorney's Report  
Of Fines for December 2013

Ms. Theriot presented the District Attorney's Report of Fines for the month of December 2013 for information. Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously, to accept the report for information.

Marcie Southerland, Board Attorney

Interlocal Agreement - Fort Hill Drive

Ms. Southerland presented an Interlocal agreement between Warren County and the City of Vicksburg granting the operation, control and maintenance of Fort Hill Drive right-of-way from Glass Bayou to the Vicksburg National Military Park to the City of Vicksburg. The City shall assume all future costs, maintenance and liability associated with said right-of-way until the right-of-way is annexed into the City Limits or the parties otherwise amend this agreement.

This agreement shall be in force and effect from and after its approval by the Attorney General, pursuant to Section 17-13-11 of the Mississippi Code of 1972, as amended, and the filing of the Agreement with the Chancery Clerk of Warren County, Mississippi and the Office of the Secretary of State.

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to enter into the Interlocal Agreement subject to approval of the Attorney General's office. A copy of the Interlocal Agreement is attached hereto as Exhibit 9 and incorporated herein by reference.

Proposed Resolution - Section 42 Housing

Ms. Southerland presented a proposed resolution of the Warren County Board of Supervisors in regards to the repeal of legislation that was passed in 2005. The Resolution of the Board of Supervisors of Warren County, Mississippi, urges the Mississippi Legislature to repeal certain 2005 legislation giving substantial ad valorem tax breaks to valuable federally subsidized housing properties so that Warren County does not continue to lose local tax revenues, which supports important county services. Motion was made

by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously, to authorize the Vice President to sign the Resolution. A copy of the Resolution is attached hereto as Exhibit 10 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. (97)755108 in the amount of \$8,010.00 for miscellaneous engineering and surveying services and Invoice No. (1221-S152)-757122 in the amount of \$12,409.20 for LSBP and State Aid projects. Motion was made by Supervisor Selmon, seconded by Supervisor George and carried unanimously, to approve payment of the aforesaid invoices.

Mr. Smith presented invoices of Marcie Southerland, Board Attorney, in the amount of \$6,671.35 for general legal services and \$9,623.00 for legal services regarding the Warren County vs. Shelly Palmertree case for January 2014. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously to approve 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 \$4,623.99 for the Drug Court Coordinator's salary, matching benefits and insurance for the month of January 2014. Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to approve reimbursement in the amount of \$4,623.99 for the Drug Court Coordinator's salary for January 2014.

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

Mr. Smith requested approval to pay E911 Invoice in the amount of \$23,972.95 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for January 2014, pursuant to Interlocal Agreement. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to approve payment to E911 in the amount of \$23,972.95 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for January 2014.

Mississippi Development Authority  
Project No. 1129-12-075-PF-01  
China Grove

Mr. Smith asked the Board to authorize the President to sign a letter in response to the monitoring report regarding the Warren County China Grove Project No. 1129-12-075-PF-01. The report cites the county for holding CDBG funds in an account longer than the three day rules. Warren County has taken the appropriate steps to make sure that the payments will be made timely on future projects. Motion was made by Supervisor Arnold, seconded by Supervisor Selmon and carried unanimously, to authorize the

President to sign the letter.

Approval of Check to Stantec Engineering  
Haining Road Concrete Rehabilitation Project  
Project No. R-103-075-01-KED

Mr. Smith asked the Board to approve issuance of a check payable to Stantec Engineering for invoice number 757218 in the amount of \$614.50 upon receipt of MDA funds for CDBG Project R-103-075-01-KED, Haining Road Concrete Rehabilitation Project, and approve cash request number 45 to MDA in the amount of \$614.50. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously to approve issuance of the check upon receipt of MDA funds and approve cash request number 45 to MDA.

Approval to Issue Checks  
Bayou Project  
Project R-110-075-01-GZ

Mr. Smith asked the Board to approve the issuance of the following checks, upon receipt of MDA funds for CDBG Project R-110-075-01-GZ, Bayou Project:

<u>Payable to</u>	<u>Invoice</u>	<u>Amount</u>
Stantec Engineering	29	\$1,479.37
Stantec Engineering	757179	\$3,416.40
Urban Planning Consultants, Inc.	9349	\$25,287.50

and approve cash request number 39 to MDA in the amount of \$30,183.27. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to approve the payments and cash request.

Authorization for Board Vice President to Sign  
Extension of Agricultural Lease Agreement  
Warren County Port Commission/John W. Bowen, III  
D/B/A J & J Farms

The Board took up for consideration the matter of an Extension of Agricultural Lease Agreement between the Warren County Port Commission and John W. Bowen, III d/b/a J & J Farms. Following discussion, motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to authorize the Vice President to sign the aforesaid Extension of Agricultural Lease Agreement. A copy of the Agreement is attached hereto as Exhibit 11 and incorporated herein by reference.

Donna F. Hardy, Chancery Clerk

Acceptance of Monthly County Reports

Ms. Hardy presented the General Ledger Cash Balances and Cash Receipts Journal for January 2014 for information. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to accept the reports for information.

Approval of January Docket of Claims

Ms. Hardy presented the Docket of Claims for claims paid in January 2014 and Supplemental Docket of Claims for claims paid through February 3, 2014 for approval. Motion was made by Supervisor Selmon, seconded by Supervisor Arnold and carried unanimously, to approve the Docket of Claims and Supplemental Docket of Claims as presented. A copy of the Summary of Funds is attached hereto as Exhibit 12 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 12/21/2013 to 01/20/2014 for approval. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to approve the aforesaid reports.

Acceptance of Warren County Port Commission and E911 Minutes

Ms. Hardy presented the minutes of the E911 Commission for December 18, 2013 and Warren County Port Commission minutes for December 16, 2013 for information. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to accept these minutes for information.

Acknowledgement of George Washington's Birthday

Ms. Hardy presented for information the notice from the Secretary of State's Office that Monday, February 17, 2014 has been designated as the day for the observance of George Washington's birthday. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to accept the notice for information.

Acceptance of Affidavits Certifying Road/Bridge Inspection by Supervisors

Ms. Hardy presented affidavits of the supervisors certifying that, pursuant to Section 65-7-117 of the Mississippi Code of 1972, Annotated, they have inspected all the road and bridges in Warren County. Motion was made by Supervisor Selmon, seconded by Supervisor George and carried unanimously, to accept the affidavits for information.

Authorization to Cancel Outstanding Checks

Ms. Hardy asked for authorization to cancel outstanding checks in the amount of \$6,888.82 and credit back the appropriate fund. Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously to cancel the outstanding checks.

Excuse Supervisor Lauderdale

Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to excuse Supervisor Lauderdale because he was attending a conference in Washington, D.C.

Executive Session

Motion was made by Supervisor Selmon, seconded by Supervisor Arnold and carried unanimously, to consider going into Executive Session to discuss a litigation matter regarding Ameristar Casino.

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

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

No action taken.

John Lewis, Contracted Appraiser

Approval of Reduction of Assessment  
2013 Personal Property Assessment Roll

Mr. Lewis presented a petition for reduction of assessment on the 2013 Personal Property Assessment Roll in the amount of \$826,869.00 for PPIN 2616. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to adopt the Order approving this reduction of assessment on the 2013 Personal Property Assessment Roll and authorize the Vice President to sign. A copy of the Order is attached hereto as Exhibit 13 and incorporated herein by reference.

Approval of Increase of Assessment  
2013 Personal Property Assessment Roll

Mr. Lewis presented a petition for increase of assessment on the 2013 Personal Property Assessment Roll in the amount of \$1,221,008.00 for PPIN 5461. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to adopt the Order approving this increase of assessment on the 2013 Personal Property Assessment Roll and authorize the Vice President to sign. A copy of the Order is attached hereto as Exhibit 14 and incorporated herein by reference.

Approval of Reduction of Assessment  
2013 Personal Property Assessment Roll

Mr. Lewis presented a petition for reduction of assessment on the 2013 Personal Property Assessment Roll in the amount of \$187,300.00 for PPIN 3867. Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to adopt the Order approving this



reduction of assessment on the 2013 Personal Property Assessment Roll and authorize the Vice President to sign. A copy of the Order is attached hereto as Exhibit 15 and incorporated herein by reference.

Mr. Lewis presented a petition for reduction of assessment on the 2013 Personal Property Assessment Roll in the amount of \$1,166,908.00 for PPIN 3868. Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to adopt the Order approving this reduction of assessment on the 2013 Personal Property Assessment Roll and authorize the Vice President to sign. A copy of the Order is attached hereto as Exhibit 16 and incorporated herein by reference.

Recess

Motion was made by Supervisor George, seconded by Supervisor Selmon and carried unanimously, to recess until Tuesday, February 18, 2014 at 9:00 a.m.

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Bill Lauderdale, President