

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, March 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 Bill Lauderdale, President (4th District)
William Banks, Vice President (2nd District)
John Arnold (1st District)
Richard George (5th District)
Martin Pace, Sheriff, and Deputy
Donna Hardy, Chancery Clerk, and Deputy
John Smith, County Administrator
Marcie Southerland, Board Attorney

Absent: Supervisor Selmon (3rd District)

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

Approval of February Minutes

The February 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.

Bayou Project Phase 5

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously not to pursue an eminent domain on the Bayou Project Phase 5 with the current status of property owners which will render the project undoable.

Buddy Poole, Road Manager

Acceptance of February 2014
Monthly Work Order Report

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

Approval of Temporary Easements

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

Approval of Driveway Permit

Mr. Poole presented four (4) 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 4 attached hereto and incorporated herein by reference.

Approval of Personnel Matters

Mr. Poole presented a request for the Warren County Road Department to remove Michael Thomas from the Road Department payroll effective February 21, 2014, as he resigned his position as a truck driver. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to remove Michael Thomas from the Road Department payroll.

Mr. Poole presented a request for the Warren County Road Department to remove Cleothia Williams from the Road Department payroll effective February 18, 2014, as he resigned. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to remove Cleothia Williams from the Road Department payroll.

Mr. Poole presented a request for the Warren County Road Department to hire Donald Neal, Sr. as a truck driver at a rate of \$9.00 per hour, effective March 9, 2014, as he has completed his probationary period with Staffing Solutions. Motion was made by Supervisor Arnold, seconded by Supervisor Banks and carried unanimously, to add Donald Neal, Sr. to the Road Department payroll.

Mr. Poole presented a request for the Warren County Road Department to hire Richard May as a boat pilot at a rate of \$16.55 per hour, effective February 27, 2014. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to add Richard May to the Road Department payroll.

John McKee, County Engineer

Haining Road Contract Amendment #1

Mr. McKee asked the Board to approve contract amendment #1 for the Haining Road at the Port of Vicksburg Pavement Rehabilitation Project No. R-103-075-01-KED. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve amendment #1 and authorize the Board President to sign. A copy of the contract amendment is attached hereto as Exhibit 5 and incorporated herein by reference.

De-Programming of Project No. SAP-75(70)
Old Hwy. 27 Bridge Replacement at City Limits

Mr. McKee asked the Board to approve an Order to authorize the de-programming of Project No. SAP-75(70), Old Highway 27 Bridge Replacement at city limits due to the severity need of re-striping to insure the safety of the traveling public. Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to

approve the Order and authorize the Board President to sign. A copy of the Order is attached hereto as Exhibit 6 and incorporated herein by reference.

Approve State Aid Project
SAP-75(22)M-2014 Striping

Mr. McKee asked the Board to approve the program for State Aid Project #SAP-75(22)M-2014 for re-striping and placement of raised reflective markers on the roadways designated. The total estimated amount of the project will be \$168,214.00. Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to approve State Aid Striping Project #SAP-75(22)M-2014. A copy of the proposed project is attached hereto as Exhibit 7 and incorporated herein by reference.

Authorization to Advertise for
2014 County Paving Project

Mr. McKee asked the Board to authorize advertising for the 2014 paving project. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to authorize advertising for the 2014 paving project.

Authorization to Advertise for
2014 Striping Project

Mr. McKee asked the Board to authorize advertising for the 2014 county striping project. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to authorize advertising for the 2014 county striping project.

Authorization to Advertise for
Cairo Drive Bridge Replacement
LSBP-75(15)

Mr. McKee asked the Board to authorize advertising for the Cairo Drive Bridge replacement, LSBP-75(15) project. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to authorize advertising for the Cairo Drive Bridge replacement, LSBP-75(15).

Authorization to Advertise for
Wood Street Bridge Replacement
LSBP-75(13)

Mr. McKee asked the Board to authorize advertising for the Wood Street Bridge replacement, LSBP-75(13) project, subject to approval from State Aid and the Board Attorney. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to authorize advertising for the Wood Street Bridge replacement, LSBP-75(13), subject to approval from State Aid and the Board Attorney.

Approval to Pay for Right-of-Way Deed
Cairo Drive LSBP Project

Ms. Southerland, Board Attorney, asked the Board to approve paying Jed Mihalyka in the amount of \$500.00 for the right-of-way deed for Cairo Drive, which is a

reimbursable expense from LSBP. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to approve a check in the amount of \$500.00, payable to Jed Mihalyka.

John Elfer, Emergency Management Director

Approval of Permit Fee Increase

Mr. Elfer presented a recommendation from the Warren County Permit Office asking that permit fees be increased to \$25.00 for all permits issued inside and outside the Special Flood Hazard Area as well as mobile home "Bought In Place" permits. Motion was made by Supervisor Arnold, seconded by Supervisor Banks and carried unanimously, to authorize amending the ordinance on permits to increase fees to \$25.00 per permit and authorize advertising for a public hearing to be held on April 21, 2014 at 10:00.

Tonga Vinson, Purchasing Agent

Recommendation of Award for
Tandem Truck Bids

Ms. Vinson stated that on February 18, 2014, the Board received sealed bids for the purchase of two new tandem trucks with dump beds. One bid was received from Empire Truck Sales, LLC in the amount of \$94,874.00 each, which includes the dump bed. Ms. Vinson recommended that the Board accept the bid as lowest and only bid received. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to accept the bid of Empire Truck Sales, LLC. A copy of the bid sheet is attached hereto as Exhibit 8 and incorporated herein by reference.

Approve Pricing Adjstment on Clay Gravel

Ms. Vinson stated that Warren County currently has a contract with Boot Heel Investments, LLC to purchase clay gravel from their Fonsylvania Road location at \$9.75 per yard. Boot Heel Investments, LLC has requested to start billing based upon tonnage instead of yards. Using the common conversion formula, the pricing structure will change from \$9.75 per yard to \$7.22 per ton.

It was discovered that Boot Heel Investments, LLC has invoiced Warren County in the tonnage at the per yard rate, resulting in an overcharge of \$4,070.00 in 2013. Ms. Vinson requested and received credit from them for that overage to be used on future purchases.

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve the pricing adjustment for clay gravel.

Brenda Theriot, District Attorney's Office

Acceptance of District Attorney's Report
Of Fines for January 2014

Ms. Theriot presented the District Attorney's Report of Fines for the month of January 2014 for information. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to accept the report for information.

Kenny Staggs, Addressing Officer

Approval of Andrew "Sugar Man" Daniel Memorial Highway

Mr. Staggs asked the Board to approve a section of Highway 80 between Warriors Trail and the Hinds County line to be known as the Andrew "Sugar Man" Daniel Memorial Highway. It is not the intent of the E-911 Commission to change the name of this section of Highway 80, but to recognize it as a memorial highway. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to acknowledge the portion of Highway 80 between Warriors Trail and the Hinds County line as the Andrew "Sugar Man" Daniel Memorial Highway.

Donna F. Hardy, Chancery Clerk

Approval to Pay Invoices

Ms. Hardy presented John McKee, P.E., County Engineer's, Invoice No. (98)763065 for miscellaneous engineering and surveying services in the amount of \$32,345.00 for approval. Motion was made by Supervisor George, seconded by Supervisor Banks and carried unanimously, to approve the invoice.

Ms. Hardy presented John McKee, P.E., County Engineer's Invoice No. (1221-S153)-765798 for State Aid and LSBP projects in the amount of \$10,925.36 for approval. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve the invoice.

Proposal Openings

The President stated that the hour of 10:00 a.m. has arrived and that the Warren County Board of Supervisors would receive sealed proposals for Monetary Collection Services. Proof of publication of notice is attached hereto as Exhibit 9 and incorporated herein by reference. Eight (8) proposals were received as follows:

Southern Financial Systems, Hattiesburg, MS
Jacob Law Group, PLLC, Oxford, MS
The Agency, Vicksburg, MS
Mississippi Court Collections, Brandon, MS
John Olmstead, Columbus, OH
American Municipal Services, Co., Carrollton, TX
Pioneer, Arcade, NY
Linebarger Goggan Blair & Sampson, LLP, Austin, TX

Motion was made by Supervisor Banks, seconded by

Supervisor George and carried unanimously, to take the proposals under advisement.

Donna F. Hardy, Chancery Clerk

Approval to Pay Invoices

Ms. Hardy presented an invoice of Marcie Southerland, Board Attorney, in the amount of \$4,749.00 for general legal services for February, 2014 for approval. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to approve payment of the invoice.

Ms. Hardy presented an invoice of Marcie Southerland, Board Attorney, in the amount of \$5,356.05 for legal services regarding Warren County vs. Shelly Palmertree for approval. Motion was made by Supervisor Banks, seconded by Supervisor Arnold and carried unanimously, to approve payment of the invoice.

Approval for Reimbursement to Drug Court

Ms. Hardy 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 February 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 February 2014.

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

Ms. Hardy requested approval to pay E911 Invoice in the amount of \$19,680.06 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for February 2014, 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 \$19,680.06 for Warren County's share of E911 dispatchers' salaries, matching benefits and insurance for February 2014.

Approval of Ad for MS Association of Supervisors Minority Caucus

Ms. Hardy requested the Board's approval to pay for an advertisement in the amount of \$100.00 in the program booklet for the MAS-MC Education Conference to be held April 9-11, 2014 in Louisville, Mississippi. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve the purchase of an advertisement in the amount of \$100.00.

In-House Job Opening-Purchasing Department

Ms. Hardy asked the Board to ratify the in-house notice of the job opening in the Purchasing Department. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously.

Authorization for Any Supervisor to
Attend National Association of Counties
Annual Conference

Ms. Hardy requested authorization for any Supervisor to attend the National Association of Counties (NACO) annual conference to be held in New Orleans July 11-14, 2014 in New Orleans, Louisiana. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to authorize travel for any Supervisor to attend the conference in New Orleans, Louisiana.

Approve Cooperative Service Agreement

Ms. Hardy asked the Board to authorize the President to sign the Cooperative Service Agreement with the United States Department of Agriculture (USDA), Animal Plant Health Inspection Service (APHIS) and Wildlife Services (WS) for the Beaver Control Program. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve and authorize the Board President to sign the agreement. A copy of the agreement is attached hereto as Exhibit 10 and incorporated herein by reference.

Authorize Issuance of Check for
Beaver Control Program Fee

Ms. Hardy asked the Board to approve payment of \$7,500.00 to USDA, APHIS for the beaver control program. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve payment of \$7,500.00 to USDA, APHIS for the beaver control program.

Local-Private Legislation

Ms. Hardy asked the Board to adopt and authorize the President to sign, Resolutions requesting that the Warren County legislative delegation secure enactment of local-private legislation that would authorize the Warren County Board of Supervisors to contribute public funds during the current physical year in an amount not to exceed the amount shown and subject to the availability of budgeted funds and the discretionary election of the Board of Supervisors:

Central MS Prevention Services, Inc.	\$1,125.00
MS Food Network	\$1,800.00
Triumph Ministries, Inc.	\$11,250.00
Vicksburg Family Development Service	\$4,500.00
We Care Community Services, Inc.	\$5,625.00
Women's Restoration Shelter	\$4,500.00
WWISCA	\$6,750.00

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously to adopt the Resolutions and authorize the Board President to sign. A copy of the Resolutions are attached hereto as Exhibit 11 and incorporated herein by reference.

Approval to Pay Stantec
Bayou Project

Ms. Hardy asked the Board to authorize the issuance of a check in the amount of \$4,424.47, payable to Stantec Engineering for architect and engineering expenses for the Bayou Project. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to authorize the issuance of a check in the amount of \$4,424.47 payable to Stantec.

Nextel Rebanding Project Agreement

Ms. Hardy presented the agreement between the City of Vicksburg, Warren County Board of Supervisors and Nextel on the Rebanding project for Board approval. Motion was made by Supervisor Banks to approve the agreement contingent upon the City of Vicksburg's signature and authorize the Board President to sign. Motion was withdrawn.

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to take the agreement under advisement.

Acceptance of Monthly County Reports

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

Approval of February Docket of Claims

Ms. Hardy presented the Docket of Claims for claims paid from 02/01/2014 through 02/29/2014 and the Supplemental Docket of Claims for 03/03/2014 for approval. Motion was made by Supervisor Arnold, seconded by Supervisor George and carried unanimously, to approve the 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 01/21/2014 to 02/20/2014 for approval. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to approve the aforesaid reports.

Acceptance of Tax Collector's Report
of Privilege Tax License Collections
for 1/01/2014 to 1/31/2014

Ms. Hardy presented the Tax Collector's report of privilege tax license collections for the period of 1/01/2014 to 1/31/2014 for information. Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to accept the report for information.

Acceptance of Warren County Port Commission,
and E911 Minutes

Ms. Hardy presented the minutes of the E911 Commission minutes for January 29, 2014 and Warren County Port Commission minutes for January 21, 2014 for information. Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to accept these minutes for information.

Supervisor Selmon Excused

Motion was made by Supervisor George, seconded by Supervisor Banks and carried unanimously to excuse Supervisor Selmon. Supervisor Selmon was attending the NACO Conference in Washington, D.C.

Executive Session

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

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

No action taken.

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to consider going into Executive Session to discuss litigation regarding Ameristar Casino.

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to enter Executive Session to discuss litigation regarding Ameristar Casino. Those who may remain are the Board Attorney, County Administrator, Chancery Clerk, Deputy Chancery Clerk, Tax Assessor, Contracted Appraisers.

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

No action taken.

Retain Collins & Null Appraisals Group, Inc.

Motion was made by Supervisor Banks, seconded by Supervisor George and carried unanimously, to retain Collins and Null Appraisals Group, Inc. of Hattiesburg, Mississippi for professional services in the amount of \$5,000.00 regarding Ameristar Casino.

Recess

Motion was made by Supervisor George, seconded by Supervisor Arnold and carried unanimously, to recess until 9:00 a.m., Monday, March 17, 2014.

Bill Lauderdale, President