

**Minutes of
Clay County Board of Supervisors
Meeting Held Monday, May 13, 2019 at 10:00 a.m.**

BE IT REMEMBERED a regular meeting of the Clay County Board of Supervisors was held at the Clay County Courthouse, West Point, Mississippi, on Monday, May 13, 2019.

PRESENT:

R.B. Davis, Supervisor District 3,
Lynn D. Horton, Supervisor District 1
Luke Lummus, Supervisor District 2, Presiding
Shelton Deanes, Supervisor District 4
Joe Chandler, Supervisor District 5

Angela Turner Ford, Board Attorney
Amy G. Berry, Clay County Chancery Clerk
Eddie Scott, Clay County Sheriff Department

Member of News Media
County Residents

The following proceedings were had:

CALL TO ORDER/INVOCATION

The meeting was called to order by Sheriff Scott. The welcome was given by Supervisor Lummus with invocation given by Attorney Turner Ford.

ADOPT AGENDA

Motion by Supervisor Horton to adopt the agenda as prepared.
– Second by Supervisor Deanes.

(See Exhibit "A" - Agenda).

AMEND AGENDA

Motion by Supervisor Horton to call for amendments of the agenda.
– Second by Supervisor Deanes.

AMENDMENTS TO AGENDA ANNOUNCED

Supervisor Deanes requested to be acknowledged to discuss the Fire Department.

AUTHORIZE AND APPROVE CULVERT REPLACEMENT

Motion by Supervisor Horton to authorize Request for Resolution or River Oaks Community for Culvert Replacement for two new projects within 300 and 600 feet from original site.

– Second by Supervisor Deanes.

(Exhibit “B”)

APPROVE ENGINEER OF RECORD FOR ERBR PROJECTS

Motion by Supervisor Deanes to approve designating R.L. Calvert of Calvert Spradling as the Engineer of Record for the ERBR projects.

–Second by Supervisor Horton. (Exhibit “B-1”)

STATE AID FUNDED PROJECTS

Motion by Supervisor Chandler to execute resolution adding Beasley Road to list of projects funded by State Aid Road.

– Second by Supervisor Davis

(Exhibit “C”)

APPROVE AND AUTHORIZE TRANSFER OF FUNDS

Motion by Supervisor Deanes to authorize the transfer of \$80,000.00 from District Four Bridge Fund, NO. 154 to the ERBR Fund, Cane Creek Bridge Project Fund.

– Second by Supervisor Horton.

Motion by Supervisor Deanes to authorize the transfer of \$50,000.00 from District Four Road Fund, NO. 154 to the ERBR Fund, Cane Creek Bridge Project.

– Second by Supervisor Horton.

CLOSED SESSION

Motion by Supervisor Davis to go into closed session to determine the need to go into Executive Session.

–Second by Supervisor Deanes.

EXECUTIVE SESSION

Following discussion it was moved by Supervisor Davis to go into Executive Session to discuss a personnel matter.

–Second by Supervisor Deanes.

RETURN TO OPEN MEETING

Motion by Supervisor Deanes to come out of Executive Session and return to open meeting.

–Second by Supervisor Horton.

No action taken during Executive Session.

AUTHORIZE LETTER OF SUPPORT

Motion by Supervisor Horton to authorize Board Attorney to draft a letter of support to MDA Tourism Division as requested by Harold Lathon for a community event called Clay in May.


– Second by Supervisor Deanes. (Exhibit “D”)

RECESS

Motion by Supervisor Deanes to recess until Thursday, May 23, 2019, at 9:00 a.m.

–Second by Supervisor Chandler.

DATED this the 13th day of May, 2019.


R.B. DAVIS, PRESIDENT
CLAY COUNTY BOARD OF SUPERVISORS

(Seal of Clay County Board of Supervisors is partially visible behind the signature)

ATTEST:

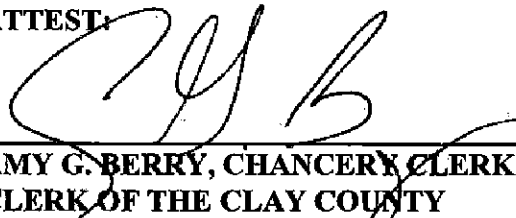

AMY G. BERRY, CHANCERY CLERK
CLERK OF THE CLAY COUNTY
BOARD OF SUPERVISORS

EXHIBIT A

**Clay County Board of Supervisors
Agenda for Regular Meeting
Monday, May 13, 2019 at 10:00 a.m.**

- Call to Order
- Welcome and Prayer
- Adopt and Amend Agenda
- Lynn Horton
 - Request for Resolution for River Oaks Community for Culvert Replacement for two (2) new projects within 300 and 600 ft from original site
- Robert Calvert
 - Approve order designating Calvert Spradling and R. L. Calvert, Sr as the Engineer of Record for the ERBR projects
 - Bridge Program
 - Update on Flooding
- Authorization to approve the Emergency Service Agreement with North MS Ground Ambulance Service
- Recess until Thursday, May 23, 2019, at 9:00 a.m.

Amendments:

EXHIBIT B

**IN THE MATER OF REQUESTING THE REPLACEMENT OF A CULVERT FOR THE
RIVER OAKS COMMUNITY AND REQUESTING ASSISTANCE WITH THE
TOMBIGBEE RIVER VALLEY WATER MANAGEMENT DISTRICT**

Supervisor Lynn Horton offered and moved for the adoption of the following Resolution:

RESOLUTION:

WHEREAS, there is an urgent need for the replacement of a culvert at a location in the River Oaks Community located within 300 yards from the original site as identified in a resolution passed by this Board on February 28, 2019, and;

WHEREAS, it would appear the River Oaks Community is located in Section 31 and 6, Township 17, Range 6, as attached hereto in Exhibit A; and

WHEREAS, without immediate attention taken toward this project, considerable damage to property and inconvenience to the general public may result; and

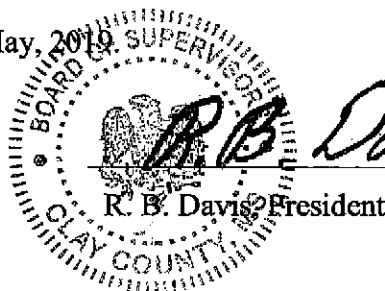
WHEREAS, it would appear to the Board that the River Oaks Community is a private gated community and the Board is unable to service or repair any roads in the community pursuant to the *Mississippi Code of 1972*, as amended and annotated; however, the River Oaks community is willing to provide the culvert and materials needed for the culvert replacement project; and

WHEREAS, the Tombigbee River Valley Water Management District is willing to provide the labor and equipment in order to replace the culvert.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clay County, Mississippi that the Tombigbee River Valley Water Management District has been authorized and directed to perform the above stated task in Clay County as within its means to so do.

Supervisor Shelton Deanes seconded the motion with all members of the Board present voting "AYE." Thereupon, The President declared the motion carried and the Resolution approved.

SO ORDERED, this the 13th day of May, 2019.



**IN THE MATTER OF REQUESTING THE REPLACEMENT OF A CULVERT
FOR THE RIVER OAKS COMMUNITY AND REQUESTING ASSISTANCE
WITH THE TOMBIGBEE RIVER VALLEY WATER MANAGEMENT DISTRICT**

Supervisor Lynn Horton offered and moved for the adoption of the following Resolution:

RESOLUTION

WHEREAS, there is an urgent need for the replacement of a culvert for the River Oaks Community as located in Sections 31 and 6, Township 17, Range 6, as attached hereto in Exhibit A; and

WHEREAS, without immediate attention taken toward this project, considerable damage to property and inconvenience to the general public may result; and

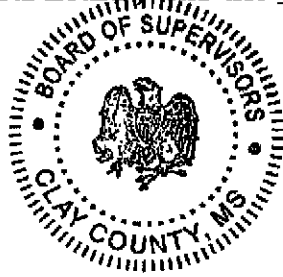
WHEREAS, it would appear to the Board that the River Oaks Community is a private gated community and the Board is unable to service or repair any roads in the community pursuant to the Mississippi Code of 1972, as amended and annotated; however, the River Oaks community is willing to provide the culvert and materials needed for the culvert replacement project; and

WHEREAS, the Tombigbee River Valley Water Management District is willing to provide the labor and equipment in order to replace the culvert.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Clay County, Mississippi that the Tombigbee River Valley Water Management District has been authorized and directed to perform the above stated task in Clay County as within its means to so do.

Supervisor Shelton Deanes seconded the motion with all members of the Board present voting "Aye." Thereupon, the President declared the motion carried and the Resolution approved.

SO ORDERED, this the 28th day of February, 2019.



R. B. Davis
PRESIDENT

EXHIBIT B1

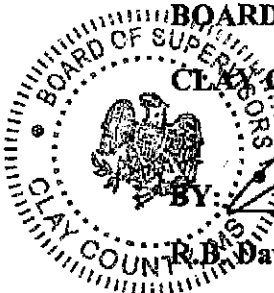
**ORDER OF THE BOARD OF SUPERVISORS OF
CLAY COUNTY, MISSISSIPPI**

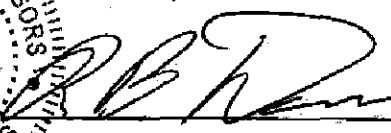
Whereas, the COUNTY has been advised by the Mississippi Department of Transportation that Emergency Road and Bridge Repair (ERBR) Program funds for Project No. ERBR-STP/BR-0013(53)B has been approved and a Memorandum of Understanding is to be executed. Article I-B of the MOU requires a Board Order be submitted to MDOT identifying the Engineer of Record for the Project.

Now, therefore, this Board does hereby order that the Board pursuant to the terms of the Memorandum of Understanding does hereby identify Robert L. Calvert, PE/PLS (MS PE License #4499 and MS PLS License #1883) as the Engineer of Record For Project No. ERBR-STP/BR-0013(53)B to be Calvert-Spradling Engineers, Inc., P.O. Drawer 1078, 7085 Hwy 45 Alt N, West Point, MS 39773.

WITNESS this my signature in agreement and execution hereof, this the 9th day of May, 2019.

**BOARD OF SUPERVISORS
CLAY COUNTY, MISSISSIPPI**



BY: 
R.B. Davis, President


**ORDER OF THE BOARD OF SUPERVISORS OF
CLAY COUNTY, MISSISSIPPI**

Whereas, the COUNTY has been advised by the Mississippi Department of Transportation that Emergency Road and Bridge Repair (ERBR) Program funds for Project No. ERBR-13(01) has been approved and a Memorandum of Understanding is to be executed. Article I-B of the MOU requires a Board Order be submitted to MDOT identifying the Engineer of Record for the Project.

Now, therefore, this Board does hereby order that the Board pursuant to the terms of the Memorandum of Understanding does hereby identify Robert L. Calvert, PE/PLS (MS PE License #4499 and MS PLS License #1883) as the Engineer of Record For Project No. ERBR-13(01) to be Calvert-Spradling Engineers, Inc., P.O. Drawer 1078, 7085 Hwy 45 Alt N, West Point, MS 39773.

WITNESS this my signature in agreement and execution hereof, this the 9th day of May, 2019.

**BOARD OF SUPERVISORS
CLAY COUNTY, MISSISSIPPI**




BY: 
R.B. Davis, President

EXHIBIT C

7

**ORDER OF BOARD OF SUPERVISORS CLAY COUNTY,
SETTING FORTH PROPOSED STATE AID PROJECTS FOR
PERIOD JANUARY, 2016 THROUGH DECEMBER, 2019**

Pursuant to the provisions of Senate Bill No. 1 of the Extraordinary Session of 1949 and as subsequently amended, herein after referred to as said Act, We, the undersigned members of the Board of Supervisors of CLAY County, hereby order that the proposed project(s) listed herein constitute the State Aid Program for CLAY County for the period JANUARY, 2016 through DECEMBER, 2019.

In support of this order, the Board certifies and agrees that:

1. The State Aid System in said County has been designated by the Board and approved by the State Aid Engineer, as required by said Act.
2. The Board has employed a Registered Professional Engineer as County Engineer, who will employ such other competent technical assistant(s), as required, to properly supervise and inspect the work in compliance with the Rules and Regulations of the State Aid Engineer, all as required in said Act.
3. This program, which has been prepared by the County Engineer and approved by this Board, is herewith submitted to the State Aid Engineer for approval.
4. The Board will comply with all applicable Laws, Rules and Regulations in the acquisition of rights-of-way and will maintain the acquired rights-of-way for said project(s) to keep the same free of encroachments such as buildings, fences or any other obstructions. The Board designates _____ as its right-of-way acquisition agent for the project(s) herein. The agent's address and phone number is _____
5. Counties receiving \$500,000 or more in Federal funds from all projects constructed or being constructed in a Federal Fiscal Year (October 1 - September 30), must have a single audit conducted in accordance with OMB circular A-133.
6. The Board herein affirms its acceptance of the Office of State Aid Road Construction's policy for the accommodation of utilities as stated in S.O.P. No. SA II-2-8 and agrees to coordinate utility facility installation and/or adjustment in a timely manner so as not to impede project development.
7. The Board will maintain the project(s), after completion, in a regular and satisfactory manner subject to the approval of the State Aid Engineer, all as required in said Act.
8. The State Aid Engineer is authorized to effect such transfer of funds as are necessary to pay engineering costs on the project(s), as authorized by Mississippi Code 1972, Section 65-9-15, and in accordance with the Rules and Regulations promulgated by the State Aid Engineer, dated July 1, 2005.
9. The State Aid Engineer is authorized to effect such transfer of funds as are necessary to pay testing expenses incurred PRIOR to the award of Contract on any project(s) included in this program. In the event the Board cancels or withdraws any project(s) included in this program, the Board hereby agrees to reimburse its State Aid Fund for testing charges incurred.

PROJECT PRIORITY NO. #1

1. Project No. STP-1716()B
2. Name of Road: Davis Store - Montpelier Road (aka Beasley Road)
3. Design Classification: (check one) Rural Urban (check one) Collector Local
Federal Route Number 1716
4. Termini of Project: Bridge on Davis Store - Montpelier Road over Old Field Creek near Bridge on NE corner of Section 25, T16S, R3E, Clay County, MS
5. Length of Project: 0.2 Miles
6. Character of Work (Show Alternates if Applicable): Bridge replacement and approaches

7. Design Data:
 - a. Traffic Count: How Determined MDOT Traffic Count Map
Current ADT 600 VPD; Design Year ADT 780 VPD; %Trucks 10
Traffic Count Required: Yes No (Attach Supplemental Sheet)
 - b. Terrain Level Rolling Design Speed 40 MPH
 - c. ROW: Existing 120 Ft.; Proposed 160 Ft.
 - d. Proposed Roadway Crown Width 28 Ft.
 - e. Surface Type & Width: Existing Asphalt 20 Ft.
Proposed Asphalt 22 Ft.

8. Bridges:
 - a. Str. No. SA130000000055 Suff. Rtg. 42.5 Capacity H-15
Remain in Place: Yes No Existing/Proposed Width Ft.
 - b. Str. No. Suff. Rtg. Capacity
Remain in Place: Yes No Existing/Proposed Width Ft.
 - c. Str. No. Suff. Rtg. Capacity
Remain in Place: Yes No Existing/Proposed Width Ft.
 - d. Str. No. Suff. Rtg. Capacity
Remain in Place: Yes No Existing/Proposed Width Ft.
 - e. Str. No. Suff. Rtg. Capacity
Remain in Place: Yes No Existing/Proposed Width Ft.

9. Estimated Construction Cost of Project (Including Contingencies) \$ 1,346,154
 - a. STP Funds Requested (%) \$
 - b. BR Funds Requested (80 %) \$ 1,076,923
 - c. SA Funds Requested (%) \$
 - d. LSBP Funds (%) \$
 - e. OR System Bridge Credits Funds 20% \$ 269,231

- Engineering Cost (12 %) (Constr. Cost Less Contingencies) \$ 153,846
- a. State Aid Funds Requested \$ 153,846
 - b. County Funds Contributed \$
 - c. LSBP Funds Contributed \$
 - d. Funds Contributed \$

Total Estimated Cost of Project \$ 1,500,000
Construction will be by: Contract County Forces

Use Supplemental Sheet and/or maps if needed to provide complete data.

FOR STATE AID USE ONLY:

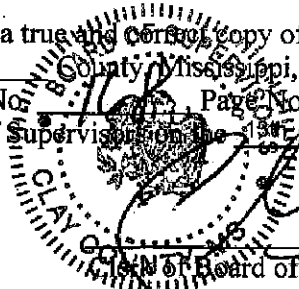
Preliminary Review	_____	Date	_____
Recommend Approval	_____	Dist. Engr.	_____
Approved	_____	State Aid Engr.	_____
Letter To Bd.	_____	Dist. Engr.	_____
Funds Record	_____	Auditor	_____
Programmed	_____		_____

BOARD OF SUPERVISORS

Clay County
[Signature] Supervisor, District I
[Signature] Supervisor, District II
[Signature] Supervisor, District III
[Signature] Supervisor, District IV
[Signature] Supervisor, District V
 Prepared by: Robert L. Calvert County Engineer

STATE OF MISSISSIPPI
 COUNTY OF CLAY

This is to certify that the foregoing is a true and correct copy of an order passed by the Board of Supervisors of CLAY County, Mississippi, entered into the minutes of the said Board of Supervisors, Minute Book No. 168, Page No. 1, same having been adopted at a meeting of said Board of Supervisors on the 13th day of May, 2019.


[Signature]
 Clerk of Board of Supervisors of CLAY County, Mississippi

**OFFICE OF STATE AID ROAD CONSTRUCTION
MISSISSIPPI DEPARTMENT OF TRANSPORTATION
JACKSON, MISSISSIPPI**

DATA TO BE SUBMITTED WITH ALL PROJECT PROGRAMS

Project Number STP-1716()B County CLAY Date 5-13-2019

Road Connections at each End of Project

<u>SOUTH</u>	End,	Surf. Type <u>Asphalt</u>	Surf. Width <u>20</u>	Rdwy. Width <u>120</u>
(South or West)				
<u>NORTH</u>	End,	Surf. Type <u>Asphalt</u>	Surf. Width <u>20</u>	Rdwy. Width <u>120</u>
(North or East)				

Railroad Grade Crossing Data

Is there an existing Railroad Grade Crossing? Yes No

Name of Railroad _____

Existing Protection _____

Proposed Protection _____

Existing and/or Proposed Facilities Effecting Route:

SCHOOLS:	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>	ON ROUTE <input checked="" type="checkbox"/>	OFF ROUTE <input type="checkbox"/>
INDUSTRY:	YES <input type="checkbox"/>	NO <input type="checkbox"/>	ON ROUTE <input type="checkbox"/>	OFF ROUTE <input type="checkbox"/>

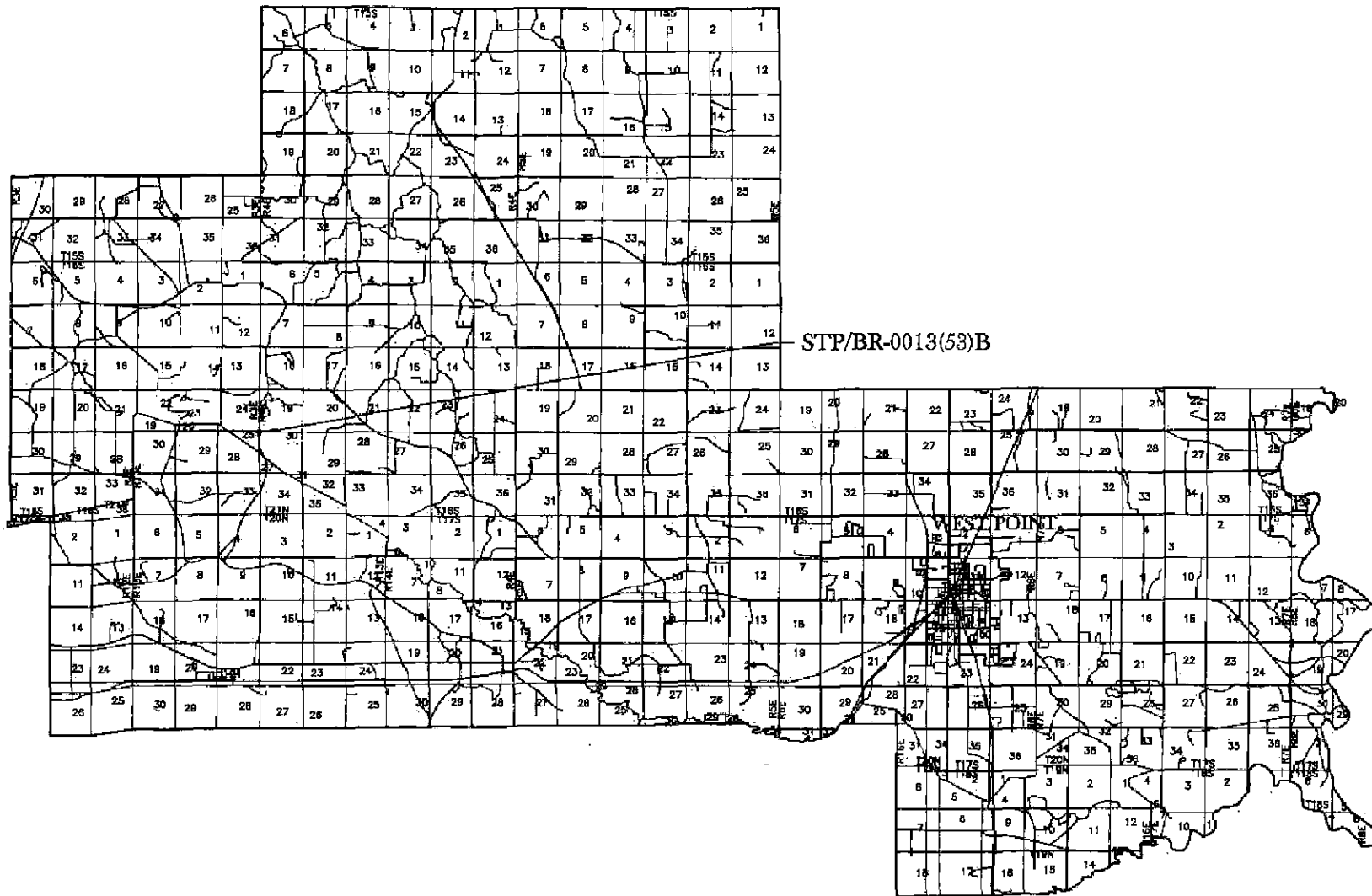
TYPE OF INDUSTRY: _____

OTHER DESIGN CONSIDERATIONS: OH System Bridge Credits

UTILITY COMPANIES TO BE AFFECTED BY PROJECT:

NAME	STREET OR P.O. BOX ADDRESS	CITY
AT&T		Columbus, MS
4-County Electric		Columbus, MS
Sun Creek Water		Pheba, MS

Signed Robert Z. Calvert
County Engineer



STP/BR-0013(53)B

SCALE: 1"=20,000



CALVERT -- SPRADLING ENGINEERS, INC.
 Consulting Engineers
 P. O. Box 1078 * Phone (601) 494-7101
 West Point, Mississippi 39773

BEASLEY ROAD BRIDGE
(OLD FIELD CREEK)
STP/BR-1716()B

CLAY COUNTY,
MISSISSIPPI

DESIGNED/SURVEYED BY: _____
 DRAWN BY: RLC/lr
 CHECKED BY: RLC
 DATE: 5-13-19

SHEET
 NO.
1 OF 1

00-153

EXHIBIT D



Clay County Board of Supervisors

P.O. Box 815

West Point, Mississippi 39773

Phone (662) 494-3313

Fax (662) 492-4059

Website: claycountymiss.com

E-mail: aberry@claycounty.ms.gov

District 3
R.B. Davis-President
District 1
Lynn D. Horton
District 2
Luke Lummus
District 4
Shelton Deanes
District 5
Joe Chandler

May 14, 2019

Hon. Craig Ray, Director
Visit Mississippi
Mississippi Development Authority
P.O. Box 849
Jackson, Mississippi 39205

Re: Application of Harold Lathon and Saint Paulette Saint Paulette Community Development Corporation for Tourism Grant Funding

Dear Mr. Ray:

Please be advised the Clay County Board of Supervisors is fully supportive of Mr. Harold Lathon's application for tourism grant funding through MDA-Visit Mississippi.

Mr. Lathon recently appeared before the Clay County Board of Supervisors to present an event he intends to launch called "Clay in May 2020." As proposed, Clay in May 2020 promises to benefit the County by attracting tourists and vendors, exposing County residents to activities of cultural and historical significance and promoting the economic growth of the area.

We are appreciative of Mr. Lathon's efforts, and we join in his request for the support of Visit Mississippi.

If we can be of further assistance please do not hesitate to call.

Sincerely yours,

Clay County Board of Supervisors

R.B. Davis
President

cc: Mr. Harold Lathon

