

**MINUTES**

*BE IT remembered that on the 4th day of January, 2010, at 9:00 A.M., the Board of Supervisors of Hinds County met in the Chancery Court Building, Board of Supervisors' Room, Jackson, Mississippi; pursuant to the provisions of Mississippi Code 1972, Annotated, Section 19-3-13 and resolution heretofore adopted by the Board. This being a regular meeting of said Board, when the following were present:*

**ROBERT GRAHAM – PRESIDENT**

**DOUGLAS ANDERSON – VICE PRESIDENT**

**PEGGY HOBSON CALHOUN – MEMBER**

**PHIL FISHER - MEMBER**

**GEORGE SMITH – MEMBER**

*Also present and attending upon said Supervisors' Court were Chancery Clerk and the Clerk of the Board of Supervisors, Eddie Jean Carr; Deputy Chancery Clerk, Greta Lovell; Deputy, Randy Gant; Public Works Director, Carl Frelix; Emergency Management Director, Jimmy Lewis; County Administrator, Vern Gavin and Board Attorney, Crystal Martin when the following business was had and done, to-wit:*

**AGENDA**

*ATTACHED TO and incorporated herein is the Agenda for today's meeting. Since the meeting was held pursuant to statute, no special notice was given.*

**INVOCATION**

*PRESIDENT GRAHAM called the meeting to order at 9:00 A.M. Deputy Johnny E. Davis, New Hope Missionary Baptist Church, Jackson, Mississippi, offered the invocation.*

**APPROVAL OF MINUTES**

*UPON A motion of Phil Fisher and a second by Douglas Anderson, Robert Graham voting aye, George Smith voting aye, Peggy Hobson Calhoun voting aye, it was*

***RESOLVED to approve the minutes of November 16, 2009; pending insertion of the Board Attorney's Executive Session Minutes***

**CLAIMS**

**Interfund Transfers**

*UPON A motion of Douglas Anderson and a second by Phil Fisher, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, George Smith voting aye, it was*

January 4, 2010

**RESOLVED to approve the following interfund transfers as of January 4, 2010. Document is affixed hereto and incorporated herein.**

<b>Transfer to:</b>	<b>Violence Against Women Grant Fund</b>	<b>\$</b>	<b>2,628.00</b>
<b>Transfer to:</b>	<b>Victim Witness Assistance Grant Fund</b>	<b>\$</b>	<b>4,369.50</b>
<b>Transfer from:</b>	<b>General County Fund</b>	<b>\$</b>	<b>6,997.50</b>

UPON A motion of Phil Fisher and a second by George Smith, Douglas Anderson voting aye, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, it was

**RESOLVED to approve the following interfund transfers as of January 4, 2010. Document is affixed hereto and incorporated herein.**

<b>Transfer to:</b>	<b>Mid Point Park Baseball Project Fund</b>	<b>\$</b>	<b>40,000.00</b>
<b>Transfer from:</b>	<b>General County Fund</b>	<b>\$</b>	<b>40,000.00</b>

Void Claim #1166 – AT & T

UPON A motion of Douglas Anderson and a second by Phil Fisher, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, George Smith voting aye, it was

**RESOLVED to void the claim numbered 1166, as appears in the Supervisors' Docket of the Claims Book, being the claims and payroll of the Hinds County Treasury; presented by Greta Lovell.**

Regular Claim #1567 – CivilTech (Regional Jail)

UPON A motion of Phil Fisher and a second by George Smith, Douglas Anderson voting aye, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, it was

**RESOLVED to approve the claim numbered 1567, as appears in the Supervisors' Docket of the Claims Book, being the claims and payroll of the Hinds County Treasury; presented by Greta Lovell.**

Regular Claim #1591 – Palmer Darla M (Sprint/Nextel)

UPON A motion of Phil Fisher and a second by George Smith, Douglas Anderson voting aye, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, it was

**RESOLVED to approve the claim numbered 1591, as appears in the Supervisors' Docket of the Claims Book, being the claims and payroll of the Hinds County Treasury; presented by Greta Lovell.**

Regular Claims

UPON A motion of Phil Fisher and a second by George Smith, Douglas Anderson voting aye, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, it was

**RESOLVED to approve the Claims numbered 1358 – 1593, less claims numbered 1567 and 1591, in the Supervisors' Docket of the Claims Book, being the claims and payroll of the Hinds County Treasury; presented by Greta Lovell.**

**ORDER APPROVING CLAIMS**

*UPON A motion of Douglas Anderson and a second by Phil Fisher, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, George Smith absent not voting, it was*

***RESOLVED to approve the claims portion of the minutes of the Hinds County Board of Supervisors for January 4, 2010. Document affixed hereto and incorporated herein.***

**OTHER BUSINESS**

**Presentation of Plaque**

*President Robert Graham presented a plaque to outgoing Board President George Smith for his service during 2009.*

**Tax Collector Eddie Fair – Credit Card machines**

*Tax Collector Eddie Fair addressed the Board about the Credit Card machines and requested the Board move forward on this matter. The Board agreed to bring this matter up for discussion during executive session.*

**Tax Collector Eddie Fair – Security at the Raymond Courthouse**

*Tax Collector Eddie Fair readdressed the matter of security at the Tax Collector's office in the temporary courthouse in Raymond. He had previously brought proposals for security system including cameras. The proposal totaled \$1,390.00. There was additional discussion on this matter.*

*UPON A motion of Douglas Anderson and a second by George Smith, Peggy Hobson Calhoun voting aye, Phil Fisher voting nay, Robert Graham voting aye, it was*

***RESOLVED to allocate the \$1,390.00 needed to enhance the security system for the Tax Collector's office in Raymond.***

**BYRAM – CLINTON CORRIDOR**

*Supervisor Peggy Hobson Calhoun discussed the additional items that need to be addressed to move the Byram – Clinton Corridor Project forward. She stated that the Board needed to advertise for Statement of Qualifications for Construction Engineering Services. She noted that Public Works Director Carl Frelix also has this item on the agenda for action today. She mentioned to the Board communication received from MDOT/State Aid regarding the steps necessary to move the project forward.*

*Tommy Avant, IMS and Stan Wright, WEI, both concurred that this step was needed in order to move the project along. They also discussed the need for additional funding for this project, stating that the total project was estimated at more than \$100 million and current funding available was approximately \$35 million.*

*Supervisor Anderson suggested that the Board use the \$14 million Series 2007 Tax Exempt Bond Proceeds for this project. There was additional discussion on this matter.*

January 4, 2010

UPON A motion of Peggy Hobson Calhoun and a second by Phil Fisher, Douglas Anderson voting aye, Robert Graham voting aye, George Smith voting aye, it was

**RESOLVED to approve advertising in the Clarion Ledger for Statement of Qualifications for the Byram – Clinton Corridor Construction Engineering Services.**

**OTHER BUSINESS – WORK SESSIONS**

President Robert Graham informed the Board that he intended to have regular monthly work sessions to be scheduled on the second Thursday after the 1<sup>st</sup> Board meeting of the month. January 14, 2010, would be the date for the first work session if all Supervisors agree with this proposed schedule.

**PERMIT & ZONING**

Mozel Bishop and Sundra P. Bishop

Supervisor Phil Fisher addressed the Board pending the zoning matter held over from the last meeting. He recommended the Board waive the variance for a 50' road and approve the 30' road to allow the Bishop family to be able to use their property.

UPON A motion of Phil Fisher and a second by Peggy Hobson Calhoun, Douglas Anderson voting aye, Robert Graham voting aye, George Smith voting aye, it was

**RESOLVED to approve an Order for a dimensional variance to a Right of Way/ Easement on Agricultural Zone Property. This property consists of 11.8 acres, located on the south side of Snake Creek Road, between Midway Road and Clinton-Raymond Road in District 4.**

**The Planning Commission granted this petition by a vote of five ayes and one abstain, with two members absent. There were public oppositions.**

**Document affixed hereto and incorporated herein.**

**RAYMOND COURTHOUSE – CHANGE ORDER**

Supervisor Phil Fisher stated that a Change Order had been presented to the County for this project. He requested the County Administrator and Board Attorney update the Board on the Change Order.

Board Attorney Crystal Martin addressed the overall project. She stated that the previous Planning Director oversaw this project but after he left, no new Hinds County employee had been assigned to fill this role. The Change Order is being requested to cover cost of permit fees to the City of Raymond in the amount of \$3,200.00, plus a 10% mark up to the contractor of \$320.00 for a total change order of \$3,520.00.

Emergency Management Director Jimmy Lewis stated that in the past agreements had been made to waive these fees. Supervisor Fisher stated that he had spoken to the Mayor of Raymond, and they were unwilling to waive these fees on this project. There was additional discussion on this matter.

UPON A motion of Phil Fisher and a second by Peggy Hobson Calhoun, Douglas Anderson voting nay, Robert Graham voting aye, George Smith voting nay, it was

**RESOLVED to approve Change Order Number 1 for the Raymond Courthouse Renovation Project in the amount of \$3,520.00, to cover the cost of permit fees, to be paid from the 2007 Bond Funds.**

Motion to Reconsider

UPON A motion of Robert Graham and a second by Douglas Anderson, Peggy Hobson Calhoun voting aye, Phil Fisher voting aye, George Smith voting aye, it was

**RESOLVED to reconsider the previous motion.**

Change Order No. 1 – Raymond Courthouse

UPON A motion of George Smith and a second by Douglas Anderson, Peggy Hobson Calhoun voting nay, Phil Fisher voting nay, Robert Graham voting aye, it was

**RESOLVED to deny Change Order Number 1 for the Raymond Courthouse Renovation Project.**

**AIRWAVE CONSULTANT COMPANY**

Supervisor Phil Fisher discussed with the Board the amount of time needed to repair radios by Airwave. He stated that some radios take up to 6 months to repair.

Mr. Nathan, Airwave Consultant Company, addressed Supervisor Fisher's comments stating that repairs are not as simple and straight forward as stated. Airwave has a radio(s) repair process in place which meets all specifications and uses a diagnostic machine to verify radios are operable. He also stated he had not received any prior complaints. There was additional discussion on this matter.

**2010 HINDS COUNTY LEGISLATIVE REPRESENTATION**

Mr. Firnist J. Alexander requested to address the Board at the next work session to present a proposal for Hinds County's legislative representative/lobbyist.

**HIRING FREEZE – REQUEST TO FILL POSITION**

Mr. Vern Gavin requested Board approval to fill the vacant position of Executive Assistant in the Budget and Accounting Department. Discussion was had on this matter; no action was taken.

**BUDGET & FINANCE**

UPON A motion of George Smith and a second by Peggy Hobson Calhoun, Douglas Anderson voting aye, Phil Fisher voting aye, Robert Graham voting aye, it was

**RESOLVED to approve Budget Amendments for second quarter allocations for the Tax Assessor, Tax Collector and Sheriff's Departments. Document affixed hereto and incorporated herein.**

**MINUTE INSERTIONS**

Mr. Vern Gavin, County Administrator, offered the following as a minute insertion:

- A. Department of Public Works - Three Week Work Schedules for January 4 – January 22, 2010 for Bridge Crew, Drainage Crew, Construction Crew, Paving Crew, North Maintenance Satellite, Southeast Maintenance Satellite, and Southwest Maintenance Satellite.

**BOARD ATTORNEY**

**Tax Exemptions/Refund Request and other tax matters**

Mr. Blake Wallace, Director of Hinds County Economic Development District (HCEDD), addressed the Board regarding tax exemptions held over from the December 21, 2009 meeting. He stated that HCEDD reviews requests for extensions on tax exemptions and looks at the County's rate of return on the investment for the taxpayer. HCEDD will recommend denial of extensions for negative rates of return over the 10 year tax abatement period.

UPON A motion of Douglas Anderson and a second by Phil Fisher, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, George Smith voting aye, it was

**RESOLVED to Deny Tax Abatements for Saks Incorporated/Jackson Office Properties, Inc (extension for additions and expansions, completed 12/31/2004) and for Gulf States Cannery, Inc. (extension for additions and expansions, completed 12/31/2004). Documents affixed hereto and incorporated herein.**

**OTHER BUSINESS**

**Flood Plain Maps/GIS system**

Mr. Wallace also requested Board approval to activate the Flood Plain Maps in the GIS system.

UPON A motion of Douglas Anderson and a second by George Smith, Peggy Hobson Calhoun voting aye, Phil Fisher voting aye, Robert Graham voting aye, it was

**RESOLVED to approve the addition of the Flood Plain Maps to the GIS system.**

**Resolution – Katrina CDBG / King Edward Revitalization Company, LLC**

UPON A motion of Douglas Anderson and a second by George Smith, Peggy Hobson Calhoun voting aye, Phil Fisher voting aye, Robert Graham voting aye, it was

**RESOLVED to approve a Resolution of the Board of Supervisors designating the President of the Board to act as representative of the County and to execute all necessary forms and documents for the Katrina Supplemental Community Development Block Grant Loan #R-103-025-01-KED project. Document affixed hereto and incorporated herein.**

**Clubhouse Road Bridge Project – LSBP-25(32)**

UPON A motion of George Smith and a second by Douglas Anderson, Peggy Hobson Calhoun voting aye, Phil Fisher voting aye, Robert Graham voting aye, it was

**RESOLVED to reject all bids and re-advertise the Clubhouse Road Bridge Project LSBP-25(32) in the Clarion Ledger.**

**CHANCERY CLERK'S OFFICE**

**Approve and Open Bids**

UPON A motion of Phil Fisher and a second by Peggy Hobson Calhoun, Douglas Anderson voting aye, Robert Graham voting aye, George Smith voting aye, it was

January 4, 2010

**RESOLVED to approve all bids received from Banks as Hinds County depositories for 2010 and 2011. Documents affixed hereto and incorporated herein.**

Order Canceling Tax Sale / Authorizing Refunds / Reassessment Changes to the Assessment Rolls

UPON A motion of Douglas Anderson and a second by Phil Fisher, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, George Smith voting aye, it was **RESOLVED to approve the following:**

**Order Canceling Tax Sales**

2020 Investments LLC, parcel #210-78, 2003 taxes (per court order)

**Petition for Reduction of Assessment**

Comfort Inn, 72-30128; BancorpSouth Equipment Finance, 01-10921; Lewis C ext & Mildred Rev parcel #2861-543; West Velma, parcel #2967-404-11; May Ethel R, parcel #4851-504; Robison Alice, parcel #4963-804; Moody Marjorie S & Willie, parcel #4965-32-5; Moody Marjorie S & Willie, parcel # 4965-33; McCormick John III, parcel #4969-541; George William R, parcel #846-39; Johnson Charles L & Linda, parcel #873-84; Swayze Marie H, parcel #3-11; Thomas Eddie L & Irene, parcel #802-21; Hill Ronnie J II & Catrina A, parcel #522-40; Greer James K, parcel # 4850-868-4; Puckett Richard H & Ben T, parcel # 4853-616.

Supplemental Roll of Homestead Exemptions

UPON A motion of Douglas Anderson and a second by Robert Graham, Peggy Hobson Calhoun voting aye, Phil Fisher voting aye, George Smith voting aye, it was

**RESOLVED to approve the additions and deletions of Supplemental Roll of Homestead Exemptions for the year 2009. Documents affixed hereto and incorporated herein.**

Homestead Exemption Duties

UPON A motion of Peggy Hobson Calhoun and a second by Phil Fisher, Douglas Anderson voting aye, Robert Graham voting aye, George Smith voting aye, it was

**RESOLVED to appoint Chancery Clerk Eddie Jean Carr to perform all Homestead Exemption duties.**

Mileage Rate Reimbursement

UPON A motion of George Smith and a second by Peggy Hobson Calhoun, Douglas Anderson voting aye, Phil Fisher voting aye, Robert Graham voting aye, it was

**RESOLVED to take under advisement the Revised Mileage Reimbursement rate.**

Other Business – Permit & Zoning Bank Account

UPON A motion of Douglas Anderson and a second by Phil Fisher, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, George Smith voting aye, it was

**RESOLVED to authorize Jimmy Lewis to close the current Permit and Zoning bank account and to authorize new Permit & Zoning Director Darrel McQuirter to open a new account for Permit & Zoning business.**

**MINUTE INSERTIONS**

Greta Lovell, Deputy Chancery Clerk, offered the following as minute insertions:

- A. *Holiday - Dr. Martin Luther King JR's Birthday and Robert E. Lee's Birthday. Monday, January 18, 2010.*
- B. *Schedule of Interfund Loans as of December 21, 2009 (To provide sufficient amounts for payroll).*
- C. *Amendment #2 to Professional Services Agreement between Hinds County, Mississippi and Williford, Gearhart & Knight, Inc. (dated March 2, 2009)*
- D. *Hinds County Department of Human Services reimbursement of expenditures for operational purposes.*  
*Warrant # C0011576620* *\$ 135,667.18*  
  
*Total* *\$ 135,667.18*
- E. *Letter from Office of State Aid Road Construction regarding SAP-25(4)S contract is accepted and Hinds County is released from further responsibility.*
- F. *Pearl River Basin Development District notice of partial reimbursement for engineering fees associated with Byram Swinging River project.*
- G. *Jackson Redevelopment Authority – call for special meeting of the Board of Commissioners, notice of special meeting and agenda of special meeting to be held at 8:00 a.m. on December 17, 2009.*
- H. *Notice from Office of State Aid Road Construction approved Subcontract Request No. 7 for State Aid Project SAP-25(60).*
- I. *Notice from Office of State Aid Road Construction approved Subcontract Request No. 1 for LSBP-25(18).*
- J. *Office of State Aid Road Construction approved plans and specifications for Rural Safety Innovation Project No. RSIP-0025(23)B.*
- K. *Proofs of Publication:*
  - 1. *Proceedings of the Hinds County Board of Supervisors – October 2009*

**OTHER BUSINESS**

*Tax Assessor Charles Stokes addressed the Board regarding the lack of heat at the Raymond Courthouse Annex. County Administrator Vern Gavin stated his office would look into providing heaters for the annex until repairs can be made.*

**OTHER BUSINESS**

*Supervisor George Smith reminded the Board that no decision has been made on the voluntary GAP plan for county employees. There was discussion on this matter; no action was taken.*

**EXECUTIVE SESSION**

*UPON A motion of George Smith and a second by Douglas Anderson, Robert Graham voting aye, Phil Fisher voting aye, Peggy Hobson Calhoun voting aye, it was **RESOLVED to Consider Entering into Executive Session.***

*UPON A motion of George Smith and a second by Douglas Anderson, Robert Graham voting aye, Phil Fisher voting aye, Peggy Hobson Calhoun voting aye, it was **RESOLVED to Enter Executive Session.***

*CRYSTAL MARTIN, Board Attorney, announced to the public that the Board entered executive session at approximately 11:23 A.M. for the purpose of conducting business and discussions regarding:*

- 1. Discussion of Inmate Medical TPA*
- 2. Credit Card Services Agreement*

*These actions are necessary for strategy sessions with respect to litigation and prospective litigation where an open meeting would have a detrimental effect on the litigating position of the Board.*

*Those entering the Executive Session were President Robert Graham, Vice President Douglas Anderson, Supervisor Peggy Hobson Calhoun, Supervisor Phil Fisher, and Supervisor George Smith. Also present were Chancery Clerk, Eddie Jean Carr, County Administrator, Vern Gavin, Board Attorney, Crystal Martin, Deputy Sheriff, Randy Gant, Dan Gibson, Hinds Co. Risk Manager, who left @ 12:23 p.m., Attorney. Tamara Casio, Gulf Guaranty, who entered @ approx. 11:30 a.m.; exited @ 11:50 a.m., Jim Robertson, Gulf Guaranty, who entered @ approx. 11:30 a.m.; exited @ 11:52 a.m., John Slater, EE Benefit Services, who entered @ approx. 11:54 a.m.; exited @ 12:10 p.m., Buddy Martis, EE Benefit Services, who entered @ approx. 11:54 a.m.; exited @ 12:10 p.m., Eddie Fair, Hinds Co. Tax Collector, who entered @ approx. 12:10 p.m.; exited @ 12:35 p.m.*

**Discussion of Inmate Medical TPA Services**

*Hinds Co. Risk Manager, Dan Gibson, presented representatives of Gulf Guaranty and Employment Benefit Services. There was discussion, no action was taken.*

**Credit Card Services Agreement**

*The Board Attorney and the Tax Collector discussed issues with the current credit card company. The details of the discussion will not be mentioned due to confidentiality of potential litigation.*

*UPON A motion of Douglas Anderson and a second by Phil Fisher, Peggy Hobson Calhoun voting aye, Robert Graham voting aye, George Smith voting aye, it was **RESOLVED to return to Open Session.***

*The Board returned to Open Session from Executive Session at approximately*

January 4, 2010

12:40 p.m. No other action, vote or discussion of any kind took place in the Executive Session. **Document affixed hereto and incorporated herein.**

**OTHER BUSINESS**

**Inmate Insurance - Third Party Administrator**

Mr. Dan Gibson recommended the Board immediately amend the contract with Gulf Guaranty to reflect a reduction in fee from \$10.72 per inmate per month to \$9.25 and to request Gulf Guaranty prepare the amendment to the contract. Additionally, Mr. Gibson stated that the 30 day provision will remain in place.

UPON A motion of Douglas Anderson and a second by Peggy Hobson Calhoun, Phil Fisher voting aye, Robert Graham voting aye, George Smith voting aye, it was

**RESOLVED to approve the recommendation of Dan Gibson to immediately amend the contract with Gulf Guaranty to reflect a reduction in fee from \$10.72 per inmate per month to \$9.25 and to request Gulf Guaranty prepare the amendment to the contract.**

**Credit Card services**

UPON A motion of Peggy Hobson Calhoun and a second by George Smith, Douglas Anderson voting aye, Phil Fisher voting aye, Robert Graham voting aye, it was

**RESOLVED to terminate the contract with Gene Sandifer / Total Merchant Services.**

A motion was made by Supervisor Anderson and seconded by Supervisor Calhoun to select Alpha & Omega for credit card services for Hinds County. Supervisor Smith stated that before approving he would like more information on what the county will have to pay before making a decision. The motion and second were withdrawn.

**Hinds County Depository 2010 & 2011**

Deputy Chancery Clerk, Greta Lovell addressed the Board about a bank bid received from State Bank & Trust Company that was received by the Clerk's office today at approximately 11:15 am. Bids were due in the Clerk's office no later than 9:00 a.m. today; therefore, the bid was late.

UPON A motion of Peggy Hobson Calhoun and a second by Phil Fisher, Douglas Anderson voting aye, Robert Graham voting aye, George Smith voting nay, it was

**RESOLVED to deny/reject the bid from State Bank & Trust for Hinds County Depository Services for 2010 and 2011. Document affixed hereto and incorporated herein.**

**ANNOUNCEMENTS**

PRESIDENT GRAHAM announced the following meetings of the Board of Supervisors:

January 19, 2010  
Regular Meeting

Board of Supervisors' Room  
Chancery Court Building  
Jackson, MS 9:00 A.M.

January 4, 2010

February 1, 2010  
Special Meeting

Board of Supervisors' Room  
Chancery Court Building  
Jackson, MS 9:00 A.M.

Any additional, special, recessed, or other meetings may be held by posting, minute entry or other means allowed by law.

**ADJOURNMENT**

UPON A motion of Douglas Anderson and a second by George Smith, Peggy Hobson Calhoun voting aye, Phil Fisher voting aye, Robert Graham voting aye, it was

**RESOLVED to adjourn until January 19, 2010, Board of Supervisors' Room, Chancery Court Building, Jackson, MS. Where upon the meeting adjourned at approximately 12:56 P.M. Notice is hereby given that the meeting to be held on January 19, 2010, is a special meeting of the Board.**

HINDS COUNTY BOARD OF SUPERVISORS

---

Robert Graham, Board President

Attest:  
Eddie Jean Carr, Chancery Clerk

By: \_\_\_\_\_ D.C.