

BE IT REMEMBERED that the Board of Supervisors of Clay County, Mississippi, met at the Courthouse in West Point, MS, on the 14th day of October, 2013, at 9 00 a m , and present were Lynn Horton, Luke Lummus, R. B Davis, and Shelton Deanes, President Also present were Amy G Berry, Clerk of the Board, Bob Marshall, Board Attorney, and Eddie Scott, Deputy Sheriff, when and where the following proceedings were as determined to wit,

NO \_\_\_\_\_

**IN THE MATTER OF ADOPTING AND AMENDING THE AGENDA FOR THE BOARD OF SUPERVISORS MEETING HELD ON OCTOBER 14, 2013**

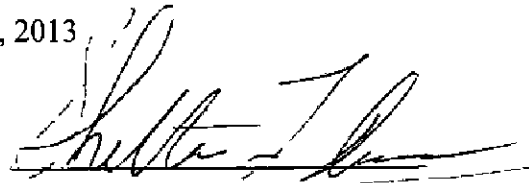
There came on this day for consideration the matter of adopting and amending the agenda for the Board of Supervisors meeting held on October 14 2013

It appears to this Board there are additional items which need to be added to the agenda for further consideration and discussion by this Board, as follows

- Negotiations on the Acquisition of Real Estate
- Resolution requesting Legislative and State Executive support to build a Regional Jail Facility in Clay County

After motion by Luke Lummus and second by R B Davis the Board doth vote unanimously for such agenda to be adopted and for the additional items listed above to be added to the agenda and for the agenda to be approved as amended

SO ORDERED this the 14th day of October, 2013



President



NO \_\_\_\_\_

**IN THE MATTER OF APPROVING TRAVEL**

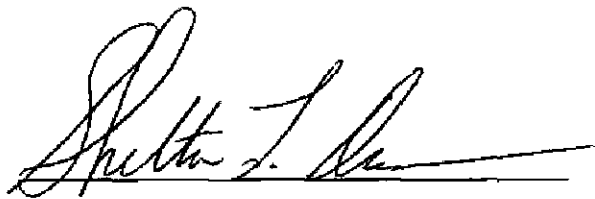
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There came on this day for consideration the matter of approving travel

It appears to this Board as attached hereto as Exhibit A the Chancery Clerk is requesting authority to travel to Neshoba County on November 19-20, 2013 for the Legal Responsibilities Workshop sponsored by the Center of Government Technology at MS Extension Services

After motion by Lynn Horton and second by R B Davis this Board doth vote unanimously to approve of the said travel as referenced to above

SO ORDERED this the 14<sup>th</sup> day of October, 2013



President



Center for Government & Community Development

MEMORANDUM

To Members of the Mississippi Chancery Clerks Association
From Sumner Davis, Sumner Davis
Center Head & Local Government Specialist
Date October 8, 2013
Subject Legal Responsibilities Workshop

Enclosed is a copy of the preliminary agenda and a registration form for the workshop scheduled for the Pearl River Resort in Neshoba County on November 19-20, 2013 Please complete and return the enclosed registration form to me by November 13th

Please make your overnight reservations directly with the Pearl River Resort, (866) 447-3275, by November 5th When making your reservation for the night of November 19th, indicate that you are with the MS Chancery Clerks Association room block and use the group code GMCCA13 to ensure the group rate of \$69 00 per night (paid by county check) for your hotel room (Note For individuals that may need sleeping rooms for Monday, November 18th there is a small room block. Please use the same group code listed above when making your reservations ) If you have any questions regarding the hotel arrangements, please let me know

The Center for Government & Community Development, Mississippi State University Extension Service, is again happy to assist in the educational programming for your association Let us know if there is anything we can do to assist you

\*\*Persons with disabilities who require special accommodations of any sort in connection with their attendance at this workshop should contact the Center for Government & Community Development

Enclosures (2)

sd

Cooperative Extension Service • Mississippi State University
Box 9643 • Mississippi State, MS 39762-9643
Phone (662) 325-3141 • Fax (662) 325-8954 • E-mail gcd@ext.msstate.edu

Mississippi State University, United States Department of Agriculture, Counties Cooperating
Discrimination based upon race, color, religion sex national origin age, disability or veteran status
is a violation of federal and state law and MSU policy and will not be tolerated. Discrimination based upon
sexual orientation or group affiliation is a violation of MSU policy and will not be tolerated.

**Mississippi Chancery Clerks Association  
Legal Responsibilities Workshop  
Preliminary Agenda  
Pearl River Resort  
Neshoba County**

**Tuesday, November 19**

**a m**

9 30            Registration

Noon            Lunch on Your Own

**p m**

1 00            Welcome  
                 Presiding

Sluggo Davis  
MCCA President  
DeSoto County

Education Program

Topics to Include    Legal Expenditures from Fee Account, Duties as County Auditor & County Treasurer and how they relate/fit with those of the Tax Assessor/Collector, Clerks' Roundtable Discussion Paying Retirement, Emergency Commitments, Dealing with Excess Funds, Monthly calendar/Tasks, Nepotism

5 00            **Adjourn**

**Wednesday, November 20**

**a m**

9 00            Education Program

Topics to Include    Fees to AOC, White Paper Bill, Pro Se Adoptions, Upcoming Legislative Issues

11 45           Business Meeting

Noon            **Workshop Evaluation & Adjourn**

Supervisor Luke Lummus offered and moved the adoption of the following Resolution

**RESOLUTION**

WHEREAS, Clay County's existing Adult Detention Center (Jail) is over-crowded and "unapproved" to house state inmates, and,

WHEREAS, Clay County is in need of a larger jail facility that meets all local, state, federal and American Correctional Association (ACA) Standards for Adult Detention Facilities, and,

WHEREAS, House Bill 1440 1996 Regular Session of the Mississippi Legislature, codified as Section 47-5-931, et seq, provides that the State of Mississippi Department of Corrections (the "State") can enter into contracts with counties to build Regional Jails to house additional prisoners as provided therein, and,

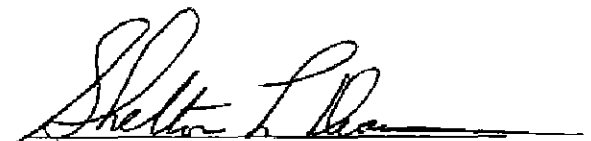
WHEREAS, Regional Jails, represent the most cost efficient means to taxpayers of incarceration for both local and state inmates, and,

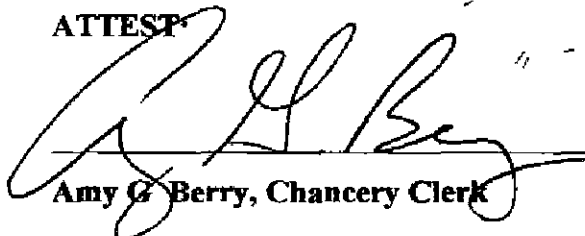
WHEREAS, the Clay County Board of Supervisors and the Clay County Sheriff wishes to enter into a contract with the Mississippi Department of Corrections to locate a Regional Jail in Clay County

NOW, THEREFORE, BE IT RESOLVED, that the Clay County Board of Supervisors request the assistance of the Governor, the Lt Governor, the Speaker of The House of Representatives, the Commissioner of the Department of Corrections and Clay County's Legislative Delegation in the State Senate and House of Representatives in securing a Regional Jail for Clay County, Mississippi

Supervisor Lynn Horton seconded the motion with all members of the Board present and voting "Aye", the President declared the motion carried and the said Resolution adopted

SO ORDERED, this the 14<sup>th</sup> day of October 2013

  
President

ATTEST  
  
Amy G. Berry, Chancery Clerk

NO \_\_\_\_\_

**IN THE MATTER OF GOING INTO CLOSED SESSION**

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There came on this day for consideration the matter of going into closed session

After motion by Luke Lummus and seconded by Lynn Horton this Board doth vote unanimously to approve to go into closed session

SO ORDERED this the 14<sup>th</sup> day of October, 2013



President

NO \_\_\_\_\_

**IN THE MATTER OF GOING FROM CLOSED SESSION TO EXECUTIVE SESSION  
AS ALLOWED UNDER SECTION 25-41-7 OF THE MISSISSIPPI CODE**

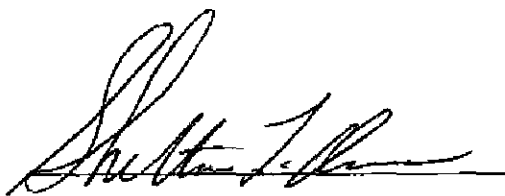
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There came on this day for consideration the matter of going from closed session to executive session as allowed under Section 25-41-7 of the *Mississippi Code*

It appears to this Board there is a need to go into executive session to discuss a potential litigation matter and the acquisition of certain properties as allowed under Section 25-41-7 of the *Mississippi Code*

After motion by Luke Lummus and second by Lynn Horton this Board doth vote unanimously to approve to go from closed session into executive session

SO ORDERED this the 14<sup>th</sup> day of October, 2013



President

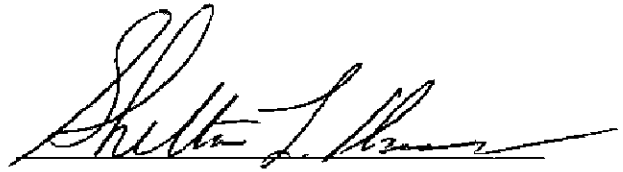
NO \_\_\_\_\_

**IN THE MATTER OF COMING OUT OF EXECUTIVE SESSION**

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There came on this day for consideration the matter of coming out of executive session  
After motion by Luke Lummus and second by Lynn Horton this Board doth vote  
unanimously to come out of executive session

SO ORDERED this the 14<sup>th</sup> day of October, 2013

A handwritten signature in black ink, appearing to read "Luke Lummus", written over a horizontal line.

President



NO \_\_\_\_\_

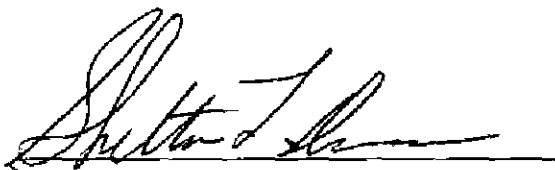
**IN THE MATTER OF APPROVING THE COUNTY ENGINEER TO RESPOND TO  
THE QUESTIONS SOLICITED FROM SENATOR WILLIE SIMMONS AND THE  
TRANSPORTATION STUDY COMMITTEE**

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There came on this day for consideration the matter of approving the County Engineer to respond to the questions solicited from the Senator Willie Simmons and the Transportation Study Committee

After motion by Luke Lummus and second by Lynn Horton this Board doth vote unanimously to authorize the County Engineer to respond to the questions solicited, as attached hereto as Exhibit A, from the Senator Willie Simmons and the Transportation Study Committee

SO ORDERED this the 14<sup>th</sup> day of October, 2013



President



## Mississippi State Senate

### COMMITTEE ASSIGNMENTS

Highways & Transportation, Chairman  
 Agriculture  
 Appropriations  
 Congressional Redistricting  
 Commerce  
 Legislative Budget Committee  
 Legislative Reapportionment  
 Ports & Marine Resources  
 Public Health & Welfare  
 State Library

### SENATOR WILLIE SIMMONS

13th District  
 Bolivar, Humphreys, Sunflower Counties  
 P.O. Box 29 Cleveland, MS 38732-0297  
 Business 662/846-7434  
 Home 662/846-7480

### MEMORANDUM

TO County Supervisors  
 From Senator Willie Simmons  
 Date October 9, 2013  
 Re Questions

Please submit a response to the following questions by the next Transportation Study Committee Meeting which is scheduled for October 16, 2013 at 1:00 pm. Please let me know if you need any additional information or have questions. Thank you.

- How many miles of roads, excluding state aid roads are under the jurisdiction of the 82 counties of the state?
- How many miles of these roads are substandard or unsafe?
- By what standard(s) have you made the determination that these miles of roads are unsafe or substandard?

**Please Fax Your Response To: Attention Senator Willie Simmons**

**FAX Number 601-359-2879**



# Clay County Board of Supervisors

P.O. Box 815  
West Point, Mississippi 39773  
Phone (662) 494-3313  
Fax (662) 492-4059  
Website: [claycountymiss.com](http://claycountymiss.com)  
E-mail: [twara@claycounty.ms.gov](mailto:twara@claycounty.ms.gov)

District 1  
Lynn D. Horton  
District 2  
Luke Lummus  
District 3  
R.B. Davis  
District 4  
Shelton Deanes, President  
District 5  
Floyd McKee, vice-  
President

Senator Willie Simmons  
Transportation Study Committee  
Mississippi State Senate  
P O Box 1018  
Jackson, MS 30215-1018

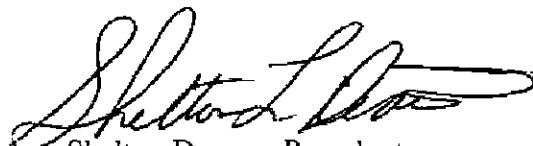
October 14, 2013

Dear Senator Simmons

In response to your letter of October 9, 2013, please find the total miles of substandard local roads in Clay County. As you can see less than 50% of the local county roads are paved and more than 70% of the total county roads are substandard. A more critical issue is the matter of finding funds to maintain the roads already paved. The cost of material and fuel has continuously increased while the county tax base has decreased. Clay County simply does not have the tax base to fund an adequate county transportation system. The average maintenance cycle for local county roads is thirty years. This is far too long a period. As a result, the number of substandard county roads is increasing each year due to a lack of proper maintenance. However at the same time, the traveling public is demanding more from the county transportation system.

Funding for substandard local county roads is an issue that deserves attention. Better road make for a safe and better life for our citizens and create an environment for commerce. Also these same local county roads are used to transport our children to and from school. We commend your efforts in the Transportation Study Committee.

Sincerely yours,



Shelton Deanes, President

**CLAY COUNTY ROADS REPORT  
TO  
TRANSPORTATION STUDY COMMITTEE  
October 11, 2013**

**TOTAL COUNTY ROADS**

	PAVED (MILES)	UNPAVED (MILES)	TOTAL
State Aid Roads	87 86	33 34	121 20
Off System County Roads	114 71	161 20	275 91
<b>TOTAL</b>	<b>202 57</b>	<b>194 54</b>	<b>397 11</b>

**STATUS OF COUNTY ROADS**

	SUBSTANDARD (MILES)
Paved	92
Unpaved	195
<b>TOTAL</b>	<b>287</b>

**STANDARDS USED FOR DETERMINATION**

A Policy on Geometric Design of Highways and Streets (AASHTO)  
 Highway Capacity Manual (TRB)  
 Manual on Uniform Traffic Control Devices (FHWA)  
 Roadside Design Guide (AASHTO)

NO \_\_\_\_\_

**IN THE MATTER OF RECESSING**

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There came on this day for consideration the matter of recessing

After motion by Lynn Horton and second by Shelton Deanes this Board doth vote  
unanimously to recess until Thursday, October 24, 2013, at 9 00 a.m

SO ORDERED this the 14<sup>th</sup> day of October, 2013



President

