

**BE IT REMEMBERED** that the Board of Supervisors of Clay County, Mississippi, met at the Courthouse in West Point, MS, on the 28th day of August, 2014, at 9 00 a m , and present were Lynn Horton, Luke Lummus, R. B Davis, Shelton Deanes, and Floyd McKee, President Also present were Amy G Berry, Clerk of the Board, Bob Marshall, Board Attorney, and Eddie Scott, 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 AUGUST 28, 2014**

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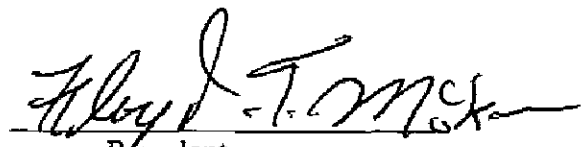
There came on this day for consideration the matter of adopting and amending the agenda for the Board of Supervisors meeting held on August 28, 2014

It appears to this Board the items listed below should be added to the agenda for further discussion and consideration to wit

- Community Counseling Services
- Closed session regarding acquisition of property

After motion by Shelton Deanes and second by Luke Lummus the Board doth vote unanimously to adopt the agenda as presented and further to adopt the agenda as amended

SO ORDERED this the 28th day of August, 2014

  
President

NO \_\_\_\_\_

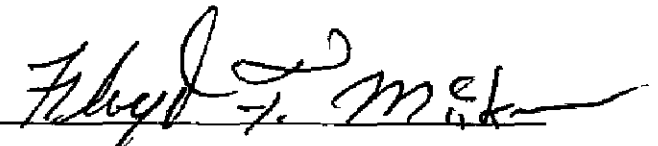
**IN THE MATTER OF AUTHORIZING THE PRESIDENT TO EXECUTE A LETTER  
TO ARC ON THE SILOAM WATER ASSOCIATION GRANT**

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There came on this day for consideration the matter of authorizing the President to execute a letter to ARC on the Siloam Water Association Grant

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize the president to execute the letter to ARC on the Siloam Water Association Grant designating the MS Development Authority as the Administration to administer the grant funds through as attached hereto as Exhibit A

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
President



## 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: [aberry@claycountymiss.gov](mailto:aberry@claycountymiss.gov)

District 1  
Lynn D Horton Vice  
President  
District 2  
Luke Lummus  
District 3  
R B Davis  
District 4  
Shelton Deanes  
District 5  
Floyd McKee President

August 25, 2014

Ms Tracey Giles  
Community Services Division  
Mississippi Development Authority  
Post Office Box 849  
Jackson, Mississippi 39205

RE Clay County—Siloam Water Association Well Replacement  
Appalachian Regional Commission (ARC) Application

Dear Ms Giles

The Clay County Board of Supervisors respectfully requests that the Community Services Division of the Mississippi Development Authority administer the referenced Appalachian Regional Commission (ARC) application as the State Basic Agency ARC financial assistance, in the amount of \$75,000, is being requested to construct a 300 gpm well at the site of the existing elevated tank site to replace a Siloam Water Association well that has failed The system will also be expanded to include three (3) households not currently being served

Enclosed for your review is a copy of the ARC application Cash (\$50,000) and in-kind services (\$42,771) from Siloam Water Association and a Community Development Block Grant (CDBG - \$426,700) will be used to match the requested ARC funding Should you have any questions or need additional information, please contact this office

Sincerely

Floyd McKee  
President

  
Enclosure

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NO \_\_\_\_\_

**IN THE MATTER OF SPREADING ON THE MINUTES THE FINAL APPROVED DUI  
CITATION GRANT**

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There came on this day for consideration the matter of spreading on the minutes the final approved DUI Citation Grant

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize to spread on the minutes the final approved DUI Citation Grant for the Sheriff's department as attached hereto as Exhibit A

SO ORDERED this the 28<sup>th</sup> day of

  
\_\_\_\_\_  
President

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STATE OF MISSISSIPPI  
DEPARTMENT OF PUBLIC SAFETY  
DIVISION OF PUBLIC SAFETY PLANNING

PHIL BRYANT  
GOVERNOR

ALBERT SANTA CRUZ  
COMMISSIONER

August 15, 2014

Floyd R McKee, President  
Clay County Board of Supervisors  
330 West Broad St  
West Point, MS 39773

Project Number 14-ST-113-1  
Title *Impaired Driving Enforcement*  
Effective Date August 15, 2014 thru September 30, 2014  
Funding Amount \$10,000 00

Dear President McKee

The MS Office of Highway Safety (MOHS) is pleased to announce that your agency has been approved for an **Impaired Driving Enforcement** for the Federal Fiscal Year 2014 beginning October 1, 2013. Program activities must remain within the scope of the funding source shown above and must be implemented in accordance with the National Highway Traffic Safety Administration (NHTSA) Guidelines specific to this funding source.

These guidelines can be found in the "Highway Safety Grant Funding Policy for NHTSA/FHWA Field-Administered Grants manual" located on the web at the following address: [http://www.nhtsa.gov/nhtsa/whatsup/tea21/grantman/html/00\\_mahl\\_contents1\\_01.html](http://www.nhtsa.gov/nhtsa/whatsup/tea21/grantman/html/00_mahl_contents1_01.html). We encourage you to review these guidelines to ensure compliance.

Enclosed is a signed agreement obligating federal funds as outlined above. Your attention is directed to the Agreement of Understanding which governs the grant. Strict adherence to these provisions is essential to ensure compliance with applicable federal and state statutes, rules, regulations and guidelines.

Please contact your Program Manager Robin Layton @ 601-977-3724 if you have any questions concerning your project. You may contact Sandra Moffett, Alcohol Division Director @ 601-977-3728, if you are unable to reach the Program Manager.

Sincerely,

*Shirley Thomas*  
Shirley Thomas, Office Director  
Governor's Representative

SJT  
Enclosures

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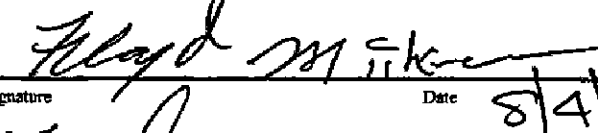
**FY14 IMPAIRED DRIVING SPECIAL WAVE GRANT  
APPLICATION**

Mississippi Office of Highway Safety  
1025 North Park Drive  
Ridgeland, MS 39157  
Phone (601) 977-3700, Fax. (601) 977-3701

**RECEIVED**  
AUG 11 2014

HIGHWAY SAFETY

<b>1 Applicant Name</b> Clay County <b>Mailing Address</b> 330 West Broad St. West Point, MS 39773  <b>Telephone</b> 662-494-2896 <b>Fax</b> 662-494-4034 <b>E-Mail</b> escottclaysheriff@gmail.com		<b>2. Date</b> 7-30-2014  <b>3 Beginning and Ending Dates</b> August 15, 2014 thru September 30, 2014  <b>4 Subgrant Payment Method</b> <input checked="" type="checkbox"/> Cost Reimbursement Method  <b>5 CFDA # -</b> AL-20 607  <b>6 DUNS # -</b> 079117719  <b>7 Congressional District-</b> MS 01	
<b>8 Program Title</b> Impaired Driving Enforcement			
<b>10 The following funds are requested</b>			
<b>A. COST CATEGORY</b>		<b>B SOURCE OF FUNDS</b>	
(1) Personal Services-Salary	\$8 148.00	(1) Federal	\$10,000 00
(2) Personal Services-Fringe	\$1,852 00		
<b>TOTAL</b>	<b>\$10,000 00</b>	<b>TOTAL</b>	<b>\$10,000 00</b>
<b>Goals</b> To help the State of MS to reduce alcohol related crashes by 2% from (2668) in FY 12 to (2,615) and to reduce fatal alcohol crashes by 5% from (37) in FY12 to (36) during FY14  <b>Performance Measures</b> Issue at least 30DUI citations  <b>Tasks</b> STEP Enforcement Conduct saturation patrols and safety checkpoints.			

<b>12 Approved for Grantee</b>  Signature _____ Date 8/8/14  Name Shirley Thomas Title Office Director/MS Governor's Representative Department of Public Safety, Division of Public Safety Planning, MS Office of Highway Safety		<b>13 Approved for Subgrantee</b>  Signature _____ Date 8/4/14  Name Floyd R. McKee Title President, Board of Supervisors	
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# **FY14 IMPAIRED DRIVING SPECIAL WAVE GRANT PROPOSED COST DETAIL SUPPORT SHEET**

1 Applicant Agency: <i>Clay County BOS 14-ST-1131</i>					
2. Beginning August 15, 2014		3 Ending September 30, 2014		4 Activity, Impaired Driving Enforcement	
5 MOHS Use Only	6 Category	8. Description of Item and/or Basis for Valuation	9. Budget		
	7. Line Item		Federal	All Other	Total
	Salary & Wages	Overtime for DUI Enforcement (officers, dispatch, etc ) approx 336 hours @ approx \$24.25 per hour = \$8,148.00 Total Salary = \$8,148.00	\$8,148.00		\$8,148.00
	Fringe FICA (7.65%-Employer) Retirement (15.75%-Employer)	\$8,148.00 X 23.40% = \$1,906.63 Fringe not to exceed \$1,852.00	\$1,852.00		\$1,852.00
			<b>TOTALS</b>	<b>\$10,000.00</b>	<b>\$10,000.00</b>

MOHS USE ONLY

<b>FY14IMPAIRED DRIVING SPECIAL WAVE GRANT</b> <b>PROPOSED TASK BY QUARTER</b>
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AGENCY NAME Clay County, Clay County Sheriff's Department

**PROJECTION TASK BY QUARTERS**

SCHEDULE PROJECTION OF TASKS BY QUARTERS
<p>List the performance schedule of tasks by quarters referring specifically to the Statement of Tasks in the narrative description and defining the components of tasks to be accomplished by quarters</p>
<p><b>4<sup>TH</sup> QUARTER (JULY, AUGUST &amp; SEPTEMBER)</b></p> <p>Issue approximately (30) DUI citations to reach the goal of (30) for FY14</p> <p>Attend the Drive Sober or Get Pulled Over Troop meeting for the district</p> <p>Attend a Mississippi Association of Highway Safety Leaders (MAHSL) meeting during the month of August or September</p> <p>Participate in the Drive Sober or Get Pulled Over campaign and reporting</p> <p>Run a pre and post newspaper article informing the public of the agencies participation in the National Drive Sober or Get Pulled Over campaign</p> <p>Generate earned media</p> <p>Submit all required reporting by scheduled date(s) as defined in contract by MOHS, i.e (Monthly Cost Reporting Worksheets for reimbursement, Quarterly Progress reports, etc )</p> <p><u><b>Additional Tasks</b></u></p>   
<p><b>Projected Expenditures for Quarter: \$10,000.00</b></p>

0594



# Mississippi Office of Highway Safety

## FY14 Impaired Driving Special Wave Agreement of Understanding and Compliance

This agreement made and entered into by and between the State of Mississippi by and through the Mississippi Office of Highway Safety (MOHS), hereinafter referred to as State, and the Governmental Unit or agency named in this application, hereinafter referred to as Applicant

WHEREAS, the National Highway Traffic Safety Act of 1966, as amended, provides Federal funds to the State for approved highway safety projects for the purpose of reducing injuries and fatalities as result of motor vehicle crashes, and

WHEREAS, the State may make said funds available to state, county, and municipal agencies and/or government or political subdivisions and/or non-profit entities upon application and approval by State and the National Highway Traffic Safety Administration (NHTSA) if applicable, and

WHEREAS, the Applicant must comply with the requirements listed herein, to be eligible for Federal funds in approved highway safety projects, and

WHEREAS, the State is obligated to reimburse NHTSA out of its funds for any ineligible or unauthorized expenditures for which Federal funds have been claimed and payment received, and

WHEREAS, the Applicant has submitted an application for Federal funds for highway safety projects

NOW, THEREFORE, IN CONSIDERATION OF MUTUAL PROMISES AND OTHER GOOD AND VALUABLE CONSIDERATION, THE PARTIES AGREE AS FOLLOWS

### I REIMBURSEMENT OF ELIGIBLE EXPENSES

- A It is mutually agreed that upon written application by Applicant and approval by State and NHTSA (if applicable), State will obligate Federal funds to Applicant account for reimbursement of eligible expenditures as set forth in the application
- B It is understood that the State has the right to monitor and pre-audit any and all claims presented for reimbursement Arrangements have been made for the financial and compliance audit required by OMB Circular A-133, which is to be conducted within the prescribed audit reporting cycle (failure to furnish an acceptable audit, as determined by the cognizant Federal agency, may result in denial or require return of Federal funds) It is mutually agreed and promised that Applicant reimburse State for any ineligible or unauthorized expenditure for which Federal funds have been claimed and payment received as determined by a State or Federal audit
- C It is also understood, pursuant to Section 18 42(e)(1) of Title 49 Code of Federal Regulations, the awarding agency and the Comptroller General of the United States, or any of their authorized representatives (such as National Highway Traffic Administration otherwise known as NHTSA), shall have the right of access to any pertinent books, documents, papers, or other records of grantees and sub-grantees which are pertinent to the grant, in order to make audits, examinations, excerpts, and transcripts.
- D It is further agreed that where reimbursement is made to Applicant in installments, State shall have the right to withhold any installments to make up reimbursement(s) received for any ineligible or unauthorized expenditure until such time as the ineligible claim is made up or corrected by Applicant.

- E Unless otherwise directed, Applicants must submit monthly reimbursement forms and back up documentation, by the 10th business day of the month to receive reimbursement for project activities. Tasks by Quarter Reports, reflect the status of project implementation and progress toward reaching goals. Each progress report shall describe the project status quarterly and shall be submitted to the State no later than fifteen (15) days following the end of each quarter. A Final Closeout Report must be submitted to the MOHS within forty five (45) days of completion of the project (November 15<sup>th</sup>) unless otherwise directed. Appropriate forms will be provided to the Project Director along with a reminder notice advising date that each is due.

Any Applicant delinquent in submitting quarterly and/or final accomplishment reports, or reports that lack sufficient detail of progress during the period in question, will be subject to having submitted reimbursement requests withheld. Once sufficient reports to substantiate adequate progress have been submitted, reimbursement requests will be processed.

## II ON-SITE MONITORING AND EVALUATION

Pursuant to Federal guidelines the State has developed a plan for evaluating all projects. The evaluation can include on-site monitoring both during and at the end of each grant period. All written documents will be reviewed to determine progress, problems and payoffs of the project.

## III PROPERTY AGREEMENT

- A Facilities and equipment acquired under this agreement for use in highway safety program areas shall be used and kept in operation for highway safety purposes by the MOHS, or the State, by formal agreement with appropriate officials of a political subdivision, State agency, or non-profit entities.
- B It is mutually agreed and promised that the Applicant shall immediately notify the MOHS if any equipment purchased under this project ceases to be used in the manner as set forth by the project agreement. In such event, Applicant further agrees either to give credit to the project cost or to another active Highway Safety project, for the residual value of such equipment in an amount to be determined by the MOHS or to transfer or otherwise dispose of such equipment as directed by the MOHS.
- C It is mutually agreed and promised by the Applicant that no equipment will be conveyed, sold, salvaged, transferred, etc., without the express written approval of the MOHS.
- D It is mutually agreed and promised that the Applicant shall maintain or cause to be maintained for its useful life, any equipment purchased under this project.
- E Each recipient of Section 402 funds has a financial management system that complies with the minimum requirements of 49 CFR Part 18.
- F Each recipient of Section 402 funds has a procurement system that complies with the minimum requirements of 49 CFR Part 18.
- G All equipment awarded in this project agreement/contract in connection with this project must be ordered within ninety (90) days after project implementation. If unforeseen circumstances arise which prohibit this being accomplished, please notify the MOHS of the anticipated delay.

#### IV STAFFING

Positions covered by this project that are 100% funded are new positions. If staff of the Applicant agency is transferred to work on this project, they must be replaced with prior approval by MOHS. Salaries in this project are for the purpose of remuneration for personal services over and above the present manpower level of the agency. All full time funded positions require time certification and/or detailed activity documentation as directed by MOHS.

#### V GENERAL PROJECT REQUIREMENTS

- A All out-of-state travel must have prior written approval by the MOHS. Requests for approval should be submitted to the MOHS not less than two (2) weeks before the intended date of travel. All federal funded travel requires itemized receipts for expenses incurred as well as an authorized travel voucher and cost must be based on current state and federal policies.
- B No budget modification requests will be accepted by the MOHS after June 30<sup>th</sup>.
- C Applicant must submit any proposed agreements for contractual services to the MOHS for final approval prior to acceptance. Contracts may be subject to review and approval by NHTSA.
- D Any program income earned by projects financed in whole or in part with Federal funds must be documented and accounted for. Program income earned during the project period shall be retained by the Applicant and used for project related expenses or to offset eligible expenses.
- E Local government Applicant must complete the "Local Governmental Resolution" included within this document, or a similar, equally binding resolution.
- F Applicant must submit the most current copy of the following policies with the application for funding. If agency does not have a current policy, please inform the MOHS of the un-availability of the policy.
  - Seat belt policy
  - Warning citation policy(if available),
  - Pursuit policy,
  - Overtime (STEP) policy,
  - Checkpoint policy,
  - Saturation patrol policy,
  - Payroll policy to include overtime, payroll schedule(payload period begin/end dates & check date), leave policy (vacation, sick leave holiday, & compensatory time), and
  - Agency seat belt survey procedures must be provided if usage rate is identified as a goal within contract
- G Compliance form(s) included in this agreement of understanding, dependent upon funding source and program activities, are required to be completed as defined by the MOHS.
- H All programs awarded incentive and/or promotional items are required to complete compliance form and have an approved distribution plan on file. All promotional items require prior approval by the State before requesting.

- I All training received under federal funded programs must be program related and a certificate of completion must be available for inspection
- J An Inventory Control form must be completed for all equipment All equipment cost exceeding \$500.00 will be tagged with a DPS inventory control number All equipment will be maintained on a MOHS and agency inventory data base
- K Applicant must meet all reporting, meeting(s)/scheduled events, along with all other requirements as set forth in the contract by the MOHS
- L Termination of Agreement
  - The MOHS in the event of Applicant noncompliance with any of the provisions of this agreement may terminate this agreement by giving the Applicant a thirty (30) day notice The MOHS, before issuing notice of termination of this agreement, shall allow the Applicant a reasonable opportunity to correct noncompliance issues For noncompliance with the nondiscrimination section of this agreement or with any of the said rules, regulations or orders, this agreement may be canceled terminated or suspended in whole or in part
  - The Applicant may terminate its participation in this agreement by notifying and receiving the concurrence of the MOHS thirty (30) days in advance of the termination
  - Contract Changes Any proposed major changes in this agreement that would result in changes in the scope, character, or complexity of the agreement, as determined by the MOHS, shall require supplemental agreement Any proposed minor changes in this agreement may be authorized by the Governors Highway Safety Representative, or their delegate, by notifying the Applicant in writing of the approved changes
  - Contracts Under This Agreement Unless otherwise authorized in writing by the MOHS, the Applicant shall not assign any portion of the work to be performed under this agreement, or execute any agreement, amendment or change order thereto, or obligate itself in any manner with any third party with respect to its rights and responsibilities under this agreement without the prior written concurrence of the MOHS Any subcontract under this agreement must include all required and/or applicable clauses and provisions of this agreement

## VI UNALLOWABLE COST

Limitations and Conditions The provisions stated in the following section are not intended to deny flexibility in supporting potential accident and injury reduction activities however, the conditions do serve as a guide in describing costs that are not allowable for highway safety funding

The following are unallowable

### 1 Facilities

- a. The cost of land is not allowable
- b. The cost of construction or reconstruction of driving ranges, towers, and skid pads are not allowable
- c. The cost of construction, rehabilitation, remodeling, or office furnishings and fixtures for State, local or private buildings or structures are not allowable

d Cell phones, guns and office furniture are not allowable for purchase with these funds under any circumstances

2 Equipment

- A Costs for equipment purchases exceeding \$5,000.00 must have prior approval from NHTSA. The MOHS will obtain the approval letter and provide a copy to the APPLICANT.
- B Where major multi-purpose equipment is to be purchased, costs shall be factored, based on utilization for highway safety purposes.
- C Costs for the following equipment items are allowable only if a part of a comprehensive program effort. All allowable equipment must be included on the Federal Conformation Product List (CPL).
  - (1) Police traffic radar and other speed measuring devices used by the police (devices must meet the recommended federal guidelines),
  - (2) Alcohol testing, and
  - (3) Mobile video systems

3 Travel

- A Except as separately approved by NHTSA and the MOHS, the cost of international travel is not allowable.
- B All requests for out-of-state travel must be approved in advance in writing by the MS Office of Highway Safety.
- C Travel in and out of the State must be included in the Highway Safety Grant Application and subsequent project agreement/contract.
- D Plans for out-of-state travel should be submitted with the grant application.
- E All travel must be submitted on the MOHS/DPS Travel voucher, Form Number 13 20 10.

4 Training

- A The cost of training is allowable using DOT/NHTSA developed, equivalent, or endorsed curriculum. Training must be approved in advance.
- B Development costs of new training curriculum and materials are allowable if they will not duplicate materials already developed for similar purposes by DOT/NHTSA or by other states. This does not preclude modifications of present materials necessary to meet particular state and local instructional needs.
- C Costs are not allowable to pay for an employee's salary while pursuing training, nor to pay the salary of the employee's replacement except where the employee's salary is supported 100% with 402 funds under an approved project.
- D Proposed training must be included with the grant application. Only DUI/alcohol training is allowed under alcohol funding. Occupant protection training is allowed under occupant protection funding.

5 Program Administration

Supplanting, includes (a) replacing routine and/or existing State or local expenditures with the use of Federal grant funds and/or (b) using Federal grant funds for costs of activities that constitute general expenses required to carry out the overall responsibilities of State, local, or Federally-recognized Indian tribal governments.

6 Public Communications

Cost to purchase program advertising space in the mass communication media is not allowable for sub-grantees.

**FEDERAL, STATE AND MOHS CERTIFICATIONS AND ASSURANCES**  
**FEDERAL CERTIFICATIONS AND ASSURANCES**

**VII NONDISCRIMINATION**

(applies to subrecipients as well as States)

The State highway safety agency will comply with all Federal statutes and implementing regulations relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352), which prohibits discrimination on the basis of race, color, or national origin (and 49 CFR Part 21), (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. 1681-1683 and 1685-1686) which prohibits discrimination on the basis of sex, (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), and the Americans with Disabilities Act of 1990 (Pub. L. 101-336), as amended (42 U.S.C. 12101 *et seq.*), which prohibits discrimination on the basis of disabilities (and 49 CFR Part 27), (d) the Age Discrimination Act of 1975 as amended (42 U.S.C. 6101-6107) which prohibits discrimination on the basis of age, (e) the Civil Rights Restoration Act of 1987 (Pub. L. 100-259), which requires Federal-aid recipients and all subrecipients to prevent discrimination and ensure nondiscrimination in all of their programs and activities, (f) the Drug Abuse Office and Treatment Act of 1972 (Pub. L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse, (g) the comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (Pub. L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism, (h) Sections 523 and 527 of the Public Health Service Act of 1912 as amended (42 U.S.C. 290dd-3 and 290ee-3), relating to confidentiality of alcohol and drug abuse patient records, (i) Title VIII of the Civil Rights Act of 1968, as amended (42 U.S.C. 3601, *et seq.*), relating to nondiscrimination in the sale, rental or financing of housing, (j) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made and (k) the requirements of any other nondiscrimination statute(s) which may apply to the application.

**VIII THE DRUG-FREE WORKPLACE ACT OF 1988 (41 USC 8103)**

The State will provide a drug-free workplace by:

- Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition,
  - o Establishing a drug-free awareness program to inform employees about:
    - o The dangers of drug abuse in the workplace
    - o The grantee's policy of maintaining a drug-free workplace
    - o Any available drug counseling, rehabilitation and employee assistance programs
    - o The penalties that may be imposed upon employees for drug violations occurring in the workplace
    - o Making it a requirement that each employee engaged in the performance of the grant be given a copy of the statement required by paragraph (a)
- Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will—
  - o Abide by the terms of the statement
  - o Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction

- Notifying the agency within ten days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction
- Taking one of the following actions, within 30 days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted—
  - o Taking appropriate personnel action against such an employee, up to and including termination
  - o Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency
- Making a good faith effort to continue to maintain a drug-free workplace through implementation of all of the paragraphs above

**IX. BUY AMERICA ACT**  
(applies to subrecipients as well as States)

The State will comply with the provisions of the Buy America Act (49 U.S.C. 5323(j)), which contains the following requirements

Only steel, iron and manufactured products produced in the United States may be purchased with Federal funds unless the Secretary of Transportation determines that such domestic purchases would be inconsistent with the public interest, that such materials are not reasonably available and of a satisfactory quality, or that inclusion of domestic materials will increase the cost of the overall project contract by more than 25 percent. Clear justification for the purchase of non-domestic items must be in the form of a waiver request submitted to and approved by the Secretary of Transportation

**X. POLITICAL ACTIVITY (HATCH ACT)**  
(applies to subrecipients as well as States)

The State will comply with provisions of the Hatch Act (5 U.S.C. 1501-1508) which limits the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds

**XI. CERTIFICATION REGARDING LOBBYING**  
(applies to subrecipients as well as States)

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that

1 No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement

2 If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL "Disclosure Form to Report Lobbying" in accordance with its instructions

3 The undersigned shall require that the language of this certification be included in the award documents for all sub-award at all tiers (including subcontracts, subgrants, and contracts under grant, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly  
This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U S Code Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10 000 and not more than \$100,000 for each such failure

## **XII RESTRICTION ON STATE LOBBYING** (applies to subrecipients as well as States)

None of the funds under this program will be used for any activity specifically designed to urge or influence a State or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any State or local legislative body Such activities include both direct and indirect (e g , "grassroots") lobbying activities, with one exception This does not preclude a State official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, in accordance with customary State practice, even if such communications urge legislative officials to favor or oppose the adoption of a specific pending legislative proposal

## **XIII CERTIFICATION REGARDING DEBARMENT AND SUSPENSION** (applies to sub-recipients as well as States)

### Instructions for Primary Certification

1 By signing and submitting this proposal, the prospective primary participant is providing the certification set out below

2 The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction The prospective participant shall submit an explanation of why it cannot provide the certification set out below The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction

3 The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

4 The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns its certification was erroneous when submitted or has become erroneous by reason of changed circumstances

5 The terms *covered transaction* *debarred* *suspended*, *ineligible* *lower tier covered transaction*, *participant person* *primary covered transaction* *principal proposal* and *voluntarily excluded*, as used in this



clause, have the meaning set out in the Definitions and coverage sections of 49 CFR Part 29. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.

6 The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4 debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.

7 The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

8 A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4 debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the list of Parties Excluded from Federal Procurement and Non-procurement Programs.

9 Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

10 Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

*Certification Regarding Debarment, Suspension, and Other Responsibility Matters-Primary Covered Transactions*

(1) The prospective primary participant certifies to the best of its knowledge and belief, that its principals

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency,

(b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction, violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of record, making false statements, or receiving stolen property,

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or Local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification, and

(d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default

(2) Where the prospective primary participant is unable to certify to any of the Statements in this certification such prospective participant shall attach an explanation to this proposal

Instructions for Lower Tier Certification

1 By signing and submitting this proposal the prospective lower tier participant is providing the certification set out below

2 The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment

3 The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances

4 The terms *covered transaction*, *debarred*, *suspended*, *ineligible*, *lower tier covered transaction*, *participant*, *person*, *primary covered transaction*, *principal*, *proposal* and *voluntarily excluded* as used in this clause, have the meanings set out in the Definition and Coverage sections of 49 CFR Part 29. You may contact the person to whom this proposal is submitted for assistance in obtaining a copy of those regulations

5 The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated

6 The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transaction" without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. (See below)

7 A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Non-procurement Programs

8 Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings

9 Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment

*Certification Regarding Debarment Suspension Ineligibility and Voluntary Exclusion—Lower Tier Covered Transactions*

1 The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal department or agency

2 Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal

**IX. POLICY ON SEATBELT USE**

In accordance with Executive Order 13043, Increasing Seat Belt Use in the United States, dated April 16, 1997, the Grantee is encouraged to adopt and enforce on-the-job seat belt use policies and programs for its employees when operating company-owned, rented, or personally-owned vehicles. The National Highway Traffic Safety Administration (NHTSA) is responsible for providing leadership and guidance in support of this Presidential initiative. For information on how to implement such a program, or statistics on the potential benefits and cost-savings to your company or organization, please visit the Buckle Up America section on NHTSA's Web site at [www.nhtsa.dot.gov](http://www.nhtsa.dot.gov). Additional resources are available from the Network of Employers for Traffic Safety (NETS), a public-private partnership headquartered in the Washington DC metropolitan area, and dedicated to improving the traffic safety practices of employers and employees. NETS is prepared to provide technical assistance, a simple, user-friendly program kit and an award for achieving the President's goal of 90 percent seat belt use. NETS can be contacted at 1 (888) 221-0045 or visit its Web site at [www.trafficsafety.org](http://www.trafficsafety.org)

**X. POLICY ON BANNING TEXT MESSAGING WHILE DRIVING**

In accordance with Executive Order 13513, Federal Leadership On Reducing Text Messaging While Driving, and DOT Order 3902.10, Text Messaging While Driving, States are encouraged to adopt and enforce workplace safety policies to decrease crashes caused by distracted driving, including policies to ban text messaging while driving company-owned or -rented vehicles, Government-owned, leased or rented vehicles, or privately-owned when on official Government business or when performing any work on or behalf of the Government. States are also encouraged to conduct workplace safety initiatives in a manner commensurate with the size of the business such as establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving, and education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

**XI. ENVIRONMENTAL IMPACT**

The Governor's Representative for Highway Safety has reviewed the State's Fiscal Year highway safety planning document and hereby declares that no significant environmental impact will result from implementing this Highway Safety Plan. If, under a future revision, this Plan is modified in a manner that could result in a significant environmental impact and trigger the need for an environmental review, this office is prepared to take the action necessary to comply with the National Environmental Policy Act of 1969 (42 U.S.C. 4321, *et seq.*) and the implementing regulations of the Council on Environmental Quality (40 CFR Parts 1500-1517).

## **STATE CERTIFICATION AND ASSURANCE**

### **CERTIFICATION AND STANDARD ASSURANCE REQUIREMENT FOR APPLICANT GRANTEEES AND SUB-GRANTEEES**

#### **CONCERNING STATE, COUNTY AND LOCAL EMERGENCY RESPONSE AND VEHICULAR PURSUIT POLICIES**

When truly applicable and in full cooperation with the Mississippi Office of Highway Safety all grant and/or sub-grant recipients (regardless of the type of entity or the amount awarded) must show substantial compliance with the following statutory requirement

On or after January 1, 2005, each state, county and local law enforcement agency that conducts Emergency response and vehicular pursuits shall adopt written policies and training procedures that set forth the manner in which these operations shall be conducted. Each law enforcement agency may create its own policies or adopt an existing model. All pursuit policies created or adopted by any law enforcement agency must address situations in which police pursuits cross over into other jurisdictions. Law enforcement agencies which do not comply with the requirements of this provision are subject to the withholding of any state funding or state administered federal funding.

MS Code Annotated § 45-1-43, effective from and after July 1, 2004

The obligation of a recipient is to formulate, implement, and maintain certain written pursuit policies and training procedures which specifically set forth how these operations shall be conducted in accordance with State law. Note that "recipient" means any state, county or local law enforcement agency that conducts emergency response and vehicular pursuits and which may also receive any state funding or state administered federal funding.

A true copy of the law enforcement agency's emergency response and vehicular pursuit policy with pertinent training procedures must be included as an attachment to this Certification and Standard Assurance document. However, when otherwise allowed to submit an alternative for the required documentary confirmation, recipient must specifically identify and acknowledge the use of viable pertinent policies and training procedures as these factors may be especially expressed through an appropriate letter or timely memorandum of understanding. All relevant information submitted or received shall become an actual documented part of the grant application and thus will be placed within the MOHS master file for grants.

During any occurrence or time period for application, selection, award, implementation or close out of a grant or an award, if the grantee, sub-grantee, or recipient does not show compliance with the statute emphasized above, the grantee, sub-grantee or recipient is subject to the withholding of any state funding or state administered federal funding. Failure of grantee, sub-grantee or recipient to communicate the relevant policy that is required by statute may lead to adverse cost adjustment, disallowance of costs and/or recovery of pertinent project funds. Such recovery may be accomplished on the basis of offset levied against any and all advanced funding, requests for reimbursements, or award of funds.

#### **MOHS CERTIFICATIONS AND ASSURANCES** **OCCUPANT PROTECTION HIGH VISIBILITY ENFORCEMENT (HVE)**

All MS Office of Highway Safety Subgrantees must participate in each the following

Each agency funded under a 402 Occupant Protection Federal grant must participate in the National Click It or Ticket Campaign Mobilization and Child Passenger Safety week. Forms containing the number of child restraint/safety belt citations, etc. must be submitted by the reporting deadline set forth by the MS Office of Highway Safety for the National Click It or Ticket Campaign.

Each agency must generate earned media (example: press conference, TV ads, radio ads or print news articles) either before, during, or after HVE (High Visibility Enforcement) national campaign events and must submit documentation with each quarterly report.

#### **SUBGRANTEE PROMOTIONAL/INCENTIVE COMPLIANCE**

All Current MS Office of Highway Safety subgrantee must adhere to the following compliance when ordering receiving and distributing promotional items for the project.

**\*\*All Subgrantees must have prior approval in writing by MOHS before making any request related to promotional/incentive items. A distribution plan must be submitted for approval by the program manager as well.**

Promotional items must be used to promote the programs in which are funded. Items purchased to be given away should further enhance the public's knowledge and awareness of the program the agency is implementing with federal funding. Items can be distributed during educational presentations and seminars for area schools, colleges, civic clubs, participating agencies and the general public to make them aware of the current data and dangers attributed to your program.

#### **EQUIPMENT CERTIFICATION**

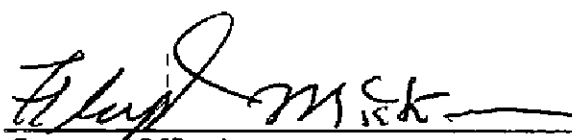
Equipment acquired under this agreement for use in highway safety program areas shall be used and kept in operation for highway safety purposes by the sub-grantee, or the State, through formal agreement with appropriate officials of a political subdivision or State agency, shall cause such equipment to be used and kept in operation for highway safety purposes (23 CFR 1200.21).

Costs for equipment items are allowable only as part of a comprehensive program effort. All allowable equipment must be included on the Federal Conformation Product List (CPL), where applicable.

**\*\*All Subgrantees must have prior approval in writing by MOHS before making any purchase related to equipment.**

#### **DEBARMENT CERTIFICATION**

I, Floyd T. McKee (Signatory Official) do hereby certify that Clay County, Clay Co. Sheriff's Dept. (sub-grantee/agency) is not or has not been barred from contracting or entering into contracting with the MOHS for a project/ projects utilizing federal funds.

  
\_\_\_\_\_  
Signatory Official

**CERTIFICATION AND STANDARD ASSURANCE**

As the Authorized Official, I certify by my signature below, that I have fully read and am cognizant of our duties and responsibilities under the emergency response and vehicular pursuit policies statute. Therefore, I hereby comply with this Certification and Standard Assurance requirement by submitting a true copy of the applicable state, county or local emergency response and vehicular pursuit policies with training procedures which are pertinent to this organization.

\* \* \* \* \*

[ATTACH TO THIS DOCUMENT ALL APPLICABLE STATE, COUNTY OR LOCAL EMERGENCY RESPONSE AND VEHICULAR PURSUIT POLICIES WITH TRAINING PROCEDURES]

*This original signed form, together with the pertinent state, county or local policies to include but not limited to the emergency response and vehicular pursuit policies with training procedures must be returned to the Mississippi Office of Highway Safety, Division of Public Safety Planning Department of Public Safety, upon approval of the contract and prior to the beginning date.*

**Assurance Requirement of Subgrant Recipients**

In cooperation with the Mississippi Office of Highway Safety, all grant and/or subgrant recipients (regardless of the type of entity or the amount awarded) must comply with the following notice requirement:

During any occurrence or time period for application, selection, award, implementation or close out of a grant or an award, if the grantee, sub-grantee, or recipient plans, organizes, sponsors or holds any seminar, conference, convention, symposium, training, event or any other meeting which encumbers, utilizes, expends or will encumber utilize or expend grant funds, including all reimbursements derived from generated in whole or in part, or determined to be proceeds of the grant or award, the grantee, sub-grantee or recipient must appropriately notify in writing, the MOHS program manager, the MOHS Director and/or the DPSP Executive Director of the planning for such an occurrence and afford opportunity for DPSP-MOHS personnel to attend and to participate, if they so desire.

Failure of grantee, sub-grantee or recipient to communicate relevant advance notice may lead to cost adjustment, disallowance of costs and/or recovery of pertinent project funds on the basis of offset levied against any and all advanced funding, requests for reimbursements, or award of funds.

As the Authorized Official for Clay Co. Clay Co Sheriff's Dept (grantee, sub-grantee, or recipient) I certify by my signature below, that I have fully read and am cognizant of our duties and responsibilities under this requirement. Therefore, I promise and will comply with this State Certification and Assurance condition.

Floyd T McKee

Authorized Official's Signature  
(Grantee, Sub-grantee or Recipient)

8/4/14

Date

Floyd T McKee

[Typed or Printed Name]

President, Board of Supervisors

[Person's Organizational Title]

\* \* \* \* \*

*This original signed form (blue ink only) must be returned to the Mississippi Office of Highway Safety, Division of Public Safety Planning Department of Public Safety within 10 days of the grant award beginning date.*

**LOCAL GOVERNMENTAL RESOLUTION AGREEMENT AND AUTHORIZATION TO PROCEED**

WHEREAS, the Board of Supervisors of Clay Co.  
(Governing Body of Unit of Government)

herein called the "SUBGRANTEE" has thoroughly considered the problem addressed in the application (entitled) Impaired Driving Enforcement and has reviewed the project described in the application, and

WHEREAS, under the terms of Public Law 89-564 as amended, the United States of America has authorized the Department of Transportation, through the Mississippi Office of Highway Safety to make federal contracts to assist local governments in the improvement of highway safety,

NOW THEREFORE BE IT RESOLVED BY THE Board of Supervisors  
(Governing Body of Unit of Government)

IN OPEN MEETING ASSEMBLED IN THE CITY West Point, Clay County MISSISSIPPI,  
THIS 4 Day of Aug, 20 14 AS FOLLOWS

1 That the project above is in the best interest of the Applicant and the general public

2 That the Sheriff Eddie Scott  
(Name and Title of Representative) be authorized to accept, on behalf of the

Subgrantee an award in the form prescribed by the MS Office of Highway Safety for federal funding in the amount of \$ 10,000<sup>00</sup> to be made to the Subgrantee defraying the cost of the  
(Federal Dollar Requested)

project described in the award

3 That the Subgrantee has formally agreed to provide a cash and/or in-kind contribution of \$ -0- as required by the project (If Applicable)  
(Local Match Amount)

4 That certified copies of this resolution be included as part of the award referenced above

5 That this resolution shall take effect immediately upon its adoption.

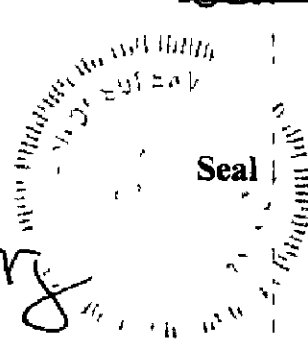
DONE AND ORDERED IN OPEN MEETING BY: Floyd Mink  
(Chairman/Mayor - Blue Ink)

Commissioner/Councilman Lynn Horton offered the foregoing resolution and moved its adoption, which was seconded by Commissioner/Councilman Mike Turner and, was duly adopted

Date: 8/14/14

Attest [Signature]

By: [Signature]  
(Blue Ink)



NO \_\_\_\_\_

**IN THE MATTER OF APPOINTING HALEY BROWN AS THE SPECIAL JUSTICE  
PROSECUTOR**

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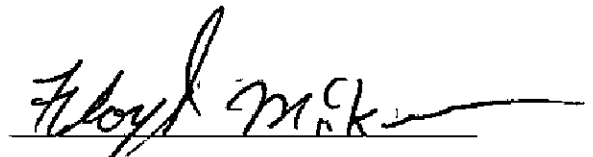
There came on this day for consideration the matter of appointing Haley Brown as the Special Justice Prosecutor

It appears to this Board the County Prosecutor as attached hereto as Exhibit A has requested for a one time appointment in the Justice Court matter State vs David Sanders, and,

It appears to this Board the County Prosecutor is requesting this Board to appoint Haley Brown of Oktibbeha County to serve as the Special Justice Prosecutor on this matter at a rate of \$175 00 per hour

After motion by Luke Lummus and second by R B Davis this Board doth vote unanimously to authorize the said appointment of Haley Brown as Special Justice Prosecutor on the said matter

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
President

0610



**Amy Berry**

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**From** Michelle Easterling <mde@esmhe.net>  
**Sent** Wednesday, August 27, 2014 2:29 PM  
**To** aberry@claycounty.ms.gov  
**Subject** Special Justice Court prosecutor

Haley Brown, of Oktibbeha County, for a one time appointment in State v. David Sanders – \$175 per hour. Will accept if appointed by Board.

Thanks,  
MDE

Edwards, Storey, Marshall, Helveston & Easterling, LLP  
103 E. Broad Street  
P.O. Box 835  
West Point, MS 39773  
Tel: 662.494.5184  
Fax: 662.494.4836  
[www.esmhe.net](http://www.esmhe.net)

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We are required by IRS Circular 230 to inform you that any statements contained herein are not intended or written to be used, and cannot be used, by you or any other taxpayer, for the purpose of avoiding any penalties that may be imposed by federal tax law.

0611

NO \_\_\_\_\_

**IN THE MATTER OF PAYING THE CLAY COUNTY CONSTABLES  
ACCORDING TO S B 2860 BASED UPON THEIR GROSS FEE INCOME**

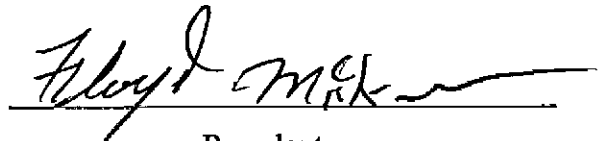
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There came on this day for consideration the matter of paying the Clay County, Mississippi constables according to S B 2860 based upon their gross fee income

It appears to this Board that the attached Exhibit "A" reflects the gross fee income of Constables Sherman Ivy and Lewis Stafford for the month of August, 2014 as submitted by the Justice Court Clerk. It further appears that the attached Exhibit "A" represents the calculations and estimated contributions due to the Public Employees' Retirement System for each constable and the net fee income to be paid to each constable.

After motion made by Shelton Deanes and second by R B Davis this Board doth vote unanimously to have the Chancery Clerk transfer \$ 682 80 to the Payroll Clearing Account to be remitted to the Public Employees' Retirement System on behalf of the Clay County constables and to pay Sherman Ivy \$ 2,189 64 and Lewis Stafford \$2,627 56 as net fee income after the Public Employees' Retirement System deduction withheld for the month of August 2014.

SO ORDERED, on this the 28th day of August, 2014

  
\_\_\_\_\_  
President

0612

**Calculation of Estimated Contributions/Wages For Constables  
August 2014**

**Calculation**

	<b>Lewis Stafford</b>	<b>Sherman Ivy</b>	
Gross Fee Income *	\$3,000 00	\$2,500 00	(Input)
Minimum Withholding Rate	11%	11%	
Estimated Contributions	<u>\$330 00</u>	<u>\$275 00</u>	
Estimated Contributions	\$330 00	\$275 00	
Divided by PERS EE/ER	21 93%	21 93%	
Estimated Wages To Be Reported To PERS	<u>\$1,504 79</u>	<u>\$1,253 99</u>	
Estimated Wages	\$1,504 79	\$1,253 99	
Multipled by PERS EE Rate	9 00%	9 00%	
Estimated PERS EE Contributions	<u>\$135 43</u>	<u>\$112 86</u>	
Estimated Wages	\$1,504 79	\$1,253 99	
Multipled by PERS ER Rate	15 75%	15 75%	
Estimated PERS ER Contributions	<u>\$237 00</u>	<u>\$197 50</u>	

**\*\*Summary of Wages and Contributions to be reported to PERS For Constables \*\***

Estimated Wages	\$1,504 79	\$1,253 99	
Estimated PERS EE Contributions	\$135 43	\$112 86	248 29
Estimated PERS ER Contributions	\$237 00	\$197 50	434 51
Total Estimated Contributions	<u>\$372 44</u>	<u>\$310 36</u>	

**\*\*Funds to be Paid to Constables\*\***

Gross Fee Income	\$3,000 00	\$2,500 00
Less Total Estimated PERS EE/ER Contribu	<u>\$372 44</u>	<u>\$310 36</u>
Net Gross	\$2,627 56	\$2,189 64

Need an order to transfer to Payroll Clearing fund \$ 682 80 to remit with Retirement Contributions

\* Gross Fee Income is turned in to comptroller by the Justice Court Deputy

0613

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING TO DELETE FIXED ASSETS FROM THE  
COUNTY'S FIXED ASSET LEDGER**

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There came on this day for consideration the matter of authorizing to delete fixed assets from the County's Fixed Asset Ledger

It appears to this Board as attached hereto as Exhibit A are two inventory deletion requests on assets which are no longer functioning properly to be useful to the county and the department head has submitted the said item and is requesting it to be destroyed and removed from the county's Fixed Asset Ledger

After motion by Luke Lummus, and second by Lynn Horton this Board doth vote unanimously to authorize and approve the said items as attached to be removed or deleted from the County's Fixed Asset Ledger

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

0614

Description	PHONE (EMERSON)		
Location	D A OFFICE		
Vendor	WALMART	Serial #	EM2517
Property #	CR081	Project #	Current Value 8 86
*Department #	102	CIRCUIT CLERK	Objective # 87 OTHER FURNITURE
*Acquisition	P	PURCHASED	*Disposal
Ledger?	Y (Y/N)		
*Asset Type	OFE	OTHER FURNITURE	Useful Life 7 Years
Salvage %	10	Salvage \$ 1	Cap Threshold 5000
GASB Eligible?	N (Y/N)		Depreciate? N (Y/N)
		Accumulated Depreciation	
- Cap Value	8 86	Date	8/10/2009
Remarks			

Enter=Accept    \*F4=Prompt    F8=Transactions    F10=Delete    F12=Cancel/No Update

To Amy G Berry  
Inventory Control Clerk

From

Date

Re Inventory Control # CR-084  
Description phone  
S/N# DS103601180

The inventory item referenced to above is delivered to you to be deleted from this department's inventory. Additionally, this item is no longer functioning properly to be useful to the County. Please remove this item from this department's inventory upon an order of the Board of Supervisors.

  
Department Head

This is acknowledged receipt of the above inventory item on this the 28<sup>th</sup> day of August, 2014

  
Inventory Clerk

00 0618

07/24/2014  
FAOFEM  
Delete

FIXED ASSETS  
Other Furniture/Equipment File Maintenance

09 12 24  
GINGER  
Key # 2275

Description TELEPHONE (AT&T)  
Location DA OFFICE  
Vendor UNKNOWN Serial # DS103601180  
Property # CR084 Project # \_\_\_\_\_ Current Value 10 00  
\*Department # 102 CIRCUIT CLERK Objective # 87 OTHER FURNITURE  
\*Acquisition R RETURN TO INVEN \*Disposal \_\_\_\_\_  
Ledger? Y (Y/N)  
\*Asset Type OFE OTHER FURNITURE Useful Life 7 Years  
Salvage % 10 Salvage \$ 1 Cap Threshold 5000  
GASB Eligible? N (Y/N) Depreciate? N (Y/N)  
Accumulated Depreciation \_\_\_\_\_  
Cap Value 10 00 Date 7/23/2009  
Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Enter=Accept \*F4=Prompt F8=Transactions F10=Delete F12=Cancel/No Update

0617

NO \_\_\_\_\_

**IN THE MATTER OF APPROVING THE PETITION OF DELLA MAE COLEMAN TO  
ESTABLISH A PRIVATE COLEMAN FAMILY CEMETERY AS ALLOWED UNDER  
SECTION 41-43-1 OF THE *MISSISSIPPI CODE***

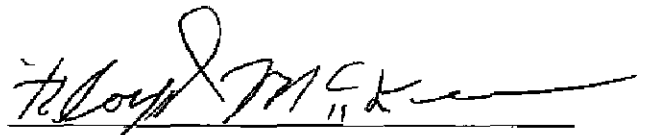
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There came on this day for consideration the matter of approving the petition of Della Mae Coleman to establish a private Coleman Family cemetery as allowed under section 41-43-1 of the *Mississippi Code*


It appears to this Board a petition has been filed by Della Mae Coleman on behalf of the Coleman Family as attached hereto as Exhibit A to establish a private family cemetery

After motion by Luke Lummus and second by R B Davis this Board doth vote unanimously to approve the said petition filed on behalf of the Coleman Family to establish a private family cemetery as allowed under Section 41-43-1 of the *Mississippi Code*

SO ORDERED this the 28th day of August, 2014

  
\_\_\_\_\_  
President

ATTEST

  
\_\_\_\_\_  
Chancery Clerk

215

0618



TO THE HONORABLE BOARD OF SUPERVISORS  
OF CLAY COUNTY, MISSISSIPPI

On behalf of the DELLA MAE COLEMAN family, the undersigned hereby petition the Clay County Board of Supervisors to authorize the establishment of the Coleman Family Cemetery, a private cemetery. This cemetery is not located within five hundred (500) yards of a public or private hospital or other medical facility.

The Coleman Family Cemetery will be a private family cemetery and will not engage in the business of selling lots for burial to the public. It will strictly be for private family use of the Coleman Family.

The Coleman Family Cemetery shall be 0.03 acre, more or less, together with an access easement from the cemetery to a private road. Said 0.03 acre is described as follows, to-wit:

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5 TOWNSHIP 16 SOUTH RANGE 3 EAST CLAY COUNTY MISSISSIPPI AND RUN THENCE SOUTH FOR A DISTANCE OF 1988.46 THENCE EAST FOR A DISTANCE OF 149.04 TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL. FROM SAID POINT OF BEGINNING RUN THENCE EAST FOR A DISTANCE OF 30.00 FEET THENCE SOUTH FOR A DISTANCE OF 40.00 FEET THENCE WEST FOR A DISTANCE OF 30.00 FEET THENCE NORTH FOR A DISTANCE OF 40.00 FEET TO THE POINT OF BEGINNING SAID PARCEL BEING LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5 TOWNSHIP 16 SOUTH RANGE 3 EAST CLAY COUNTY MISSISSIPPI AND CONTAINS 0.03 ACRES.

The Coleman Family Cemetery will be a 0.03 acre, more or less tract located in the Southwest Quarter (SW-1/4) of Section 5, Township 16 South, Range 3 East, Clay County, Mississippi and will be surrounded on all sides by property now owned by Della Mae Coleman, who will convey the 0.03 acre, together with the private road easement, to the Trustee of the Coleman Family Cemetery. Attached is a survey showing the location of the proposed cemetery.

216

0619

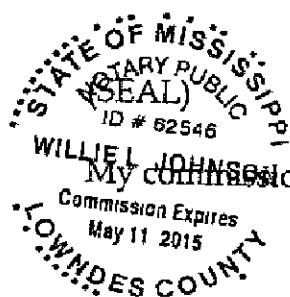
RESPECTFULLY SUBMITTED, on this the 27 day of August, 2014

Della Mae Coleman  
DELLA MAE COLEMAN

STATE OF MISSISSIPPI  
COUNTY OF CLAY

PERSONALLY APPEARED before me, the undersigned authority of law in and for said State and County aforesaid, on this the 27<sup>th</sup> day of August, 2014, within my jurisdiction, the within named Della Mae Coleman, who acknowledged that she executed the foregoing document on the day and year therein written.

Willie L. Johnson  
NOTARY PUBLIC



My commission expires

5-11-15

217

0620

7

CEMETRY FOR COLEMAN FAMILY

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 16 SOUTH, RANGE 3 EAST, CLAY COUNTY, MISSISSIPPI AND RUN THENCE SOUTH FOR A DISTANCE OF 1988 46, THENCE EAST FOR A DISTANCE OF 149 04 TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL FROM SAID POINT OF BEGINNING, RUN THENCE EAST FOR A DISTANCE OF 30 00 FEET, THENCE SOUTH FOR A DISTANCE OF 40 00 FEET, THENCE WEST FOR A DISTANCE OF 30 00 FEET, THENCE NORTH FOR A DISTANCE OF 40 00 FEET TO THE POINT OF BEGINNING SAID PARCEL BEING LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5 TOWNSHIP 16 SOUTH, RANGE 3 EAST, CLAY COUNTY, MISSISSIPPI AND CONTAINS 0 03 ACRES

218

THE STATE OF MISSISSIPPI

County of Clay

I Amy G. Berry, Clerk of the Chancery Court in and for said County and State, do hereby certify that the within Instrument was filed in this office for the record on the 29 day of August, 20 14, at 1030 o'clock A. M. and the same was duly recorded in Deed Record 285 Page 215, on this 29 day of Aug., 20 14.  
Given under my hand and seal of office at West Point, Mississippi

By Amy G Berry, D C  
AMY G BERRY, Chancery Clerk

621

NO \_\_\_\_\_


**IN THE MATTER OF APPROVING TRAVEL FOR CERTAIN COUNTY  
EMPLOYEES**

---

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

After motion by R B Davis and second by Shelton Deanes this Board doth vote unanimously to authorize and approve the said travel for certain county employees as attached hereto as Exhibit A

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

0622

**Inventory Deletion Requests Presented by the Circuit Clerk**

- CR084 Phone S/N D5103601180
- CR081 Phone S/N EM2517

M

2

S

4

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**Travel request of Certain County Employees and Departments**

- Amy Berry, LaFrance Boyd, two Board members to attend the Office of State Auditors Regional Update Forum
- Treva Hodge, E911 Coordinator, to travel on 9/22/14 to Pearl, MS only cost will be the seminar/registration fee of \$150 00, "Supervising Problem Employees"
- Authorize Judge Thomas Hampton to attend the MS Judicial College Professional Development Training Sept 30 – Oct 1 and Fall Conference Oct 1 – Oct 3 in Natchez MS

M

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0623

Judge Hampton - Request to travel

**Mississippi Justice Court Judges**  
**2014-2015 Continuing Judicial Education Calendar**

Sept 30, 2014 **MJCJA Fall Board Meeting**  
*Grand Hotel Board Room*

Sept 30-Oct. 3, 2014 **Fall Professional Judicial Development (Optional)**  
*Natchez Convention Center, Natchez MS*

Oct 1-3, 2014 **Justice Court Judges Fall Conference (Mandatory)**  
*Natchez Convention Center Natchez, MS*



April 6, 2015 **MJCJA Spring Board Meeting**  
*Pearl River Resort - Choctaw MS*

April 7-8 2015 **Spring Professional Judicial Development (Optional)**  
*Pearl River Resort - Choctaw MS*

April 8-10, 2015 **Justice Court Judges Spring Conference (Mandatory)**  
*Pearl River Resort - Choctaw MS*



July 18, 2015 **MJCJA Summer Board Meeting**  
*Golden Nugget, Biloxi MS*

July 19-23, 2015 **MJCJA Summer Convention (Optional)**  
*Golden Nugget Biloxi, MS*



Oct 5, 2015 **MJCJA Fall Board Meeting**  
*Pearl River Resort Choctaw, MS*

Oct 6-7, 2015 **Fall Professional Judicial Development (Optional)**  
*Pearl River Resort Choctaw, MS*

Oct 7-9, 2015 **Justice Court Judges Fall Conference (Mandatory)**  
*Pearl River Resort Choctaw MS*



Dec 7, 2015 **MJCJA Winter Board Meeting**  
*Marriott Jackson MS*

Dec 7-11, 2015 **New Justice Court Judges Orientation**  
Dec 14-18 2015 *Marriott Jackson MS*



0624

The  
Mississippi Judicial College  
*announces registration for the*

**2014  
MISSISSIPPI  
JUSTICE COURT JUDGES  
FALL CONFERENCE**



Natchez Convention Center  
Natchez, Mississippi

0625

*September 30<sup>th</sup> - October 3<sup>rd</sup>, 2014*

Judges

Please follow this link to view the Justice Court Judges Fall 2014 Brochure with e-Registration

<http://mjcl.olemiss.edu/wp-content/uploads/sites/134/2014/08/JCJ-Fall-2014-Brochure-Copy.pdf>

Please follow this link to our secure website to use our iPhone/smartphone/iPad/tablet friendly e-Registration Form

<https://adobeformscentral.com/?f=89OrW%2A4kvV9el8yrHGmwg>

Upon completion of the e-Registration Form, you will receive an automatic confirmation e-mail verifying the information you provided

To view the latest agenda for the Justice Court Judges Fall 2014 Conference please follow this link

<http://mjcl.olemiss.edu/conferences/>

We are looking forward to seeing you in Natchez!

Ramey

**Ramey Smith**

Program Coordinator

Mississippi Judicial College

[rameys@olemiss.edu](mailto:rameys@olemiss.edu)



00 0626



The  
Mississippi Judicial College  
*announces registration for the*

**2014  
MISSISSIPPI  
JUSTICE COURT JUDGES  
FALL CONFERENCE**



Natchez Convention Center  
Natchez, Mississippi

*September 30<sup>th</sup> - October 3<sup>rd</sup>, 2014*



## **MISSISSIPPI JUDICIAL COLLEGE**

115 Northgate Drive, Crosby Hall, PMB 9446 • University, MS 38677  
(662) 915-5955 • Fax (662) 915-7845 • E-mail [msjudcol@olemiss.edu](mailto:msjudcol@olemiss.edu)

---

### **Mississippi Justice Court Judges**

The Mississippi Judicial College takes great pleasure in inviting each of you to the Mississippi Justice Court Judges Fall Conference to be held on September 30<sup>th</sup> through October 3<sup>rd</sup> at the Natchez Convention Center. As part of our service to the people of Mississippi, MJC provides continuing education to judges and other court officials in our judicial system. We are pleased to have the opportunity to work with you on this and other continuing education endeavors

Hopefully, you will find the conference rewarding as well as educationally stimulating and beneficial to your needs. MJC hopes your visit to Natchez will be both an educational and enjoyable one.

If you have any questions about the information contained in this electronically transmitted brochure, please feel free to contact the MJC staff listed below. We look forward to seeing you in Natchez.

**William A. Charlton**, Staff Attorney  
[charlton@olemiss.edu](mailto:charlton@olemiss.edu)

**Krista B. Poynor**, Administrative Secretary  
[kbpoinor@olemiss.edu](mailto:kbpoinor@olemiss.edu)

**Ramey S. Smith**, Program Coordinator  
[rameys@olemiss.edu](mailto:rameys@olemiss.edu)

**Michael W. Wright**, Program Manager  
[mwwright@olemiss.edu](mailto:mwwright@olemiss.edu)

## **2014 FALL CONFERENCE INFORMATION**

### ***PRE-REGISTRATION:***

Please complete the electronic registration form and immediately submit it to the Mississippi Judicial College so that we may confirm your registration. Then be sure to make your hotel reservations as instructed on the next page of this brochure.

### ***REGISTRATION:***

On-site PJD Registration will be Tuesday, September 30<sup>th</sup> from 1:30 to 2:00 p.m. in the lobby of the Natchez Convention Center. On-site Fall Conference Registration will be Wednesday, October 1<sup>st</sup> from 1:00 to 1:30 p.m. in the lobby of the Natchez Convention Center.

### ***CONFERENCE:***

The 2014 Fall Conference will provide 12 hours of CJE credit toward your required 24-hour CJE training requirement. If you attend all 12 hours, then a certificate will be provided to you at the conclusion of the conference. You must then submit that certificate to the chancery clerk of your county. Video make-ups must be scheduled by you with MJC. DVDs will only be mailed in the event of medical complications that prohibit you from traveling.

### ***LODGING:***

Please see "Making Your Reservations" for information on making your reservations at either the Natchez Eola Hotel or the Natchez Grand Hotel. Neither of these hotels has a casino on the property.

### ***TRAVEL AND MEAL REIMBURSEMENT:***

A travel allowance of 56 cents per mile will be paid to judges who drive their own vehicle and live outside a 30-mile radius of Natchez. Judges from the same county should consider car-pooling. A reimbursement form for meals and mileage will be provided in your MJC conference notebook at registration.

### ***MJC BOARD OF GOVERNORS REIMBURSEMENT POLICY:***

100% attendance of education class time is required of all MJC constituent groups who are eligible for reimbursement. This includes mileage, meals, and lodging.

## MAKING YOUR RESERVATIONS



MJC has reserved a block of rooms for overnight accommodations for the 2014 Fall Conference at both the Natchez Eola Hotel and the Natchez Grand Hotel. Please select your choice of hotel, then contact that hotel, and follow the instructions for making your reservation. If for any reason it becomes necessary to cancel your reservation, then you will need to directly contact the hotel. To learn more about the Natchez Eola Hotel and the Natchez Grand Hotel, please visit their web sites on the next page of this brochure.

*All reservations must be made directly by you and must be guaranteed by a major credit card. Please be sure to write down your confirmation number.*

Judges who live outside a 30-mile radius of Natchez, and who attend 100% of the conference will have their room rate for the nights of Wednesday, October 1<sup>st</sup> and Thursday, October 2<sup>nd</sup> changed to MJC's master account *after* you checking into the hotel. Also, judges will be responsible for any incidentals charged to their room, as well as any requested room upgrades above our contracted room rate.

MJCJA Board members arriving Monday, September 29<sup>th</sup>, and who need overnight accommodations for that day will need to complete the attached prepayment invoice. Judges attending the PJD program and who need overnight accommodations for Tuesday, September 30<sup>th</sup> will need to complete the attached prepayment invoice. If the prepayment invoice is not received by MJC by the time of the conference, then you will be responsible for paying for the hotel room on these nights.

Any reservation requests made prior to and after these dates are subject to availability and the regular hotel rates.



### **NATCHEZ EOLA HOTEL**

[http //natchezeola.com/home/](http://natchezeola.com/home/)

To make your reservation at the Natchez Eola Hotel, you will need to call 866-445-3652 or 601-445-6000 and then identify yourself by the group name **Justice Court Judges**. Inform reservations of your arrival and departure dates and then guarantee with a major credit card. If your overnight accommodations are not pre-paid by your county or billed to MJC's master account, then the hotel's regular room rate, plus any applicable resort fee, will be your responsibility at check-out.

***The deadline for making reservations in the MJC room block at the Natchez Eola Hotel is Monday, September 1<sup>st</sup>, 2014.***



### **NATCHEZ GRAND HOTEL**

[http //www.natchezgrandhotel.com/](http://www.natchezgrandhotel.com/)

*Confirmation # 7295004*

To make your reservation at the Natchez Grand Hotel, you will need to call 866-488-0898 or 601-446-9994 and then identify yourself by the group name **Justice Court Judges**. Inform reservations of your arrival and departure dates and then guarantee with a major credit card. If your overnight accommodations are not pre-paid by your county or billed to MJC's master account, then the hotel's regular room rate, plus any applicable resort fee, will be your responsibility at check-out.

***The deadline for making reservations in the MJC room block at the Natchez Grand Hotel is Monday, September 1<sup>st</sup>, 2014.***

## **AGENDA & REGISTRATION FORM**

To view the latest agenda for the Mississippi Justice Court Judges Fall Conference, please follow this link

<http://mjc.olemiss.edu/conferences/>

To register for the Mississippi Justice Court Judges Fall Conference using our e-Registration Form, please follow this link

<https://adobeformscentral.com/?f=89OrW%2A4kvYV9el8yrHGmwg>





**MISSISSIPPI STATE**  
UNIVERSITY


**EXTENSION SERVICE**

Center for Government & Community Development

August 1, 2014

**MEMORANDUM**

**TO** Supervisors County Attorneys, Chancery Clerks, County Administrators/Comptrollers

**FROM** Sumner Davis and Jeff Markham, MSU-ES   
Stacey Pickering, State Auditor

**SUBJECT** Regional Updates from the Office of the State Auditor

There are several new developments relating to the audits of Mississippi Counties of which you need to be made aware. For this reason, State Auditor Stacey Pickering, in conjunction with the Center for Government and Community Development in the Mississippi State University Extension Service (MSU-ES), will be providing training for County Supervisors, County Attorneys, Chancery Clerks and County Administrator/Comptrollers at three regional locations around the state. Each Session will begin at 10 a.m. and conclude by 2 p.m., with lunch provided. There is no fee for these sessions.

Topics to be covered include—audit preparation, new PCI-DSS standards, penalties and fines, centralized grant management information, 2014 legal update, an overview of the last year of term requirements for budgets, spending and contracts, and GASB 68 retirement system liability issues. In addition to these items, there will be an opportunity for you to meet employees of the State Auditor's Office who work with county audits, performance audits, technical assistance and investigations. We are also planning a panel session where you may ask questions about any county related topics you wish.

Also attached to this memorandum is the registration form for the training session. County Officials attending a seminar should complete the registration form and return it to me by **Monday, September 15**. While there is no registration fee, it is important that you indicate which seminar you will attend so that we are able to make appropriate arrangements for lunch (provided at no cost to participants).

jm

Enclosure

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](mailto: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.

0633

## REGISTRATION FORM

### 2014 Regional Updates from the Office of the State Auditor

Please return a registration form for each person attending the certification program on or before Monday, September 15, 2014 Mail your registration form to me at the following address Jeff Markham, Center for Government and Community Development, Box 9643, Mississippi State, MS 39762

NAME

POSITION

COUNTY

ADDRESS

TELEPHONE

#### Please indicate which meeting you will attend

- ☒ Monday, September 22 North Delta Planning and Development District  
220 Power Drive, Batesville, MS 38606
- ☐ Tuesday, September 30 Central Mississippi Research and Extension Center  
1320 7 Springs Rd, Raymond, MS 39154
- ☐ Wednesday, October 8 Coastal Research and Extension Center  
1815 Popps Ferry Rd, Biloxi, MS 39532

U 0634



IVE EXTENSION SERVICE  
MENT OF AGRICULTURE  
PI STATE UNIVERSITY  
PO BOX 5446  
ATE, MISSISSIPPI 39762-5446

ICIAL BUSINESS  
SERVICE REQUESTED

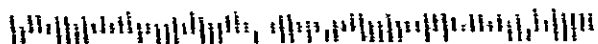


Hasler

016H26523207  
\$00 480  
08/06/2014  
US POSTAGE

R B Davis  
Clay County  
PO Box 815  
West Point, MS 39773

3977330815 3008



IVE EXTENSION SERVICE  
MENT OF AGRICULTURE  
PI STATE UNIVERSITY  
PO BOX 5446  
ATE, MISSISSIPPI 39762-5446

ICIAL BUSINESS  
SERVICE REQUESTED



Hasler

016H26523207  
\$00 480  
08/06/2014  
US POSTAGE

Lynn Horton  
Clay County  
P O Box 815  
West Point, MS 39773

3977330815 3008



0635

Reference 043Y00009P  
Msg ID 013X00009R  
Msg Key AM  
Date/Time 20140731163751  
Crt Agt  
Relester  
User  
ORI MS0540000  
Source USEP  
Dest M1069  
Dest TN  
Dest AL  
Dest LA  
Control MRI5626530  
Summary 4M M1069 TN, AL, LA

TEXT NLETS MESSAGE INTERCEPTED FOR REVIEW

\* \*\*DISPATCH SUPERVISOR TRAINING NOTICE\*\* \*

THERE WILL BE A 1 DAY 8 HOUR TRAINING CLASS FOR DISPATCH SUPERVISORS, SUPERVISING PROBATION EMPLOYEES, TO BE HELD AT THE MISSISSIPPI LAW ENFORCEMENT OFFICERS TRAINING ACADEMY (MLEOTA) IN PEARL, MS  
LOCATION MS LAW ENFORCEMENT OFFICER TRAINING ACADEMY  
3791 HWY 468  
PEARL, MS

DATE SEPTEMBER 22, 2014

TUITION \$150.00

TIMES 8:00 A.M. - 5:00 P.M.

IT IS FINALLY THE SUPERVISORS TURN TO GO OFF TO A CLASS

THIS CLASS IS APPROVED BY BETST FOR REIMBURSEMENT, AND

CONTINUED EDUCATION HOURS FOR MISSISSIPPI STUDENTS

THIS CLASS IS FOR ALL SUPERVISORS OF DISPATCH, AND COVERS EVERY AREA OF SUPERVISORY RESPONSIBILITY

THIS CLASS IS ON THE BETST CALENDAR, PLEASE GET PRE APPROVAL IF YOU ARE MORE  
THAN 100 MILES AWAY FROM THE ACADEMY

TOPICS INCLUDE THE DOS AND DON'TS OF SUPERVISION

ABSENTEEISM

TRAINING

SEXUAL HARASSMENT LAWS AND REQUIREMENTS

DOCUMENTATION

CORRECTIVE ACTION

TELA AND LPPA

BEING A GOOD LEADER

HOW TO USE WORDS AND HOW TO FOLLOW POLICES

HOW TO BE BETST DISPATCHERS

SCHEDULING, VACATION LEAVE, AND SICK LEAVE

THE AMERICANS WITH DISABILITIES ACT

EVEN ISSUES OF GOOD AND BAD SCIENCE

FACEBOOK AND OTHER SOCIAL MEDIA SITES

USED BY DISPATCHERS

PROMOTING AND REINFORCING THE 'DISPATCH'

IS A TEAM ATTITUDE

MLEOTA REQUIRES A FEE PAID TO THEM BY OVERNIGHT STUDENTS

OF \$60.00, WHICH INCLUDES A NIGHTS STAY IN ONE OF THEIR

HOTEL ROOMS, AND 3 MEALS IN THEIR DINING ROOM. A FEE OF

\$35.00 IS REQUIRED BY MLEOTA FOR COMMUTING STUDENTS

WHICH PROVIDES 3 MEALS IN THEIR DINING ROOM. THESE FEES

MUST BE PAID TO MLEOTA BY CHECK OR PURCHASE ORDER NUMBER

AND SHOULD BE BROUGHT TO CLASS WITH THE STUDENTS

THE FEES FOR MLEOTA AS WELL AS OTHER ELIGIBLE EXPENSES

ARE REIMBURSABLE BY THE MS BOARD OF STANDARDS AND TRAINING,

FOR MISSISSIPPI STUDENTS WHO ARE IN COMPLIANCE WITH BETST

FOR MORE INFORMATION, OR TO REGISTER FOR THIS CLASS

PLEASE CONTACT LAURA SPCL C 601-213-7966 OR BY EMAIL

LSPASPELL911@AFOC.CO (LOWERCASE EMAIL)

INSTRUCTOR FOR THIS CLASS WILL BE ROBERT CRAMER

MRI 5626530 3155 0060 AM 16 37 S. 07/31/14

— please get approved for me to go to this  
— no travel — I will take County car  
— no hotel — I will get up early  
— tuition only

00 0636

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING TO SPREAD ON THE MINUTES THE  
CERTIFICATION OF TRAINING FOR PORSHA LEE AND KAY FROST**

---

There came on this day for consideration the matter of authorizing to spread on the minutes the Certification of Training for Porsha Lee and Kay Frost

It appears to this Board two Deputy Tax Assessor/Collectors have completed the Collector of Revenue 1 Class as certified by the MS Office of State Auditor as attached hereto as Exhibit A

After motion by Shelton Deanes and second by R B Davis this Board doth vote unanimously to authorize to spread on the minutes the said Certification of Training as attached hereto as Exhibit A and further authorizes the compensation increase as established in Section 27-1-67 of the *Mississippi Code* beginning October 1, 2014

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
President

The Mississippi Office of the  
State Auditor  
Stacey E. Pickering, Auditor

In cooperation with the

Mississippi Department of Revenue, the  
Mississippi Assessors and Collectors Association and the  
Center for Governmental Training & Technology in the  
Mississippi State University Extension Service

certifies that, under the authority of Mississippi Code  
Section 27-1-51,

**Porsha Lee**

has successfully achieved certification for and is professionally  
designated as a

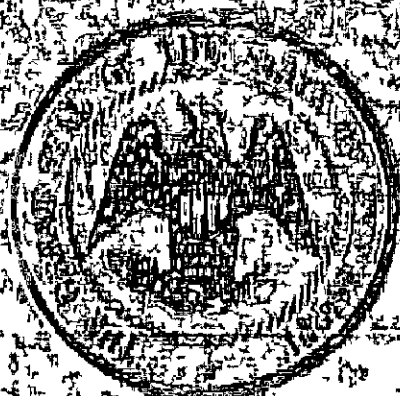
**COLLECTOR OF REVENUE I**

Awarded January 29, 2008

Auditor, State of Mississippi

President, Mississippi Assessors  
and Collectors Association

Director, Mississippi State  
University Extension Service





Director, Mississippi  
Department of  
Revenue  
J. H. [Signature]  
Director, Mississippi  
Department of  
Revenue

COLLECTION OF REVENUE

Jay Frost

State Auditor  
The Mississippi Office of the  
State Auditor  
Stacy E. Pickering, Auditor

NO. \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING AND APPROVING TO SPREAD ON THE  
MINUTES THE 2014 CONTINUING DISCLOSURE SUBMISSION REPORT**

---

There came on this day for consideration the matter of authorizing and approving to spread on the minutes the 2014 Continuing Disclosure Submission Report

It appears to this Board the Securities and Exchange Commission is requiring all governmental entities to disclose a report of all outstanding notes or bonds issued by the said governmental entity and other information which might be of some type of use to bond holders or note issuers

After motion by Luke Lummus and second by R B Davis this Board doth vote unanimously to approve of the 2014 Continuing Disclosure Report for the county as prepared by Butler Snow and as attached hereto as Exhibit A and further authorizes for the said report to spread on the minutes

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
President

Sheree Nelson

From Elizabeth Garner  
Sent: Friday, July 25, 2014 12 22 PM  
To Elizabeth Garner; Sheree Nelson  
Subject: Clay County Submission ID (Notice) 2013



[Print](#) [Close](#)

Submission ID EA522341  
07/25/2014 13 21 12

CONTINUING DISCLOSURE (Submission Status Published)

FINANCIAL/OPERATING FILING (CUSIP-9 Based)

Rule 15c2-12 Disclosure

Audited Financial Statements or CAFR 2012 Audited Financial Statements for the year ended 09/30/2012  
Failure to Provide Annual Financial Information Notice of Failure to Provide 2013 Audit for the year ended 09/30/2013

Voluntary Disclosure

Other Financial / Operating Data 2011 Audit as of 9/30/2011

DOCUMENTS

- Financial Operating Filing [Options](#) ↓ ↑
- Clay2011Audit pdf posted 07/25/2014 [Options](#) ↓ ↑
- Clay2012Audit pdf posted 07/25/2014 [Options](#) ↓ ↑
- ClayNotice pdf posted 07/25/2014 [Options](#) ↓ ↑

□  
□ □

The following Issuers are associated with this Continuing Disclosure submission

0641

CUSIP-6	State	Issuer Name
183450	MS	CLAY CNTY MISS
183467	MS	CLAY CNTY MISS SUPERVISORS DIST NO 5
18346P	MS	CLAY CNTY MISS SUPERVISORS DIST NO 4
60534T	MS	MISSISSIPPI DEV BK SPL OBLIG

The following 63 securities have been published with this Continuing Disclosure submission

CUSIP-9	Maturity Date
183450AR6	09/01/2000
183450AS4	09/01/2001
183450AT2	09/01/2002
183450AU9	09/01/2003
183450AV7	09/01/2004
183450AW5	09/01/2005
183450AX3	09/01/2006
183450AY1	09/01/2007
183450AZ8	09/01/2008
183450BA2	09/01/2009
183450BB0	09/01/2010
183450BC8	09/01/2011
183450BD6	09/01/2012
183450BE4	09/01/2013
183450BF1	09/01/2014
183450BG9	06/01/2002
183450BH7	06/01/2003
183450BJ3	06/01/2004
183450BK0	06/01/2005
183450BL8	06/01/2006
183450BM6	06/01/2007
183450BN4	06/01/2008
183450BP9	06/01/2009
183450BQ7	06/01/2010
183450BR5	06/01/2011
183467AB5	10/01/2001
183467AC3	10/01/2002
183467AD1	10/01/2003
183467AE9	10/01/2004
183467AF6	10/01/2005
183467AG4	10/01/2006
183467AH2	10/01/2007



183467AJ8	10/01/2008
183467AK5	10/01/2009
183467AL3	10/01/2010
183467AM1	10/01/2011
183467AN9	10/01/2012
183467AP4	10/01/2013
183467AQ2	10/01/2014
183467AR0	10/01/2015
18346PAA7	12/01/2001
8346PAB5	12/01/2002
8346PAC3	12/01/2003
8346PAD1	12/01/2004
18346PAE9	12/01/2005
18346PAF6	12/01/2006
18346PAG4	12/01/2007
18346PAH2	12/01/2008
18346PAJ8	12/01/2009
18346PAK5	12/01/2010
18346PAL3	12/01/2011
18346PAM1	12/01/2012
18346PAN9	12/01/2013
18346PAP4	12/01/2014
18346PAQ2	12/01/2015
60534TRN7	03/01/2017
60534TRP2	03/01/2018
60534TRQ0	03/01/2019
60534TRR8	03/01/2020
60534TRS6	03/01/2021
60534TRT4	03/01/2023
60534TRU1	03/01/2028
60534TRV9	03/01/2031

**Submitter's Contact Information**

Company      Butler Snow O Mara Stevens & Cannada PLLC  
Name          ELIZABETH GARNER  
Address       P O BOX 22567  
City State Zip   JACKSON MS 39225  
Phone Number   6019854406  
Email          elizabeth.garner@butlersnow.com

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Sheree Nelson

From Tray Hairston  
Sent Monday March 31, 2014 11 50 AM  
To Tray Hairston  
Subject: Clay County 2014 Submission ID



Print Close

Submission ID:EA503061  
03/31/2014 12 49 22

CONTINUING DISCLOSURE (Submission Status Published)

FINANCIAL/OPERATING FILING (CUSIP-9 Based)

Rule 15c2-12 Disclosure

Annual Financial Information and Operating Data Economic and Demographic Information for the year ended 09/30/2013  
Audited Financial Statements or CAFR 2010 Audit for the year ended 09/30/2010

Voluntary Disclosure

Other Financial / Operating Data 2014 Budget as of 09/30/2014

DOCUMENTS

- Financial Operating Filing Options ↓ ↑
  - ClayAppendix pdf posted 03/31/2014 Options ↓ ↑
  - Clay2010Audit pdf posted 03/31/2014 Options ↓ ↑
  - Clay2014Budget pdf posted 03/31/2014 Options ↓ ↑

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The following Issuers are associated with this Continuing Disclosure submission

644

CUSIP-6	State	Issuer Name
183450	MS	CLAY CNTY MISS
183467	MS	CLAY CNTY MISS SUPERVISORS DIST NO 5
18346P	MS	CLAY CNTY MISS SUPERVISORS DIST NO 4
60534T	MS	MISSISSIPPI DEV BK SPL OBLIG

The following 53 securities have been published with this Continuing Disclosure submission

CUSIP 9	Maturity Date
83450AR6	09/01/2000
183450AS4	09/01/2001
183450AT2	09/01/2002
183450AU9	09/01/2003
183450AV7	09/01/2004
183450AW5	09/01/2005
183450AX3	09/01/2006
183450AY1	09/01/2007
183450AZ8	09/01/2008
183450BA2	09/01/2009
183450BB0	09/01/2010
183450BC8	09/01/2011
183450BD6	09/01/2012
183450BE4	09/01/2013
183450BF1	09/01/2014
183467AB5	10/01/2001
183467AC3	10/01/2002
83467AD1	10/01/2003
83467AE9	10/01/2004
183467AF6	10/01/2005
183467AG4	10/01/2006
183467AH2	10/01/2007
183467AJ8	10/01/2008
183467AK5	10/01/2009
183467AL3	10/01/2010
183467AM1	10/01/2011
183467AN9	10/01/2012
183467AP4	10/01/2013
183467AQ2	10/01/2014
183467AR0	10/01/2015
18346PAA7	12/01/2001
18346PAB5	12/01/2002

18346PAC3	12/01/2003
18346PAD1	12/01/2004
18346PAE9	12/01/2005
18346PAF6	12/01/2006
18346PAG4	12/01/2007
18346PAH2	12/01/2008
18346PAJ8	12/01/2009
18346PAK5	12/01/2010
18346PAL3	12/01/2011
18346PAM1	12/01/2012
18346PAN9	12/01/2013
18346PAP4	12/01/2014
18346PAQ2	12/01/2015
60534TRN7	03/01/2017
60534TRP2	03/01/2018
60534TRQ0	03/01/2019
60534TRR8	03/01/2020
60534TRS6	03/01/2021
60534TRT4	03/01/2023
60534TRU1	03/01/2028
60534TRV9	03/01/2031

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**Submitter's Contact Information**

Company      Butler Snow LLP  
 Name          TRAY HAIRSTON  
 Address       1020 HIGHLAND COLONY PARKWAY  
 City State Zip   RIDGELAND MS 39157  
 Phone Number   6019854630  
 Email          [tray.hairston@butlersnow.com](mailto:tray.hairston@butlersnow.com)

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## ECONOMIC AND DEMOGRAPHIC INFORMATION

### General Description

Clay County, Mississippi (the "County"), is located in the black prairie hills of northeast Mississippi and had its early beginnings as an agricultural and railroad town. It is also located at the top of the "Golden Triangle" which is comprised of the cities of West Point, Columbus, and Starkville. It is the northern-most point of the Golden Triangle area, with Columbus and Starkville being the southern point of the triangle. The County is located 136 miles west of Birmingham, Alabama, 142 miles northeast of Jackson, Mississippi, the capital city of the State of Mississippi, and 140 miles southeast of Memphis, Tennessee.

### Population

The population of the County has been recorded as follows:

1980	1990	2000	2010
21,082	21,120	20,583	20,634

SOURCE: Census Data at website [www.census.gov](http://www.census.gov), March 2014

### Government

The Governing Body of the County is the Board of Supervisors, consisting of five supervisors, each of whom is elected from a separate district or "beat". The members of the Board of Supervisors are elected for concurrent four-year terms. The current members of the Board of Supervisors are:

Name	Occupation	Position Held Since
Lynn "Don" Horton	Supervisor	2005
Luke Lummus	Supervisor/Cattle Farmer/Professional Rodeo	1996
R. B. Davis	Supervisor/Business Owner	2004
Shelton L. Deanes	Supervisor	1992
Floyd T. McKee	Supervisor	2008

**Transportation**

US Highway 45 and State Highways 46, 47, 25 provide access to most communities within the County. A number of County highways provide access to many outlying areas in the County. Other major forms of transportation are available in the County. The Columbus and Greenville Railway and the Kansas City Southern provide rail service to the County. Commercial air transportation is available at Golden Triangle Regional Airport in Columbus, Mississippi. The Port of Clay County is located on the Tennessee-Tombigbee Waterway and provides port service.

**Per Capita Income<sup>1</sup>**

Year	County	Mississippi	United States	County as % of U.S.
2012	\$30,630	\$33,657	\$43,735	70%
2011	29,140	32,193	42,298	69
2010	27,726	30,847	40,163	69
2009	27,027	30,249	39,357	69
2008	27,897	30,659	40,873	68

SOURCE Bureau of Economic Analysis Regional Economic Accounts at website [www.bea.gov](http://www.bea.gov), 2008-2012, March 2014

<sup>1</sup> Per capita personal income was computed using Census Bureau midyear population estimates. Estimates for 2008-2012 reflect county population estimates available as of April, 2013.

### **Major Employers**

The following is a partial listing of major employers in the County, their products or services and their approximate number of employees

North MS Medical Center	320	Healthcare
Babcock & Wilcox Generation Group	211	Boiler & Plate Fabrication
Royal Trucking	185	Transportation
Prestage Farms	130	Agricultural & Food Processing
Ellis Steel Company	100	Structural Metal Manufacturing
Mossey Oak / Haas Outdoors, Inc	65	Sporting Outdoors & Athletic Good Manufacturing
Clay County School District	49	Education
Southern Ionics, Inc	35	Inorganic Chemical Manufacturing
Orman Welding & Fabrication, Inc	22	Metals Fabrication
Long Branch Co , Inc	13	Structural Steel Fabrication
SIMS Metal Management MS	12	Metals Processing

SOURCE Golden Triangle Development as of May, 2013

**Unemployment Statistics of the County**

	2013	2012	2011	2010	2009
January	20.6%	17.5%	18.7%	21.5%	15.3%
February	19.3	16.1	18.0	20.7	14.9
March	18.2	15.7	17.8	20.9	15.0
April	17.0	14.3	17.5	17.9	14.7
May	18.6	16.2	18.2	18.5	16.4
June	20.2	17.8	19.7	19.3	17.2
July	19.0	19.0	20.6	20.3	20.0
August	18.2	16.9	18.6	19.5	18.6
September	18.1	16.9	18.2	19.3	19.6
October	18.2	16.9	18.1	18.6	20.1
November	16.8	16.6	17.0	19.2	19.6
December	15.6	18.0	17.3	18.8	20.4
Annual Average	18.3%	16.8%	18.3%	19.6%	17.6%

SOURCE Mississippi Department of Employment Security Labor Market Data at website  
[www.mdes.ms.gov](http://www.mdes.ms.gov), March 2014

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## Employment Statistics

	2012	2011	2010	2009	2008
RESIDENCE BASED EMPLOYMENT					
I Civilian Labor Force	7 360	7 370	7 400	7 260	7 310
II Unemployed	1 240	1 350	1 450	1 280	970
Rate	16.8	18.3	19.6	17.6	13.3
III Employed	6 120	6 020	5 950	5 980	6 340
ESTABLISHMENT BASED EMPLOYMENT					
I Manufacturing	620	600	580	770	940
II Non manufacturing	4 600	4 550	4 660	4 560	4 820
Agriculture Forestry Fishing & Hunting	90	80	90	80	90
Mining	10	10	10	10	10
Utilities	20	20	20	20	20
Construction	220	200	280	240	320
Wholesale Trade	190	180	170	180	200
Retail Trade	800	810	790	790	840
Transportation & Warehousing	310	320	300	310	350
Information	30	30	20	20	20
Finance & Insurance	140	150	150	160	160
Real Estate Rental & Leasing	30	20	30	30	30
Prof Scientific & Technical Service	120	120	120	130	130
Management of Companies & Enterprises	120	120	130	120	120
Administrative Support & Waste Management	100	100	90	90	110
Educational Services	70	70	90	60	80
Health Care & Social Assistance	670	670	680	650	660
Arts Entertainment & Recreation	120	110	120	120	120
Accommodation & Food Service	470	450	450	440	420
Other Service (except Public Admin.)	120	120	120	120	140
Government	970	970	1 000	990	1 000
Education	530	540	570	570	580
TOTAL EMPLOYMENT	5 220	5 150	5 240	5 330	5 760

SOURCE Mississippi Department of Employment Security, Annual Averages Labor Force and Establishment Based Employment 2001-2010 and 2011 Forward, Labor Market Information Department at website [www.mdes.ms.gov](http://www.mdes.ms.gov), March 2014

### Retail Sales

State Fiscal Year Ended June 30	Amount
2013	\$194,647,620
2012	204,509,391
2011	196,863,402
2010	189,571,809
2009	211,282,562

SOURCE Annual Reports for years shown, Mississippi Department of Revenue's website [www.dor.ms.gov](http://www.dor.ms.gov), March 2014

### Educational Facilities

The Clay County School District (the "District"), located in the County portion outside of the City of West Point, consists of one (1) elementary school and employs 49 teachers and staff

Enrollment for the District for the current year and the four prior years are as follows

Scholastic Year	District
2013-14	165
2012-13	164
2011-12	161
2010-11	173
2009-10	163

SOURCE Clay County School District and Office of Research and Statistics, Mississippi Department of Education website <http://orshome.mde.k12.ms.us/maars/>, March 2014

## TAX INFORMATION

### Assessed Valuation<sup>2</sup>

Assessment Year	Real Property	Personal Property	Public Utility Property	Total
2013	\$94,828,347	\$34,135,160	\$7,860,615	\$136,824,122
2012	94,667,849	33,448,776	7,285,035	135,401,660
2011	97,499,059	32,750,647	7,625,359	137,875,065
2010	97,162,748	34,926,674	7,233,562	139,322,984
2009	97,079,446	35,190,437	6,973,620	139,243,503

SOURCE Office of the County Tax Assessor, March 2014

### Procedure for Property Assessment

Assessed valuations are based upon the following assessment ratios

- (a) Real and personal property (excluding single-family owner-occupied residential real property and motor vehicles, respectively), fifteen percent (15%) of true value,
- (b) Single-family owner-occupied residential real property, ten percent (10%) of true value,
- (c) Motor vehicles and public utility property, thirty percent (30%) of true value

The 1986 Session of the Mississippi Legislature adopted House Concurrent Resolution No. 41 (the "Resolution"), pursuant to which there was proposed an amendment to the Mississippi Constitution of 1890 (the "Amendment"). The Amendment provided, *inter alia*, that the assessment ratio of any one class of property shall not be more than three times the assessment ratio on any other class of property.

The Amendment set forth five classes of property and the assessment ratios which would be applicable thereto upon the adoption of the Amendment. The assessment ratios set forth in the Amendment are identical to those established by Section 27-35-4, Mississippi Code of 1972, as it existed prior to the Amendment, except that the assessment ratio for a single-family, owner-occupied residential real property under the Amendment is set at ten percent (10%) of true value as opposed to fifteen percent (15%) of true value under previously existing law.

<sup>2</sup> The total assessed valuation is approved in September preceding the fiscal year of the County represents the value of real property, personal property and public utility property for the year indicated on which taxes are assessed for the following fiscal year's budget. For example, the taxes for the assessed valuation figures for 2013 are collected starting in January 2014 for the 2013-2014 fiscal year budget of the County.

### Procedure for Property Assessments

Real and personal property valuations other than motor vehicles and property owned by public utilities are determined by the County Tax Assessor. All taxable real property situated in the County is assessed each year and taxes thereon paid for the ensuing year. Assessment rolls of such property subject to taxation are prepared by the County Tax Assessor and are delivered to the Board of Supervisors of the County on the first Monday in July. Thereafter, the assessments are equalized by the Board of Supervisors and notice is given to the taxpayers that the Board of Supervisors will meet to hear objections to the assessments. After objections are heard, the Board of Supervisors adjusts the rolls and submits them to the State Tax Commission, which examines them on receipt. The State Tax Commission may then accept the rolls or, if it finds a roll incorrect in any particular, return the rolls to the Board of Supervisors to be corrected in accordance with the recommendations of the State Tax Commission. If the Board of Supervisors has any objections to the order of the State Tax Commission, it may arrange a hearing before the Commission. Otherwise, the assessment roll is finalized and submitted to the County Tax Collector for collection. The assessed value of motor vehicles is determined by an assessment schedule prepared each year by the State Tax Commission. With minor exceptions, the property of public utilities is assessed each year by the State Tax Commission.

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**Tax Levy Per \$1,000 Valuation<sup>3</sup>**

	2013-14	2012-13	2011-12	2010-11	2009-10
GENERAL COUNTY					
Countywide - General Fund	34 00	33 50	29 75	27 75	27 50
Bridges & Culverts	7 00	7 0	7 00	7 0	7 00
Clay County School District	55 00	55 00	55 00	55 00	55 00
Tombigbee River Valley Water Management District	0 75	75	75	75	75
County Utilization Fund	1 00	1 00	1 00	1 00	1 00
Tombigbee River Watershed Area	0 20	25	25	25	25
East MS Community College Maintenance	1 60	1 60	1 60	85	85
Vocational Training School Maintenance	0 90	90	90	90	90
Vocational Training School Capital Outlay	0 75	75	75	75	75
East MS Community College Capital Outlay	1 00	0 00	0 00	75	75
Tombigbee Regional Library System	0 64	64	64	64	60
Reappraisal 2008 Notes	0 00	31	33	0 00	0 00
DHS Building Bonds 1999	0 29	31	38	30	0 00
Daily Times Leader Building Renovation Notes 2011	0 43	43	0 00	0 00	0 00
Ellis Clinic Building & Courthouse Air & Heat	0 00	0 00	0 00	40	46
Jail Renovation & Ellis Clinic Roof	0 00	0 00	0 00	14	17
Courthouse Roof 2010 Notes	0 00	0 00	0 00	15	0 00
Fire Protection	0 35	85	25	25	70
Supervisor District One Road Bonds 2013	1 03	1 74	1 82	1 20	1 97
Supervisor District Two Road Bonds 2001	0 56	91	1 23	1 00	1 10
Supervisor District Three Road Bonds 2000	0 78	1 08	1 41	1 20	1 58
Supervisor District Four Road Bonds 2008	1 25	1 75	2 59	2 10	1 73
Supervisor District Four Road Bonds 2000	0 00	0 00	0 00	90	82
Supervisor District Five Road Bonds 2000	0 62	80	0 00	70	88
Supervisor District Five Road Bonds 2013	1 00				
TOTAL	109 15	109 57	105 65	103 98	104 76

SOURCE Office of the Chancery Clerk, March 2014

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<sup>3</sup> Tax levy figures are given in mills. There is a 9 cents per acre of all uncultivated lands for the prevention of forest fires.

### Ad Valorem Tax Collections

Fiscal Year Ended September 30	Amount Budgeted	Amount Collected	Difference Over/(Under)
2013	\$5,041,479	\$5,163,032	\$121,553
2012	4,612,871	4,743,122	130,251
2011	4,522,970	4,546,053	23,086
2010	4,494,006	4,261,692	(232,314)
2009	4,867,333	4,525,282	(342,051)

SOURCE Office of the County Tax Assessor/Collector, March 2014

### Procedure for Tax Collections

The Board of Supervisors is required under the Act and the Bond Resolution to levy annually a special tax upon all taxable property within the County sufficient to provide for the payment of the principal of and the interest on the Bonds. If any taxpayer neglects or refuses to pay his taxes on the due date thereof, the unpaid taxes will bear interest at the rate of 1% per month or fractional part thereof from the delinquent date to the date of payment of such taxes. When enforcement officers take action to collect delinquent taxes, other fees, penalties and costs may accrue. Both real property and personal property are subject to public tax sale.

Ad valorem taxes on personal property are payable at the same time and in the same manner as on real property. Section 27-41-15, Mississippi Code of 1972, provides that upon failure of the taxpayer to make timely payment, the tax collector of each county is authorized to sell any personal property liable for unpaid taxes at the courthouse door of the county unless the property is too cumbersome to be removed. Five days' notice of the sale in an advertisement posted in three public places in the county, one of which must be the courthouse, is required. Municipal tax collectors are required to follow any special ordinance adopted by a municipality on personal property sales. Interest, fees, costs and expenses of sale are recoverable in addition to the taxes delinquent. If sufficient personal property cannot be found, the tax collector may make a list of debts due the taxpayer by other persons and sell such debts and is further directed to distrain and sell sufficient other properties of the taxpayer to pay the delinquent taxes. Debts sold may be redeemed within six months from the sale in the same manner as redemption of land from tax sales.

Section 27-41-55, Mississippi Code of 1972, as amended, provides that after the fifth day of August in each year, the tax collector for each county shall advertise and sell all land in the county on which all taxes due and in arrears have not been paid, as well as all land liable for other matured taxes. The sale is held at the door of the courthouse of the county or any place within the courthouse that the tax collector deems suitable to hold such sale, provided that the place of such sale shall be designated by the tax collector in the advertisement of the notice of tax sale on the last Monday of August following. The owner, or any person with an interest in

the land sold for taxes, may redeem the land at any time within two years after the day of sale by paying all taxes, costs, interest and damages due to the Chancery Clerk. A valid tax sale will mature two years after the date of sale unless the land is redeemed and title will vest in the purchaser on such date.

At the option of the tax collector, advertisement for the sale of such county lands may be made after the fifteenth day of February in each year with the sale of such lands to be held on the first Monday of April following. All provisions which relate to the tax sale held in August of each year shall apply to the tax sale if held in April.

County and municipal taxes, assessed upon lands or personal property, are entitled to preference over all judgments, executions, encumbrances or liens however created.

#### **Reappraisal of Property and Limitation on Ad Valorem Levies**

Senate Bill No. 2672, General Laws of Mississippi, Regular Session 1980, codified in part as Sections 27-35-49 and 27-35-50, Mississippi Code of 1972 (the "Reappraisal Act"), provides that all real and personal property in the State shall be appraised at true value and assessed in proportion to true value. To insure that property taxes do not increase dramatically as the counties complete reappraisals, the Reappraisal Act provides for the limit on increase in tax revenues discussed below.

The statute limits ad valorem tax levies by the County subsequent to October 1, 1980, to a rate which will result in an increase in total receipts of not greater than ten percent (10%) over the previous year's receipts, excluding revenue from ad valorem taxes on any newly constructed properties, any existing properties added to the tax rolls or any properties previously exempt which were not assessed in the next preceding year. This limitation does not apply to levies for the payment of the principal of and the interest on general obligation bonds issued by the County or to certain other specified levies. The limitation may be increased only if the proposed increase is approved by a majority of those voting in an election held on such question.

On August 20, 1980, the Mississippi Supreme Court rendered its decision in State Tax Commission v. Fondren, 387 So.2d 712, affirming the decree of the Chancery Court of the First Judicial District of Hinds County, Mississippi, wherein the State Tax Commission was enjoined from accepting and approving assessment rolls from any county in the State for the tax year 1983 unless the State Tax Commission equalized the assessment rolls of all of the counties. Due to the intervening passage of the Reappraisal Act, the Supreme Court reversed that part of the lower court's decree ordering the assessment of property at true value (although it must still be appraised at true value), holding instead that assessed value may be expressed as a percentage of true value. Pursuant to the Supreme Court modification of the Chancellor's decree, on November 15, 1980, the State Tax Commission filed a master plan to assist counties in determining true value. On February 7, 1983, the Chancery Court granted an extension until July 1, 1984, of its previous deadline past which the State Tax Commission could not accept and approve tax rolls from counties which had not yet reappraised. The County has completed reappraisal.

### Homestead Exemption

The Mississippi Homestead Exemption Law of 1946 reduces the local tax burden on homes qualifying by law and substitutes revenues from other sources of taxation on the State level as a reimbursement to the local taxing units for such tax loss. Provisions of the homestead exemption law determine qualification, define ownership and limit the amount of property that may come within the exemption. The exemption is not applicable to taxes levied for the payment of the Bonds, except as hereinafter noted.

Those homeowners who qualify for the homestead exemption and who have reached the age of sixty-five (65) years on or before January 1 of the year for which the exemption is claimed, service-connected, totally disabled American veterans, who were honorably discharged from military service and those qualified as disabled under the federal Social Security Act are exempt from any and all ad valorem taxes on qualifying homesteads not in excess of \$7,500 of assessed value thereof.

The tax loss resulting to local taxing units from properly qualified homestead exemptions is reimbursed by the State Tax Commission. Beginning with the 1984 supplemental ad valorem tax roll and for each roll thereafter, no taxing unit shall be reimbursed an amount in excess of one hundred six percent (106%) of the total net reimbursement made to such taxing unit in the next proceeding year.



### **Ten Largest Taxpayers**

The ten largest taxpayers in the County for fiscal year 2013 are as follows

<b>Taxpayer</b>	<b>Assessed Valuation</b>	<b>Taxes Collected</b>
Wal-Mart Real Estate Business Trust	\$1,715,631	\$86,090 36
Art Mortgage Borrower Propco 2006-1A LP	1,298 687	65,168 11
Babcock & Wilcox Power Generation Group	1,288,013	63,872 56
Waverly Partners LP	768,929	37 769 79
Prestage Farms of Mississippi	624,157	31 014 54
Prestage Farms of Mississippi	595,330	62,825 17
Leggett & Platt Inc	577,788	28,652 51
West Point HIS LLC	575,486	28 877 89
The Ritz Theater & Convention	384,836	2,309 02
Outdoor Outlets LLC	358,690	17 999 06
TOTAL	\$8,187,547	\$424,579 01

SOURCE Office of the County Tax Assessor, March 2014

## DEBT INFORMATION

### Legal Debt Limit Statement<sup>4</sup>

(as of March 2014)

	15% Limit	20% Limit
Authorized Debt Limit (Last Completed Assessment for Taxation - \$ )	\$	\$
Present Debt Subject to Debt Limits		
Margin for Further Debt Under Debt Limits	\$	\$

### Statutory Debt Limits

The County is subject to a general statutory debt limitation under which no county in the State may incur general obligation bonded indebtedness in an amount which will exceed fifteen percent (15%) of the assessed value of all taxable property within such county according to the last completed assessment for taxation

In computing general obligation bonded indebtedness for purposes of this fifteen percent (15%) limitation, there may be deducted all bonds or other evidences of indebtedness issued for the construction of hospitals, ports or other capital improvements payable primarily from the net revenues to be generated from such hospital, port or other capital improvements in cases where such revenue is pledged to the retirement of the indebtedness, together with the full faith and credit of such county

However, in no case shall any county contract any indebtedness payable in whole or in part from proceeds of ad valorem taxes when added to all of the outstanding general obligation indebtedness, both bonded and floating, which shall exceed twenty percent (20%) of the assessed value of all taxable property within such county, but bonds issued for school purposes and bonds issued under Sections 57-1-1 through 57-1-51 are specifically excluded from both the fifteen percent (15%) limitation and the twenty percent (20%) limitation (but are subject to statutory limits applicable to bonds of each type, respectively) Bonds issued for washed-out or collapsed bridges apply only against the twenty percent (20%) limitation Industrial development revenue bonds are excluded from all limitations on indebtedness, as are contract obligations subject to annual appropriations

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<sup>4</sup> The Series 2013 Bonds are not included when computing the general obligation bonded indebtedness for purposes of the fifteen or twenty percent limitation pursuant to Section 57-75-37 Mississippi Code of 1972 as amended from time to time

**Outstanding General Obligation Bonded Debt Subject to Debt Limit**

(as of March 2014)

Issue	Date of Issue	Outstanding Principal
General Obligation Public Improvement Bonds	09/01/99	\$ 66,000
General Obligation Note ( Courthouse Roof)	05/06/10	32,000
General Obligation Note (DTL Building)	09/30/11	180,000
General Obligation Note (DTL Building)	01/05/12	56,000
Taxable General Obligation Industrial Development Bond <sup>5</sup>	09/12/13	11 000,000
Total		\$11,334,000

**Outstanding General Obligation Bonded Debt of Supervisor Districts**

(as of March 2014)

Issue	Date of Issue	Outstanding Principal
General Obligation Road & Bridge Bonds, District 5	04/01/00	\$ 60,000
General Obligation Road & Bridge Bonds, District 4	06/01/00	60,000
General Obligation Road & Bridge Bonds, District 3	08/01/00	270,000
General Obligation Road & Bridge Bonds, District 2	02/22/01	270,000
General Obligation Road & Bridge Bonds District 4	10/01/08	370,000
General Obligation Road & Bridge Bonds, District 5	05/25/13	500,000
Total		\$1,560,000

<sup>5</sup> This bond secured by the pledge of the County was purchased by the Mississippi Development Bank from the proceeds of its \$11 000 000 Mississippi Development Bank Taxable Special Obligation Bonds Series 2013 (Clay County Mississippi Taxable General Obligation Industrial Development Bond Project) dated September 12 2013

**Other Debt**

(as of March 2014)

Issue	Date of Issue	Outstanding Principal
CAP Loan	5/1/2007	\$ 65,449 43
CAP Loan	6/1/2007	760,039 52
CAP Loan	9/1/2011	559,960 87
Equipment Note (Fire Truck)	6/30/2010	63,000 00
Capital Leases	Various	163,219 07
Total		\$1,611,668 89

**Annual Debt Service Requirements**

FY Ending September 30	Existing Debt		
	Principal	Interest	Total
2014	108,000 00	7,652 39	109,732 50
2015	75,000 00	6,002 57	77,906 37
2016	59 000 00	1,033 95	31,033 95
2017	14,000 00	464 67	14,464 67
2018	0 00	0 00	0 00
2019	0 00	0 00	0 00
2020	0 00	0 00	0 00
2021	0 00	0 00	0 00
2022	0 00	0 00	0 00
2023	0 00	0 00	0 00
2024	0 00	0 00	0 00
2025	0 00	0 00	0 00
2026	0 00	0 00	0 00
2027	0 00	0 00	0 00
2028	0 00	0 00	0 00
2029	0 00	0 00	0 00
2030	0 00	0 00	0 00
2031	0 00	0 00	0 00
2032	0 00	0 00	0 00
3033	0 00	0 00	0 00
Total	\$256,000 00	\$15,153 58	\$233,137 49

## General Obligation Bonded Debt

Issue	Fiscal Year Ended September 30				
	2013	2012	2011	2010	2009
General Obligation Public Improvement Bonds (09/01/99)		\$99,000	\$132,000	\$165,000	\$198,000
General Obligation Note (Courthouse Roof) (5/6/10)		48,000	64,000	80,000	-0-
General Obligation Note (DTL Building) (9/30/11)		180,000	225,000	-0-	-0-
General Obligation Note (DTL Building) (1/5/12)		70,000	-0-	-0-	-0-
Total		\$397,000	\$421,000	\$245,000	\$198,000

## Debt Ratios

FY Ended September 30	General Obligation Debt	General Obligation Debt to Assessed Value
2013		
2012	397,000	293
2011	421,000	305
2010	245,000	175
2009	198,000	142

## Overlapping/Underlying General Obligation Indebtedness

(as of March 2014)

Municipalities	2010 Population	Current Assessed Valuation	General Obligation Bonded Debt	General Obligation Bonded Debt Per Capita
West Point	8,811	\$81,930,053	\$9,278,000 <sup>6</sup>	\$1,053.00

School Districts	Current Assessed Valuation	Total General Obligation Bonded Debt
Clay County School District	\$9,487,676	\$8,802 <sup>7</sup>

ButlerSnow 20142320v1

<sup>6</sup> As of March 2014

<sup>7</sup> As of the June 30 2012 per the FY 2012 audit

17(a) of the Securities Act of 1933 and Section 10(b) and Rule 10b-5 of the Securities Exchange Act of 1934) prohibit issuers from making untrue statements or material facts or omitting material facts in connection with the offer and sale of securities. The materiality of information is determined by weighing the facts and circumstances in each case. Generally, information is material if there is a substantial likelihood that a reasonable investor would consider it important in making an investment decision.

*West Clark Community Schools* In 2013, for the first time the SEC charged an issuer (West Clark Community Schools in Indiana ("West Clark")) with material misstatements made in an OS regarding continuing disclosure compliance. Simply put, West Clark falsely claimed in an OS that it had complied with its obligations under a prior CDU, in fact, West Clark had never submitted its required disclosures. The SEC's cease and desist order found that the statement in the OS was false and that West Clark knew, or was reckless in not knowing, that the statements were false. It is important to note that West Clark was not charged due to its failure to comply with its prior CDU; rather, the fraud action was based upon the false statement of compliance made in the subsequent OS. The West Clark case illustrates the SEC's view that statements made in offering documents about compliance with the Rule are material to investors.

## The MCDC Initiative

*Participation in MCDC* The MCDC is available to issuers who may have made materially inaccurate statements regarding prior compliance with prior CDUs in a final OS published in the last five years. The MCDC is also available to the underwriters of offerings in which the final OS may have contained materially inaccurate statements regarding the issuer's prior compliance in that timeframe.

To participate in the MCDC, an issuer or underwriter must self-report by accurately completing a questionnaire and submitting it to the SEC *no later than 12:00 a.m. EST on September 10, 2014*. The questionnaire can be accessed on the SEC's website [here](http://www.sec.gov/divisions/enforce/mcdc-initiative/questionnaire.pdf). **Please note that time is of the essence here: the SEC will not accept issuers into the MCDC after the filing deadline.**

The questionnaire requires that the self-reporting entity provide the following information:

- Identification and contact information of the self-reporting entity,
- Information regarding the municipal securities offerings containing the potentially inaccurate statements,
- The identities of the lead underwriter, municipal advisor, bond counsel, underwriter's counsel and disclosure counsel, if any, and the primary contact person at each entity, for each such offering,

- Any facts that the self reporting entity would like to provide to assist SEC the staff in understanding the circumstances that may have led to the potentially inaccurate statement(s) and
- A statement that the self reporting entity intends to consent to the applicable settlement terms under the MCDC

*Staff to Recommend Standardized Settlement Terms* The Division staff will review the MCDC questionnaires and determine whether to recommend enforcement action against the self reporting entity. The Division staff has stated that it will apply a materiality standard to items that are self reported and may determine (based in part on information provided in the questionnaire) that reported failures were not material. If the Division staff finds that enforcement action is warranted, the Division will *recommend* that the SEC accept a settlement on the terms described below. However, the SEC is not required to accept the terms recommended by the Division, the SEC may determine to impose other terms.

- The issuer consents to a cease and desist proceeding for violations of Section 17(a)(2) of the Securities Act of 1933 (essentially a finding of negligent conduct) but the issuer neither admits nor denies the findings of the SEC,
- No civil penalties will be paid by the issuer
- The issuer must agree to take the following actions
  - (1) Establish appropriate policies and procedures and training regarding continuing disclosure obligations within 180 days of the institution of the proceedings,
  - (2) Comply with existing CDUs, including updating past delinquent filings within 180 days of the institution of the proceedings,
  - (3) Cooperate with any subsequent investigation by the Division regarding the false statement(s), including the roles of individuals and/or other parties involved
  - (4) Disclose in a clear and conspicuous fashion the settlement terms in any final OS for an offering by the issuer within five years of the date of institution of the proceedings, and
  - (5) Provide the Commission staff with a compliance certification regarding the applicable undertakings by the issuer on the one year anniversary of the date of institution of the proceedings

*Self Reporting Underwriters* The MCDC includes separate settlement terms for self reporting underwriters which are not discussed in detail here. It is important for issuers to note that the settlement recommended for self reporting underwriters will include the payment of monetary penalties. The amount of the penalty is based on issue size and is capped at \$500,000. No cap on penalties will be available to underwriters who do not take advantage of



the MCDC. As a result, the cap on civil penalties may incentivize underwriters to report all perceived violations or prior CDUs without regard to materiality.

*No Assurances with Respect to Individual Liability* The MCDC covers only eligible issuers and underwriters. The Division may recommend enforcement action against individuals associated with those entities, such as government officials, if they have engaged in violations of the federal securities laws. The Division may seek remedies against individuals beyond those available through the MCDC.

*Failing to Take Advantage of MCDC* For issuers and underwriters that would be eligible for the terms of the MCDC but that do not self-report, the Division offers no assurances that it will recommend the above terms in any subsequent enforcement recommendation. The Division has specifically cautioned entities that enforcement actions outside of the MCDC initiative could result in the Division or the SEC seeking remedies beyond those described in the MCDC. For issuers, the Division has cautioned that it will likely recommend and seek financial sanctions.

## **Actions to Take Now**

Issuers wishing to take advantage of the MCDC will need to determine whether each OS published within the last five years accurately described compliance with prior CDUs. Because each OS required a description of non-compliance over a five-year look-back period, issuers may be required to verify compliance over the last 10 years. *Remember, actual compliance with CDUs is not the basis for enforcement actions. It is the accuracy of the statements regarding past compliance made in the OS that are the basis for fraud actions.* So, if an issuer has failed to comply with its CDUs during the five-year period but has accurately disclosed the failures in each OS published during that time, self-reporting would not be required.

A decision tree illustrating the analytical steps an issuer should take in determining whether participation in MCDC should be considered is attached. Issuers should consult legal counsel in determining whether to participate in MCDC since participation has present and future legal ramifications.

## **Some Considerations in Determining Whether or Not to Participate in MCDC**

While the SEC considers the MCDC remedies to be relatively lenient, the terms may not be as favorable to government entities (which may be required to take public action to implement them) as they would be for private companies. The relative gravity of a cease and desist order pursuant to the MCDC may be difficult to explain to the public, particularly because public finance in general and continuing disclosure in particular are little-understood areas of governmental operations. Accordingly, the decision as to whether or not to participate in MCDC has serious legal and possibly political or public relations ramifications for issuers.

A few of the applicable considerations are discussed below. This is **not** an exhaustive list of the possible considerations.

- The SEC has repeatedly declined to offer any guidance whatsoever as to what compliance failures would be considered "material" and would therefore warrant disclosure in any subsequent OS. As a result, common problems such as filing of information a day or two late, failure to file timely event notices of insurer rating downgrades during the financial crisis or failure to file information under all CUSIP numbers associated with a transaction (or under correct CUSIP numbers) may be considered material by the SEC in hindsight even if an issuer determined that the information was not material at the time of the event and therefore did not provide disclosure.
- The MCDC creates a tension between an issuer and its underwriters. Underwriters may have incentive to report all instances of noncompliance with CDUs whether material or not. Similarly, issuers may choose to self-report all instances of noncompliance no matter how small or immaterial accompanied by an argument that such violations were not material. This has the potential to create a "prisoners dilemma" in which one party reports a violation and the SEC uses that information to begin an enforcement action against the other party. Issuers should contact the underwriter of each bond issue outstanding during the five year period and request notification of any anticipated reporting to the SEC so that the issuer has time to determine whether to make a parallel self report before expiration of the MCDC deadline. An issuer should also notify underwriters of intended filings so the underwriter can also evaluate its MCDC participation with respect to an issue.
- The MCDC may create a tension between an issuer and its officials, employees and advisors. As described above, MCDC participation does not protect individuals associated with bond issues from further enforcement action. If the SEC pursues action against issuer officials as a result of information gleaned from the MCDC questionnaire, representatives of the issuer may be required to cooperate with the SEC in the ensuing investigation. The information in the MCDC questionnaire may also lead to investigations of and enforcement actions against issuer advisors such as financial advisors or lawyers.
- It will be difficult for issuers to determine compliance with its CDUs over a 10 year period (and in some instances, over a five year period). The Municipal Securities Rulemaking Board established the Electronic Municipal Market Access system ("EMMA") in order to centralize continuing disclosure filings effective June 1, 2009. Prior to that time, filings were required to be made with four designated repositories (called "NRMSIRS") which were difficult for the public to access and which lacked an efficient indexing system for correctly filing and retrieving information. Issuers and their agents generally did not have access to the NRMSRS when they were operating, and most of the NRMSIRS no longer maintain records of the filings made prior to June 1, 2009. Absent receipts from the NRMSIRS (or DisclosureUSA, which acted as a filing clearinghouse for a short period prior to June 1, 2009) or other evidence of what information was filed and when, it will be difficult to demonstrate compliance with prior CDUs.

- It is possible that the information in the MCDC questionnaire may be used as an admission to the SEC for purposes of related enforcement actions. Further, the SEC may use the information contained in the MCDC Questionnaire for any uses contained in SEC Form 1662 (available on the SEC website here <https://www.sec.gov/about/forms/sec1662.pdf>). Form 1662 incorporates federal penalties, including fines or imprisonment, for making false statements. In addition, Form 1662 clarifies that the SEC routinely share information with other governmental and law enforcement agencies, including the Justice Department and state attorneys general.
- Issuers who self-report and have their enforcement cases settled by the SEC in accordance with the terms of the MCDC will not have to worry about possible enforcement action related to OS statements made in the five year period. However, the entry of the cease and desist order carries future ramifications for issuers. Should the SEC institute future action against the issuer, the existence of a prior cease and desist order may be considered a negative factor when remedies are recommended by the Division to the SEC. In addition, after implementing the required policies and procedures, any failure to follow them (as judged by the SEC) may also have negative implications.

## Going Forward

Regardless of whether or not an issuer decides to participate in MCDC, each issuer should

- Consider taking steps to correct past filing failures
- Ensure that each future OS accurately describes any instances of non-compliance with past CDUs in the preceding five years
- Consider the adoption or continuing disclosure policies and procedures and the implementation of periodic staff training programs about compliance with the federal securities laws (or modifying existing procedures to address issues that have arisen)

Butler Snow LLP is here to help you with issues related to continuing disclosure, including assistance with annual filings or make-up filings and legal questions related to the MCDC and its potential impact. If you would like more information on the MCDC, please contact me or any of my colleagues in Butler Snow's Public Finance, Tax Incentives and Credit Markets Group.

**Elizabeth Lambert Garner, Esquire**  
**Butler Snow LLP**  
**1020 Highland Colony Parkway, Suite 1400**  
**Ridgeland, MS 39157**  
**601 985-4406**  
**[elizabeth.garner@butlersnow.com](mailto:elizabeth.garner@butlersnow.com)**

669

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING THE PURCHASE CLERK AND THE  
VOLUNTEER FIRE COORDINATOR TO PREPARE SPECS FOR THE PURCHASE  
OF TWO NEW VOLUNTEER FIRE TRUCKS**

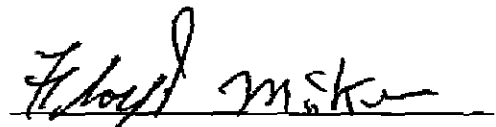
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There came on this day for consideration the matter of authorizing the Purchase Clerk and the Volunteer Fire Coordinator to prepare specs for the purchase of two new volunteer fire trucks

It appears the County has submitted funding applications for Round 10 and Round 11 for the RFTAAP monies to purchase two fire trucks and in order to receive the said funds truck specifications must be approved by this Board, and then submitted to the State Fire Marshall's office for final approval, and then the trucks can be ordered.

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize the Purchase Clerk and Volunteer Fire Coordinator to get truck specifications together for this Board to approve and to get the process started to purchase the Fire Trucks

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

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 second by R B Davis this Board doth vote unanimously to authorize to go into closed session.

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

NO. \_\_\_\_\_

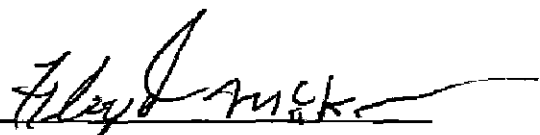
**IN THE MATTER OF GOING FROM CLOSED SESSION INTO EXECUTIVE  
SESSION**

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There came on this day for consideration the matter of going from closed session to executive session as allowed.

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to go from closed session to executive session to discuss a potential litigation matter and potential acquisition of property as allowed under Section of 25-41-7 of the *Mississippi Code*

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

671

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 Shelton Deanes and second by R B Davis this Board doth vote  
unanimously to come out of executive session

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING TO ADVERTISE FOR A PUBLIC HEARING IF  
NEEDED**

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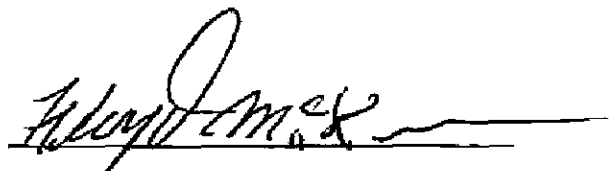
There came on this day for consideration the matter of authorizing to advertise for a public hearing if needed

It appears to this Board at the March 6, 2014 meeting this Board voted to expand the North West Point Precinct Line to incorporate the voters of the Vinton Precinct which live inside the City Limits, and,

It appears to this Board the question remains of is a public hearing required in order to make the said change and pending this question is answered by the Secretary of State's office the Circuit Clerk has requested authority to proceed in advertising to have a public hearing in the event one is required.

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize the Chancer Clerk to set a date for a public hearing and advertise for the said hearing if the Secretary of State's office confirms one is required in the moving of a precinct line

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

**PUBLIC HEARING NOTICE FOR EXPANDING THE NORTH WEST  
POINT PRECINCT LINE TO INCOPORATE THE VOTERS OF THE  
VINTON PRECINCT WHICH LIVE INSIDE THE CITY LIMITS**

---

Notice is hereby given that the Clay County Board of Supervisors will hold a public hearing, Tuesday, September 9, 2014 at 10 00 a.m in the courtroom of the Clay County Courthouse. The purpose of the Public Hearing is to receive comments regarding a proposed precinct line change by "EXPANDING THE NORTH WEST POINT PRECINCT LINE TO INCORPORATE THE VOTERS OF THE VINTON PRECINCT WHICH LIVE INSIDE THE CITY LIMITS". This Public Hearing is being held for the specific purpose of informing the public of the proposed expansion of the North West Point Precinct Line and to offer an opportunity for the public to express any comments or concerns.

The proposed expansion of the North West Point Precinct Line may be viewed at the Clay County Courthouse, Circuit Clerk's office, from 8 00 to 5 00 p.m (Monday through Friday) or for questions call (662) 494-3384. Written comments can be mailed to the Clay County Board of Supervisors, Attention Amy G Berry, Clerk, P O Box 815, West Point, MS 39773. Written comments received by the Supervisors prior to the Public Hearing will be acknowledged and shall become a part of the public record. All comments shall be available for public inspection.



NO \_\_\_\_\_

**IN THE MATTER OF APPROVING TO EXPAND THE NORTH WEST POINT  
PRECINCT LINE TO INCORPORATE THE VOTERS OF THE VINTON PRECINCT WHICH  
LIVE INSIDE THE CITY LIMITS**

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There came on this day for consideration the matter of approving to expand the North West Point Precinct line to incorporate the voters of the Vinton Precinct which live inside the City limits of West Point

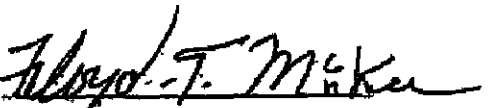
It appears to this Board, comes now, Robert Harrell, Jr, Circuit Clerk requesting for this Board to consider conforming the voting precinct line for the North West Point Voting Precinct and Vinton Voting Precinct with the City of West Point boundary line and,

It appears to this Board that currently there are seventeen registered voters which live inside the City limits of West Point but are currently voting at the Vinton Voting Precinct which is located outside of the City limits, and,

It appears to this Board Mr Harrell is requesting to expand the North West Point Voting Precinct line to incorporate the voters of the Vinton Voting Precinct that live inside the City of West Point limits in so doing would prevent the Vinton Voting Precinct from being split.

After motion by Lynn Horton and second by Shelton Deanes this Board doth vote unanimously to authorize to expand the North West Point Voting Precinct line to incorporate the voters of the Vinton Voting Precinct which live inside the City of West Point city limits, and further, approves any action needed to implement the said process.

SO ORDERED this the 6<sup>th</sup> day of March, 2014

  
President

324-7860 ext 1145

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CHAD 5th

County: Clay

### Precinct Split Statistics

Date: 03/04/2019

Report No: DP 008

Precinct: V - Vinton						District Types: Municipality City Ward School Board Supervisor		
Precinct	Split	MUN	WARD	SCRB	SUPR	Active Voters	Inactive Voters	Total Count
V - Vinton								
	1			6	1	652	12	664
	2	WP	W 1		1	17	1	18
Sub Total						669	13	682
Total Voters						669	13	682

677

Voter ID	Name	Address	Precinct	Split
5803712	WOOD ALLEN MACLAIN	1001 BRITT LN WEST POINT MS 39773	V	2
5816193	WOOD BETTY H	1001 BRITT LN WEST POINT MS 39773	V	2
5807919	WOOD DAVID MACLAIN	1001 BRITT LN WEST POINT MS 39773	V	2
5812734	MCVAY JESSICA L	1003 BRITT LN WEST POINT MS 39773	V	2
5818721	MCVAY JORDAN MILES	1003 BRITT LN WEST POINT MS 39773	V	2
5812291	BEAL DOROTHY RENA	1004 BRITT LN WEST POINT MS 39773	V	2
5818415	BEAL ELVA H	1004 BRITT LN WEST POINT MS 39773	V	2
5806032	MAY BETTY F	1005 BRITT LN WEST POINT MS 39773	V	2
5460027	MAY DAVID E	1005 BRITT LN WEST POINT MS 39773	V	2
5806033	MAY HARLEY EUGENE	1005 BRITT LN WEST POINT MS 39773	V	2
5804346	SHURDEN CARL PRESTON	1006 BRITT LN WEST POINT MS 39773	V	2
5803963	SHURDEN SARAH F	1006 BRITT LN WEST POINT MS 39773	V	2
5810787	DOBITT BRIAN LANE	1008 BRITT LN WEST POINT MS 39773	V	2
5812646	PARKER GEORGE L	1008 BRITT LN WEST POINT MS 39773	V	2
<b>Total Voters 14</b>				

County	Clay	Address Rule Voter Details	Date	03/04/2014
Address Range 1802 2394 Even ESHMAN WEST POINT MS 39773				

Voter ID	Name	Address	Precinct	Split
5817076	WELLS JAMES DONALD	1804 N ESHMAN AVE WEST POINT MS 39773	V	2
5803295	WELLS SHEILA ANN YATES	1804 N ESHMAN AVE WEST POINT MS 39773	V	2
5804911	BAILEY GEORGE FOX	1842 N ESHMAN AVE WEST POINT MS 39773	V	2
5804910	BAILEY SANDRA G	1842 N ESHMAN AVE WEST POINT MS 39773	V	2
5806983	SMITH JEAN HUNT	2114 N ESHMAN AVE WEST POINT MS 39773	V	2
6982	SMITH ROBERT ALVIN	2114 N ESHMAN AVE WEST POINT MS 39773	V	2
5911	CARADINE MARY RUTH	2394 N ESHMAN AVE WEST POINT MS 39773	V	2
Total Voters 7				

680

County: Clay			Address Library Report										Date: 03/04/2014		
													Report No: AL 001		
House Number	Type	Street	Unit	City	Zip	Precinct	Split	SEN	REP	ICJ	SUPR	CON	EC	CITY	SCHOOL
1001 1008	All	BRITT LN		WEST POINT	39773	V	2	SS16	SH36	01	1	01	1	W 1	
1802 2394	Evon	N BISHMAN AVE		WEST POINT	39773	V	2	SS16	SH36	01	1	01	1	W 1	

NO \_\_\_\_\_


**IN THE MATTER OF AUTHORIZING THE PRESIDENT TO SIGN THE PURCHASE  
OPTION AGREEMENT ON THE CARADING AND SMITH PROPERTY FOR THE  
PUBLIC ACCESS ROAD PROJECT**

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There came in this day for consideration the matter of authorizing the President to sign the purchase option agreement on the Caradine and Smith property for the Public Access Road Project.

After motion by Shelton Deanes and second by R. B Davis this Board doth vote unanimously to authorize and approve the purchase option agreement on the Caradine and Smith property for the public access road project.

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

## OPTION TO PURCHASE

FOR AND IN CONSIDERATION of the mutual benefits to all parties, the undersigned Robert A Smith and Jean H Smith (hereinafter called "Sellers") offer and agree to sell and convey to Clay County, Mississippi, acting by and through the Clay County Board of Supervisors (hereinafter called "Buyer") and hereby grant to the said Buyer the exclusive and irrevocable option and right to purchase, under the conditions hereinafter provided, the following described property located in Clay County, Mississippi, to-wit

### Parcel 1

Commencing at a found cotton spindle at the SW corner of Section 36, T-16-S, R-6-E, Clay County, MS, thence S89°59'21"E, a distance of 29 82 feet, thence S00°45'25"W, a distance of 29 65 feet, thence S00°24'33"E, a distance of 67 02 feet, thence S00°32'25"E, a distance of 194 29 feet to the point of beginning, from said point of beginning, thence S55°15'29"E, a distance of 189 40 feet, thence N89°20'53"E, a distance of 34 41 feet, thence along a curve having a radius of 641 20 feet, arc length of 481 88 feet, delta angle of 43°03'33" left, a chord bearing of N67°49'07"E, and a chord length of 470 62 feet, thence S89°59'07"E, a distance of 198 12 feet, thence along a curve having a radius of 791 20 feet, arc length of 738 57 feet, delta angle of 53°29'04" right, a chord bearing of S62°36'21"W, and a chord length of 712 04 feet, thence S89°20'53"W, a distance of 34 65 feet, thence S54°01'01"W, a distance of 189 84 feet, thence N00°32'25"W, a distance of 369 49 feet to the point of beginning located in the NW 1/4 of the NW 1/4, Section 1, T-17-S, R-6-E, Clay County, MS and containing 3 148 acres, more or less

### Parcel 2

Commencing at a found cotton spindle at the SW corner of Section 36, T-16-S, R-6-E, Clay County, MS, thence S89°59'21"E, a distance of 29 82 feet, thence S00°45'25"W, a distance of 29 65 feet, thence S00°24'33"E, a distance of 67 02 feet, thence S00°32'25"E, a distance of 124 00 feet to the point of beginning, from said point of beginning, thence S89°59'07"E, a distance of 626 49 feet, thence along a curve having a radius of 641 20 feet, arc length of 481 88 feet, delta angle of 43°03'33" right, a chord bearing of S67°49'07"W, and a chord length of 470 62 feet, thence S89°20'53"W, a distance of 34 41 feet, thence N55°15'29"W, a distance of 189 40 feet, thence N00°32'25"W, a distance of 70 29 feet to the point of beginning located in the NW 1/4 of the NW 1/4, Section 1, T-17-S, R-6-E, Clay County, MS and containing 1 799 acres, more or less

1 Except as provided, herein, the title to said property is to be conveyed free and clear



of all liens and encumbrances

2 The total purchase price for said property is the sum of FORTY TWO THOUSAND FIFTY DOLLARS (\$42,050 00) and shall be paid in full by Buyer at closing

3 The Sellers agree to convey said property to the Buyer by general warranty deed, conveying to the Buyers a valid, unencumbered, fee simple title to said property

4 This Option shall remain irrevocable until midnight on October 1, 2014

5 During the term of this option Buyer may have title to such property examined at its expense Should such title examination reveal title defects which render title to such property unmarketable, this option shall be extended for a time sufficient to cure any such title defects, but not to exceed one hundred eighty (180) days Should the title examination reveal any such title defects, Sellers shall exercise due diligence to have such defects cured as promptly as possible

6 Should Buyers fail to exercise this option for any reason other than title defects, this option shall terminate at the expiration hereof

7 Should Buyers elect to exercise this option, written notice of the same shall be hand delivered or mailed to Sellers at their address of 2114 NO ESKWAK, West Point, Mississippi This option shall be deemed exercised at the time such written notice is hand delivered to an officer of Seller at such address or placed in the U S mail, postage prepaid

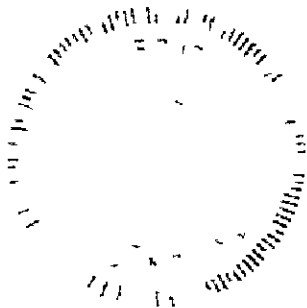
8 Upon exercise of this option, Sellers and Buyer shall agree upon a closing date which shall not be more than ten (10) days after the exercise of this option

9 Buyer shall pay other closing costs

10 Sellers agree that the purchase price for the property described herein constitutes just compensation to the Sellers for such property as well as all damages to the remaining property of Sellers It is agreed that the Sellers currently lease all or part of the subject property to Roger Rhea

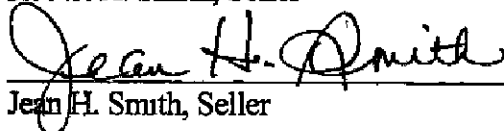
and Lisa Rhea who have planted soybeans on subject property at the present time In the event the Buyer takes possession of subject property prior to the harvest of such soybeans and damage is done to all or part of such soybeans as a result thereof, Buyer shall compensate Roger and Lisa Rhea for the harvest value of any such soybeans so damaged

IN WITNESS WHEREOF, this agreement is executed in duplicate counterparts, each to be considered an original, on this the 28<sup>th</sup> day of August, 2014





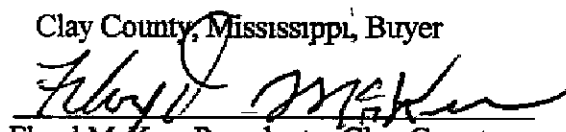
Robert A. Smith, Seller



Jean H. Smith, Seller

Clay County, Mississippi, Buyer

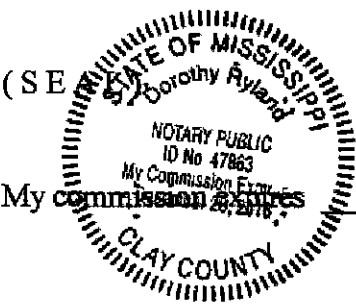
By

  
Floyd McKee, President - Clay County  
Board of Supervisors

STATE OF MISSISSIPPI  
COUNTY OF CLAY

Personally appeared before me on this the 27 day of August, 2014, the undersigned authority of law in and for said County and State, the within named Robert A. Smith and Jean H Smith, who acknowledged that they executed the above and foregoing Option to Purchase on the day and year therein stated

Given under my hand and seal of office, on this the 27 day of August, 2014



Dorothy Ryland  
Notary Public

STATE OF MISSISSIPPI  
COUNTY OF CLAY

Personally appeared before me on this the 28<sup>th</sup> day of August, 2014, the undersigned authority of law in and for said County and State, the within named Floyd McKee in his capacity as President of the Board of Supervisors of Clay County, Mississippi, who acknowledged that he executed the above and foregoing *Option to Purchase* on the day and year therein stated for, on behalf of, and as the act of Clay County, Mississippi, after being duly authorized so to do

Given under my hand and seal of office, on this the 28<sup>th</sup> day of August, 2014



[Signature]  
Notary Public

Notary Public & Ex Officio Notary Public  
My Commission Expires Jan 4 2016

NO \_\_\_\_\_

**IN THE MATTER OF OPENING AND TAKING BIDS UNDER ADVISEMENT FOR  
THE AIRPORT ROAD PROJECT**

---


There came on this day for consideration the matter of opening and taking bids under advisement for the Airport Road Project

It appears to this Board bids were advised to be opened for the Asphalt widening and overlay project on Airport Road for 244 miles and,

It appears to this Board as attached hereto as Exhibit A is the bid tabulation sheet of bids submitted for the project

After motion by Luke Lummaus and second by R B Davis this Board doth vote unanimously to take the said bids under advisement for further review by the County Engineer and MS Department of State Aid

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
President

BID SHEET

.244<sup>miles</sup> →

CLAY COUNTY BOARD OF SUPERVISORS  
ASPHALT WIDENING AND OVERLAY ON AIRPORT ROAD

THURSDAY, AUGUST 28, 2014 AT 10 00 A.M

APL-0013(46)B

CSE#212115

CONTRACTOR

BASE BID

APAC-Mississippi, Inc  
License No 00095-MC

\$ 184,821.00

Falcon Contracting Company, Inc  
License No 05973-MC

\$ 167,277.00

M-2

S-3

Estimated  
Budget with  
State Aid on  
the Project

155,935.50

To take  
under Advertisement  
Pending Review  
By State Aid

NO \_\_\_\_\_


**IN THE MATTER OF AUTHORIZING TO ADVERTISE FOR THE 2014-2015 BUDGET  
HEARING**

---

There came on this day for consideration the matter of advertising for the 2014-2015 Budget Hearing

After motion by Luke Lummus and second by R B Davis this Board doth vote unanimously to advertise in the Daily Times Leader for the 2014-2015 Budget Hearing on Monday, September 15, 2014 at 9 00 a m

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
President

NO \_\_\_\_\_

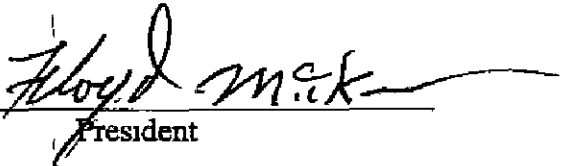
**IN THE MATTER AUTHORIZING PAYMENT FOR THE UNEMPLOYMENT  
CLAIM TO MS DEPARTMENT OF EMPLOYMENT SECURITY**

---

There came on this day for consideration the matter of authorizing payment for the Unemployment claim to MS Department of Employment Security

After motion by R B Davis and second by Shelton Deanes this Board doth vote unanimously to approve to pay the invoice as attached hereto as Exhibit A in the amount of \$894 41 to the MS Employment Security and for the said funds to be expensed to the appropriate department and transferred fund #107, Emergency Employment Security Fund for the said invoice to be paid

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

EXR-5R

Mississippi Department of Employment Security | M | D | E | S |  
REIMBURSABLE BILLING STATEMENT



Date Mailed 07/18/2014

EMPLOYER INFORMATION

Employer Name CLAY COUNTY OFFICE OF BOARD OF SUPERVISORS

MDES Employer Account Number 92 00091-0 00

BENEFIT CHARGES for SECOND QUARTER of 2014

The following benefit payments are charged to you for the Second Quarter of 2014 under your election to reimburse the fund for benefits paid. This amount is to be paid by 09/02/2014. Interest on past due balances will accrue at the rate of one percent per month beginning forty six (46) days after the date mailed.

Employer Name CLAY COUNTY OFFICE OF BOARD OF SUPERVISORS			MDES Employer Account Number 92-00091-0-0		
Name	SSN	Claim End Date	Amount Charged (\$)	Prior Quarter Adjustment (\$)	Program/Entitlement
REBECCA MILLER	426-13-4046	11/01/2004	0 00	11 25	REG
EVELYN F WILLIAMS	428 11 9247	06/15/2014	330 66	0 00	REG
JOE W SMITH	428 27 3878	01/04/2015	575 00	0 00	REG
TOTAL			905 66	-11 25	
			NET CHARGES		\$894 41

To pay this debt online  
Visit [WWW.MDES.MS.GOV](http://WWW.MDES.MS.GOV)  
Select Employers  
Select Online Services for Employers  
Select Unemployment Tax Services  
Login  
Select Online Payment

Payment Voucher

RETURN VOUCHER WITH REMITTANCE

REMIT TO MDES  
P O Box 22781  
Jackson MS 39225 2781

TOTAL PAYMENT DUE FOR

QTR. ENDING 06/30/2014 AS OF 07/18/2014 \$894 41

FEIN # 646000252

Employer Name CLAY COUNTY OFFICE OF BOARD OF SUPERVISORS

92 00091 0 00 000 214 7

MDES Employer Account Number Tax Rate QTR/YR Check Date

I certify that no part of the tax was or is to be deducted from the worker's wages.

Telephone Number

Signature of individual making return or responsible thereof

Title

Date

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CLAY COUNTY  
CASH DISBURSEMENTS REPORT  
FOR THE PERIOD AUGUST 01 2014 TO AUGUST 09 2014

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BANK CB4 \$11M INDUSTRIAL DEV BOND MONEY

- CHECK -		INVOICE		ACCOUNT		CHECK
NUMBER	DATE	VENDOR NAME	NUMBER	LINE #	NUMBER DESCRIPTION	AMOUNT
103	8/08/2014	CITY OF WEST POINT	08/2014A	01	080 676 705 DUE TO CITY OF WEST	194945 73
** CHECK TOTAL FOR BANK \$11M INDUSTRIAL DEV BOND MONEY						194945 73

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CLAY COUNTY  
CASH DISBURSEMENTS REPORT  
FOR THE PERIOD AUGUST 01 2014 TO AUGUST 09 2014

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BANK: REN RENASANT BANK- GENERAL COUNTY

CHECK NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
63504	8/01/2014	MS LAW ENFORCEMENT ACCR COM	08/2014	01	001 200-581	LAW ENFORCEMENT TRNG	300 00	300 00
63505	8/04/2014	HEATHER COLE	08/2014	01	097 230-476	MEALS & LODGING	97 48	
			08/2014	02	097 230 477	PRIVATE VEHICLE TRAV	132 44	
								229 92
63506	8/06/2014	SALT LAKE MARRIOTT DOWNTOWN	08/2014SD	01	001-100-476	MEALS AND LODGING	1003 21	1003 21
63507	8/06/2014	SALT LAKE MARRIOTT DOWNTOWN	08/2014RB	01	001-100-476	MEALS AND LODGING	1003 21	1003 21
63508	8/06/2014	SALT LAKE MARRIOTT DOWNTOWN	08/2014AC	01	001-220-476	MEALS & LODGING	1003 21	1003 21
63509	8/06/2014	SALT LAKE MARRIOTT DOWNTOWN	08/2014PG	01	001-220 476	MEALS & LODGING	1003 21	1003 21
63510	8/06/2014	SALT LAKE MARRIOTT DOWNTOWN	08/2014ES	01	001-200 476	MEALS & LODGING	1003 21	1003 21
** CHECK TOTAL FOR BANK: RENASANT BANK- GENERAL COUNTY								5545 97

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CHECK NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT DESCRIPTION	AMOUNT	CHECK AMOUNT
1124	8/04/2014	PORSHA JOHNSON LEE	08/2014	01	687 000 111 DUE TO NEW YORK LIFE	30 05	30 05
1125	8/06/2014	JAMES LANG	08/2014	01	687 000-111 DUE TO NEW YORK LIFE	6 76	6 76
** CHECK TOTAL FOR BANK RENASANT BANK INSURANCE ACCT							36 81
** TOTAL DISBURSEMENTS **							200528 51

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CLAY COUNTY  
CASH DISBURSEMENTS REPORT  
FOR THE PERIOD AUGUST 11, 2014 TO AUGUST 31 2014

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BANK: WEN RENASANT BANK GENERAL COUNTY

CHECK		INVOICE		ACCOUNT		AMOUNT	CHECK AMOUNT
NUMBER	DATE	VENDOR NAME	NUMBER	LINE #	NUMBER DESCRIPTION		
63712	8/13/2014	HOLIDAY INN EXPRESS HOTEL	08/2014	01	001 105 476 MEALS & LODGING	324 00	324 00
63713	8/13/2014	SILOAM WATER DISTRICT	08/2014	01	001 151-510 UTILITIES	2 80	
			08/2014B	01	001-151-510 UTILITIES	2 80	
			08/2014C	01	001 151-510 UTILITIES	2 80	
			08/2014E	01	153-303-510 UTILITIES	2 80	
			08/2014D	01	164-304 510 UTILITIES	2 80	
			08/2014A	01	400 340 510 UTILITIES	2 80	16 80
63714	8/14/2014	CINDY TIDWELL	08/2014	01	112-164-556 OTHER PROFESSIONAL F	1250 00	1250 00
63715	8/15/2014	PAYROLL CLEARING ACCOUNT	201408150002	01	001-000-110 PERSONNEL MAN/SYSTEM	873 36	
			201408150002	02	001-000 110 ASST PERSONNEL MNGR	104 17	
			201408150002	03	001-000-110 STATE RET MATCHING	153 96	
			201408150002	04	001-000 110 SOC SEC MATCHING	72 71	
			201408150003	01	001-000-110 OFFICE CLERICAL	791 91	
			201408150003	02	001 000-110 STATE RET MATCHING	124 73	
			201408150003	03	001 000 110 SOC SEC MATCHING	59 36	
			201408150004	01	001 000-110 DEPUTIES	1906 67	
			201408150004	02	001-000-110 OFFICE CLERICAL	243 00	
			201408150004	03	001-000 110 STATE RET MATCHING	338 57	
			201408150004	04	001 000-110 SOC SEC MATCHING	152 89	
			201408150005	01	001-000-110 DEPUTIES	2827 08	
			201408150005	02	001-000-110 STATE RET MATCHING	445 26	
			201408150005	03	001-000-110 SOC SEC MATCHING	204 92	
			201408150006	01	001 000-110 PURCHASE CLERK SALAR	587 99	
			201408150006	02	001 000-110 ASST PURCHASE CLERK	208 34	
			201408150006	03	001 000-110 STATE RET MATCHING	125 42	
			201408150006	04	001 000 110 SOC SEC MATCHING	36 87	
			201408150007	01	001-000 110 RECEIVING CLERK	485 42	
			201408150007	02	001-000-110 STATE RET MATCHING	76 45	
			201408150007	03	001 000 110 SOC SEC MATCHING	37 13	
			201408150008	01	001-000-110 MAINTENANCE SALARY	2562 40	
			201408150008	02	001-000 110 PART TIME HELP	363 37	
			201408150008	03	001-000-110 MAINTENANCE OVERTIME	575 15	
			201408150008	04	001-000 110 STATE RET MATCHING	494 16	
			201408150009	05	001-000 110 SOC SEC MATCHING	264 93	
			201408150009	01	001-000 110 INFORMATION TECHNOLO	436 68	
			201408150009	02	001 000 110 STATE RET MATCHING	68 78	
			201408150009	03	001-000 110 SOC SEC MATCHING	32 38	
			201408150010	01	001-000 110 CLERICAL	781 80	
			201408150010	02	001-000-110 STATE RET MATCHING	123 13	
			201408150010	03	001-000-110 FICA/MEDI MATCH	59 81	
			201408150011	01	001-000 110 DEPUTIES	3003 58	
			201408150011	02	001-000-110 STATE RET MATCHING	473 06	
			201408150011	03	001 000-110 SOC SEC MATCHING	212 80	

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CLAY COUNTY  
CASH DISBURSEMENTS REPORT  
FOR THE PERIOD AUGUST 11, 2014 TO AUGUST 31 2014

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BANK: REN RENASANT BANK- GENERAL COUNTY

CHECK NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
			201408150012	01	001 000 110	OFFICE/CLERICAL	382 50	
			201408150012	02	001-000 110	SOC SEC MATCHING	29 27	
			201408150013	01	001 000 110	DEPUTIES	13575 60	
			201408150013	02	001 000 110	OFFICE/CLERICAL	6300 35	
			201408150013	03	001-000 110	DEPUTIES OVERTIME	1307 61	
			201408150013	04	001 000 110	OFFICE CLERICAL OVER	56 49	
			201408150013	05	001 000-110	MECHANIC SALARY	952 38	
			201408150013	06	001 000 110	STATE RET MATCHING	3357 13	
			201408150013	07	001 000 110	SOC SEC MATCHING	1631 56	
			201408150014	01	001-000 110	MTC TRANSPORT OFFICE	733 52	
			201408150014	02	001 000-110	STATE RET MATCHING	115 53	
			201408150014	03	001 000 110	SOC SEC MATCHING	49 27	
			201408150015	01	001 000-110	JAIL ADMINISTRATOR	1625 00	
			201408150015	02	001 000-110	JAIL RECORDS CLERK	1224 10	
			201408150015	03	001 000 110	JAILORS SALARIES	9450 32	
			201408150015	04	001-000 110	KITCHEN MANAGER	1344 00	
			201408150015	05	001-000 110	JAILORS OVERTIME	1321 67	
			201408150015	06	001-000-110	STATE RET MATCHING	2357 01	
			201408150015	07	001-000-110	SOC SEC MATCHING	1066 15	
			201408150016	01	097-000-110	911 DIRECTOR SALARY	971 63	
			201408150016	02	097 000-110	DISPATCHERS	7040 56	
			201408150016	03	097-000-110	DISPATCHER O/T	111 15	
			201408150016	04	097-000-110	STATE RET MATCHING	1167 46	
			201408150016	05	097 000-110	SOC SEC MATCHING	588 23	
			201408150017	01	151-000-110	ROAD LABORERS- HOURL	4468 80	
			201408150017	02	151-000-110	STATE RET MATCHING	703 84	
			201408150017	03	151 000-110	SOC SEC MATCHING	310 24	
			201408150018	01	152 000-110	ROAD LABORERS- HOURL	3158 40	
			201408150018	02	152-000-110	STATE RET MATCHING	497 45	
			201408150018	03	152 000-110	SOC SEC MATCHING	240 05	
			201408150019	01	153 000 110	ROAD LABORERS- HOURL	3212 40	
			201408150019	02	153 000-110	STATE RET MATCHING	435 46	
			201408150019	03	153 000-110	SOC SEC MATCHING	242 21	
			201408150020	01	154 000-110	ROAD LABORERS- HOURL	2071 20	
			201408150020	02	154 000-110	STATE RET MATCHING	303 54	
			201408150020	03	154 000-110	SOC SEC MATCHING	143 27	
			201408150021	01	155 000-110	ROAD LABORERS HOU	3728 00	
			201408150021	02	155 000 110	STATE RET MATCHING	587 17	
			201408150021	03	155 000-110	SOC SEC MATCHING	265 82	
			201408150022	01	400 000-110	SANITATION SALARY	3553 84	
			201408150022	02	400 000-110	STATE RET MATCHING	356 62	
			201408150022	03	400-000-110	SOC SEC MATCHING	462 52	
								100807 56
63716	8/18/2014	MS DEVELOPMENT AUTHORITY	08/2014HEN	01	138 000-800	PRIN RETIREMENT CAP	1973 58	
			08/2014HEN	02	138 800-802	INTEREST EXPENSE	1327 35	
								3300 93
63717	8/18/2014	SYNERGETICS DCS INC	08/2014	01	001-160-919	OFF FURN & EQUIP < \$	156 96	
								156 96

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CLAY COUNTY  
CASH DISBURSEMENTS REPORT  
FOR THE PERIOD AUGUST 11 2014 TO AUGUST 31 2014

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BANK REN RENASANT BANK GENERAL COUNTY			INVOICE		ACCOUNT		AMOUNT	CHECK AMOUNT
CHECK NUMBER	DATE	VENDOR NAME	NUMBER	LINE #	NUMBER	DESCRIPTION		
63718	8/20/2014	CITY WATER & LIGHT DEPT	08/2014CH	01	001-151-511	COURTHOUSE UTILITIES	320 54	
			08/2014OC	01	001-151-513	OFFICE COMPLEX BUILD	10747 43	
			08/2014DHS	01	001-151-515	DHS BUILDING UTILITI	1805 99	
			08/2014PRA	01	001-151-517	PRATHER BUILDING- UT	245 32	
			08/2014911	01	001 151-519	E911 BUILDING UTILIT	838 91	
			08/2014DTL	01	001 151-520	DTL UTILITIES	280 17	
								14238 36
63719	8/28/2014	PAYROLL CLEARING ACCOUNT	08/2014	01	001-262-470	RET W/HELD & MATCHED	682 80	
								682 80
63720	8/28/2014	SHERMAN IVY	08/2014A	01	001-262 461	CONSTABLE FEES	2189 64	
								2189 64
63721	8/28/2014	LEWIS STAFFORD	08/2014A	01	001-262 461	CONSTABLE FEES	2627 56	
								2627 56
63722	8/28/2014	LESLIE RUSSELL CUDE	08/2014	01	001-101-477	PRIVATE VEHICLE TRAV	157 92	
								157 92
63723	8/28/2014	MS DEVELOPMENT AUTHORITY	08/2014GRAH	01	138-800 800	PRIN RETIREMENT CAP	3775 58	
			08/2014GRAH	02	138-800-802	INTEREST EXPENSE	1770 40	
								5545 98
63724	8/28/2014	CITY WATER & LIGHT DEPT	09/2014ELLIS	01	001 151-512	ELLIS CLINIC UTILITI	729 98	
			09/2014EXT	01	001-151-513	OFFICE COMPLEX BUILD	780 97	
			09/2014FOR	01	001-151-513	OFFICE COMPLEX BUILD	440 44	
			09/2014SHER	01	001 151-514	SHERIFF'S DEPT UTILI	990 91	
								2942 30
63725	8/28/2014	PAYROLL CLEARING ACCOUNT	201408310002	01	001 000 110	SUPERVISORS SALARIES	16833 35	
			201408310002	02	001 000-110	PERSONNEL MAN/SYSTEM	873 36	
			201408310002	03	001 000 110	ATTORNEYS	3366 67	
			201408310002	04	001 000-110	ASST PERSONNEL MNGR	104 17	
			201408310002	05	001 000-110	STATE RET MATCHING	3335 46	
			201408310002	06	001 000 110	SOC SEC MATCHING	1579 57	
			201408310002	07	001 000 110	GROUP INS MATCHING	3534 00	
			201408310003	01	001 000-110	OFFICE CLERICAL	805 00	
			201408310003	02	001-000 110	COMPTROLLER	3664 55	
			201408310003	03	001 000-110	ATTENDING BRD MEETIN	400 00	
			201408310003	04	001 000-110	COUNTY AUDITOR	441 67	
			201408310003	05	001 000-110	COUNTY TREASURER	208 33	
			201408310003	06	001-000-110	PUBLIC SVC NOT PROV	416 67	
			201408310003	07	001-000-110	STATE RET MATCHING	934 96	
			201408310003	08	001 000-110	SOC SEC MATCHING	439 69	
			201408310003	09	001 000-110	GROUP INS MATCHING	2347 55	
			201408310004	01	001-000 110	DEPUTIES	1906 67	
			201408310004	02	001-000-110	OFFICE CLERICAL	369 00	
			201408310004	03	001-000-110	PUBLIC SVCS NOT PROV	416 66	
			201408310004	04	001-000-110	COUNTY REGISTRAR	1341 67	
			201408310004	05	001-000-110	STATE FAILURES	33 33	

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CLAY COUNTY  
CASH DISBURSEMENTS REPORT  
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BANK	REN	RENASANT BANK	GENERAL COUNTY	CHECK	NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	NUMBER	ACCOUNT DESCRIPTION	AMOUNT	CHECK AMOUNT
								201408310004	06	001 000 110	ELECTION FEES	208 34	
								201408310004	07	001 000 110	STATE RET MATCHING	673 42	
								201408310004	08	001 000 110	SOC SEC MATCHING	315 53	
								201408310004	09	001 000 110	GROUP INS MATCHING	607 56	
								201408310005	01	001 000 110	TAX ASSESSOR SALARY	4791 67	
								201408310005	02	001 000 110	DEPUTIES	2827 08	
								201408310005	03	001 000 110	PART TIME HELP	296 00	
								201408310005	04	001 000 110	STATE RET MATCHING	1199 95	
								201408310005	05	001 000 110	SOC SEC MATCHING	594 12	
								201408310005	06	001 000 110	GROUP INS MATCHING	2347 56	
								201408310006	01	001 000 110	PURCHASE CLERK SALAR	525 29	
								201408310006	02	001 000 110	ASST PURCHASE CLERK	208 34	
								201408310006	03	001-000 110	STATE RET MATCHING	115 54	
								201408310006	04	001 000 110	SOC SEC MATCHING	32 07	
								201408310006	05	001 000 110	GROUP INS MATCHING	1172 48	
								201408310007	01	001 000 110	INVENTORY CLERK	2032 47	
								201408310007	02	001 000 110	STATE RET MATCHING	320 11	
								201408310007	03	001 000 110	SOC SEC MATCHING	150 25	
								201408310008	01	001-000 110	RECEIVING CLERK	485 42	
								201408310008	02	001 000 110	STATE RET MATCHING	76 45	
								201408310008	03	001 000 110	SOC SEC MATCHING	37 13	
								201408310008	04	001 000 110	GROUP INS MATCHING	7 71	
								201408310009	01	001 000-110	MAINTENANCE SALARY	2852 16	
								201408310009	02	001 000 110	PART TIME HELP	369 75	
								201408310009	03	001 000 110	MAINTENANCE OVERTIME	673 54	
								201408310009	04	001 000 110	STATE RET MATCHING	555 29	
								201408310009	05	001 000 110	SOC SEC MATCHING	295 10	
								201408310009	06	001 000 110	GROUP INS MATCHING	595 60	
								201408310010	01	001 000 110	INFORMATION TECHNOLO	436 68	
								201408310010	02	001 000 110	STATE RET MATCHING	68 78	
								201408310010	03	001 000 110	SOC SEC MATCHING	32 38	
								201408310011	01	001 000 110	OFFICE/CLERICAL	647 77	
								201408310011	02	001 000 110	SOC SEC MATCHING	49 55	
								201408310012	01	001 000 110	ATTENDING COURT	6469 00	
								201408310012	02	001 000 110	STATE RET MATCHING	1018 87	
								201408310012	03	001 000 110	SOC SEC MATCHING	494 88	
								201408310013	01	001 000 110	JUDGE/REFEREE	793 29	
								201408310013	02	001 000 110	STATE RET MATCHING	124 94	
								201408310013	03	001 000 110	SOC SEC MATCHING	60 69	
								201408310013	04	001 000 110	GROUP INS MATCHING	423 95	
								201408310014	01	001 000 110	COURT ADMINISTRATOR	4041 66	
								201408310014	02	001 000 110	CLERICAL	781 80	
								201408310014	03	001 000 110	STATE RET MATCHING	759 69	
								201408310014	04	001 000 110	FICA/MEDI MATCH	359 22	
								201408310014	05	001 000 110	GROUP INS MATCHING	1213 50	
								201408310015	01	001 000 110	PROSECUTING ATTORNEY	500 00	
								201408310015	02	001-000 110	LUNACY JUDGE	286 15	
								201408310015	03	001 000 110	RETIREMENT MATCH	123 82	
								201408310015	04	001 000 110	FICA MATCH	36 33	
								201408310015	05	001 000 110	INSURANCE MATCH	729 81	
								201408310016	01	001 000 110	DEPUTIES	3003 58	

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CLAY COUNTY  
CASH DISBURSEMENTS REPORT  
FOR THE PERIOD AUGUST 11 2014 TO AUGUST 31 2014

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BANK REN RENASANT BANK GENERAL COUNTY  
- CHECK

NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	NUMBER	ACCOUNT DESCRIPTION	AMOUNT	CHECK AMOUNT
			201408310016	02	001 000 110	BAILIFF	330 00	
			201408310016	03	001 000 110	COUNTY JUDGES	6733 34	
			201408310016	04	001-000 110	STATE RET MATCHING	1568 21	
			201408310016	05	001 000 110	SOC SEC MATCHING	732 16	
			201408310016	06	001 000-110	GROUP INS MATCHING	2925 85	
			201408310017	01	001 000 110	CORONER S FEE	900 00	
			201408310017	02	001 000 110	MEDICAL EXAMINERS FE	1500 00	
			201408310017	03	001-000 110	STATE RET MATCHING	378 00	
			201408310017	04	001-000 110	SOC SEC MATCHING	183 60	
			201408310017	05	001-000 110	GROUP INS MATCHING	11 96	
			201408310018	01	001 000 110	ATTORNEYS	3366 67	
			201408310018	02	001 000 110	STATE RET MATCHING	530 25	
			201408310018	03	001 000 110	SOC SEC MATCHING	257 55	
			201408310018	04	001 000 110	GROUP INS MATCHING	586 24	
			201408310019	01	001 000 110	ATTORNEYS	6180 00	
			201408310019	02	001 000 110	STATE RETIRE MATCHIN	973 36	
			201408310019	03	001 000-110	SOCIAL SEC MATCHING	434 44	
			201408310019	04	001 000 110	GROUP INS MATCHING	1172 48	
			201408310020	01	001 000 110	ELECTION COMMISSIONER	3696 00	
			201408310020	02	001 000 110	STATE RET MATCHING	132 30	
			201408310020	03	001 000 110	SOC SEC MATCHING	282 74	
			201408310021	01	001 000 110	SHERIFF SALARY	7500 00	
			201408310021	02	001 000-110	DEPUTIES	14547 35	
			201408310021	03	001 000 110	OFFICE/CLERICAL	7120 63	
			201408310021	04	001 000 110	DEPUTIES OVERTIME	3058 02	
			201408310021	05	001 000 110	OFFICE CLERICAL OVER	281 46	
			201408310021	06	001 000 110	MECHANIC SALARY	1060 13	
			201408310021	07	001 000 110	STATE RET MATCHING	5015 25	
			201408310021	08	001 000 110	SOC SEC MATCHING	2473 29	
			201408310021	09	001 000 110	GROUP INS MATCHING	11141 16	
			201408310022	01	001 000 110	MTC TRANSPORT OFFICE	325 68	
			201408310022	02	001 000 110	STATE RET MATCHING	51 29	
			201408310022	03	001 000 110	SOC SEC MATCHING	18 08	
			201408310022	04	001 000 110	GROUP INS MATCHING	579 23	
			201408310023	01	001 000 110	JAIL ADMINISTRATOR	1625 00	
			201408310023	02	001 000 110	JAIL RECORDS CLERK	1355 51	
			201408310023	03	001 000 110	JAILORS SALARIES	10496 04	
			201408310023	04	001 000 110	KITCHEN MANAGER	1394 70	
			201408310023	05	001 000 110	JAILORS OVERTIME	1675 19	
			201408310023	06	001 000 110	STATE RET MATCHING	2606 07	
			201408310023	07	001 000-110	SOC SEC MATCHING	1287 11	
			201408310023	08	001 000 110	GROUP INS MATCHING	8793 60	
			201408310024	01	001 000 110	CO DIRECTOR/4H YOUTH	610 28	
			201408310024	02	001 000 110	OFFICE/CLERICAL	298 70	
			201408310024	03	001-000 110	STATE RET MATCHING	96 12	
			201408310024	04	001 000-110	SOC SEC MATCHING	69 54	
			201408150023	01	097 000 110	DISPATCHERS	72 00	
			201408150023	02	097 000 110	SOC SEC MATCHING	5 50	
			201408310025	01	097 000 110	911 DIRECTOR SALARY	971 63	
			201408310025	02	097 000 110	DISPATCHERS	8037 54	
			201408310025	03	097 000 110	DISPATCHER O/T	143 90	

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CLAY COUNTY  
CASH DISBURSEMENTS REPORT  
FOR THE PERIOD AUGUST 11 2014 TO AUGUST 31 2014

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BANK REN RENASANT BANK GENERAL COUNTY

CHECK		INVOICE		ACCOUNT		AMOUNT	CHECK AMOUNT
NUMBER	DATE	NUMBER	LINE #	NUMBER	DESCRIPTION		
		201408310025	04	097-000-110	STATE RET MATCHING	1270 46	
		201408310025	05	097 000 110	SOC SEC MATCHING	651 51	
		201408310025	06	097 000 110	GROUP INS MATCHING	4103 68	
		201408310026	01	104 000 110	LAW LIBRARY- ADMINIS	133 55	
		201408310026	02	104 000 110	STATE RET MATCHING	21 03	
		201408310026	03	104 000 110	SOC SEC MATCHING	10 22	
		201408310027	01	114 000-110	COORDINATOR/VOL FIRE	367 74	
		201408310027	02	114 000-110	STATE RET MATCHING	57 92	
		201408310027	03	114 000-110	SOC SEC MATCHING	28 13	
		201408150024	01	151 000-110	ROAD LABORERS- HOURL	206 00	
		201408150024	02	151 000 110	SOC SEC MATCHING	15 76	
		201408310028	01	161 000 110	ROAD LABORERS HOURLY	4806 00	
		201408310028	02	161 000 110	STATE RET MATCHING	756 96	
		201408310028	03	161 000 110	SOC SEC MATCHING	336 05	
		201408310028	04	161-000 110	GROUP INS MATCHING	1758 72	
		201408310029	01	162-000 110	ROAD LABORERS- HOURL	3719 84	
		201408310029	02	162-000-110	STATE RET MATCHING	585 88	
		201408310029	03	162 000 110	SOC SEC MATCHING	283 02	
		201408310029	04	162 000 110	GROUP INS MATCHING	1172 48	
		201408310030	01	163 000 110	ROAD LABORERS- HOURL	3488 88	
		201408310030	02	163-000 110	STATE RET MATCHING	478 99	
		201408310030	03	163-000 110	SOC SEC MATCHING	263 38	
		201408310030	04	163-000 110	GROUP INS MATCHING	1758 72	
		201408310031	01	164-000-110	ROAD LABORERS- HOURL	2911 92	
		201408310031	02	164-000 110	STATE RET MATCHING	333 88	
		201408310031	03	164-000 110	SOC SEC MATCHING	267 57	
		201408310031	04	164-000 110	GROUP INS MATCHING	1172 48	
		201408310032	01	165-000 110	ROAD LABORERS- HOURL	4180 80	
		201408310032	02	165-000 110	STATE RET MATCHING	645 87	
		201408310032	03	165 000 110	SOC SEC MATCHING	294 32	
		201408310032	04	165 000 110	GROUP INS MATCHING	1758 72	
		201408310033	01	400 000 110	SANITATION SALARY	3747 66	
		201408310033	02	400-000-110	STATE RET MATCHING	412 24	
		201408310033	03	400 000-110	SOC SEC MATCHING	452 27	
		201408310033	04	400 000 110	GROUP INS MATCHING	1758 72	

259731 13

\*\* CHECK TOTAL FOR BANK: RENASANT BANK GENERAL COUNTY

393971 94

669

CLAY COUNTY  
CASH DISBURSEMENTS REPORT  
FOR THE PERIOD AUGUST 11 2014 TO AUGUST 31, 2014

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APCDRPR

BANK: RN2 RENASANT BANK- INSURANCE ACCT

CHECK NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
1126	8/11/2014	GUARDIAN LIFE INSURANCE CO	08/2014	01	687-000 117	DUE TO GUARDIAN LIFE	818 77	
			08/2014	02	687 000 117	DUE TO GUARDIAN LIFE	3213 05	
			08/2014	03	687 000 118	DUE TO GUARDIAN-DENT	587 03	
								4738 85
1127	8/11/2014	NEW YORK LIFE	08/2014	01	687-000-111	DUE TO NEW YORK LIFE	194 04	
								194 04
1128	8/11/2014	ASSURITY LIFE INSURANCE CO	08/2014	01	687 000-119	DUE TO ASSURITY LIFE	45 90	
								45 90
1129	8/11/2014	COLONIAL LIFE	08/2014	01	687-000 114	DUE TO COLONIAL LIFE	52 62	
								52 62
1130	8/20/2014	HARRIETT P BRAGG	08/2014	01	687-000 113	DUE TO LIBERTY NATIO	28 89	
			08/2014	02	687-000-116	DUE TO LIFE INS OF A	12 32	
								41 21
1131	8/20/2014	AMERICAN FAMILY LIFE INS CO	08/2014	01	687-000-112	DUE TO AFLAC	500 97	
								500 97
1132	8/25/2014	LIBERTY NATIONAL INS	08/2014	01	687 000 113	DUE TO LIBERTY NATIO	2743 48	
								2743 48
** CHECK TOTAL FOR BANK: RENASANT BANK INSURANCE ACCT							8317 07	
** TOTAL DISBURSEMENTS **							402289 01	

0720

Clay County MS  
Employee Payroll Listing  
For August 2014

Date	Chk#	Name
8/15/2014	44911	JAMES E DECKER
8/15/2014	44912	WILLIE E EVANS
8/15/2014	44913	STEPHEN GARDNER
8/15/2014	44914	WILLIAM C IVY, SR
8/15/2014	44915	JOHN M STOVALL, III
8/15/2014	44916	ROBERT C WESTBROOK
8/15/2014	44917	HOWARD BOYD
8/15/2014	44918	MITCHELL HARRIS
8/15/2014	44919	LARRY JOHNSON
8/15/2014	44920	GRADY W JONES
8/15/2014	44921	WILLIE L HIGHTOWER
8/15/2014	44922	BEN INMAN
8/15/2014	44923	WILEY L KEENUM
8/15/2014	44924	GEORGE R "ANDY" WHITE
8/15/2014	44925	JOHN FIELDS
8/15/2014	44926	ROBERT E IVY
8/15/2014	44927	EARNEST L WALKER
8/15/2014	44928	ROGER MCKEE
8/15/2014	44929	ROBERT L STARKS
8/15/2014	44930	TOMMIE W VALENTINE
8/15/2014	44931	GINGER GALE ALLEN
8/15/2014	44932	DANNY W BANKS
8/15/2014	44933	LAFRANCE BOYD
8/15/2014	44934	LESLIE RUSSELL CUDE
8/15/2014	44935	SIDNEY HAMPTON
8/15/2014	44936	FRANK HAWKINS
8/15/2014	44937	TREVA R HODGE
8/15/2014	44938	TERESA H WARE

07 2

8/15/2014 44973 DEVIN M STRONG  
8/15/2014 44974 RAMIREZ L WILLIAMS  
8/15/2014 44975 ANNIE M AVANT  
8/15/2014 44976 SKEETER L BUSBIN  
8/15/2014 44977 HENRY CHANDLER  
8/15/2014 44978 LARRY COOPERWOOD  
8/15/2014 44979 ANTHONY CUMMINGS  
8/15/2014 44980 JANET B GIBSON  
8/15/2014 44981 PATTY L GOFF  
8/15/2014 44982 HAL C HEADD  
8/15/2014 44983 JACOB A HUFFMAN  
8/15/2014 44984 DENNIS L JEFFERSON  
8/15/2014 44985 CYNTHIA MYLES  
8/15/2014 44986 GAIL MYLES  
8/15/2014 44987 FRANK RANDLE  
8/15/2014 44988 DEMETRIA R SYKES-COBB  
8/15/2014 44989 TIMOTHY TOWNSEND  
8/15/2014 44990 QUEENIE WALKER  
8/15/2014 44991 MIKE WEAVER  
8/15/2014 44992 BARBARA FREE  
8/15/2014 44993 DOMINIQUE GARDNER  
8/15/2014 44994 KISSY A HAMILTON  
8/15/2014 44995 MITZI HENDRIX  
8/15/2014 44996 DEBORAH INGRAM  
8/15/2014 44997 JOHN C JOHNSTONE  
8/15/2014 44998 CHRISTIE A MORRIS  
8/15/2014 44999 ELOISE SANDERS  
8/15/2014 45000 CHELSEI WEAVER  
8/15/2014 45001 FRANK E WILLIAMSON JR  
8/15/2014 45002 HERBERT INGRAM  
8/15/2014 45003 TONY WILKINS  
8/15/2014 45004 HEATHER S COLE

Clay County MS  
Employee Payroll Listing  
For August 2014

Date	Chk#	Name
8/31/2014	45020	JAMES E DECKER
8/31/2014	45021	WILLIE E EVANS
8/31/2014	45022	STEPHEN GARDNER
8/31/2014	45023	LYNN D HORTON
8/31/2014	45024	WILLIAM C IVY, SR
8/31/2014	45025	ROBERT C WESTBROOK
8/31/2014	45026	HOWARD BOYD
8/31/2014	45027	MITCHELL HARRIS
8/31/2014	45028	LARRY JOHNSON
8/31/2014	45029	GRADY W JONES
8/31/2014	45030	OSCAR W LUMMUS JR
8/31/2014	45031	R B DAVIS
8/31/2014	45032	WILLIE L HIGHTOWER
8/31/2014	45033	BEN INMAN
8/31/2014	45034	WILEY L KEENUM
8/31/2014	45035	GEORGE R "ANDY" WHITE
8/31/2014	45036	SHELTON L DEANES
8/31/2014	45037	JOHN FIELDS
8/31/2014	45038	ROBERT E IVY
8/31/2014	45039	EARNEST L WALKER
8/31/2014	45040	FLOYD MCKEE
8/31/2014	45041	ROGER MCKEE
8/31/2014	45042	ROBERT L STARKS
8/31/2014	45043	TOMMIE W VALENTINE
8/31/2014	45044	GINGER GALE ALLEN
8/31/2014	45045	DANNY W BANKS
8/31/2014	45046	AMY G BERRY
8/31/2014	45047	LAFRANCE BOYD

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NO \_\_\_\_\_

**IN THE MATTER OF ACCEPTING AND AWARDING THE BID TO FALCON  
CONTRACTING FOR THE AIRPORT ROAD PROJECT**


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There came on this day for consideration the matter of accepting and awarding the bid of Falcon Contracting for the Airport Road Project

It appears the County Engineer and State Aid Department have had a chance to review the bids for the said Asphalt Widening and Overlay Project on Airport Road and at this time it appears the lowest bid is that of Falcon Contracting Company, Inc in the amount of \$167,277 00

After motion by Luke Lummus and second by Floyd McKee this Board doth vote unanimously to award the bid to Falcon Contracting Company in the amount of \$167,277 00 with ARC (Appalachian Regional Commission) funding \$122,000 00 and the City and County both contributing \$36,850 00 each

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

After motion by Luke Lummus and second by Shelton Deanes this Board doth vote unanimously to adjourn until Tuesday, September 2, 2014, at 9 00 a m

SO ORDERED this the 28<sup>th</sup> day of August, 2014

  
\_\_\_\_\_  
President

ORDER OF Clay COUNTY BOARD OF SUPERVISORS AWARDING  
CONTRACT AND ESTABLISHING PROJECT FUND FOR THE ABOVE NUMBERED PROJECT

WHEREAS, We, the Board of Supervisors of Clay County, Mississippi, having advertised for bids on the above numbered project and proofs of publication of said advertisement having been filed with the Clerk of the Board of Supervisors in the manner and form required by statute, and

WHEREAS, said Board has on this the 28 day of August, 20 14, received and opened bids on said project, and

WHEREAS, the lowest regular bid having been submitted by FALCON CONTRACTING Co, Inc of COLUMBUS, MISSISSIPPI in the amount of \$ 167,277 00

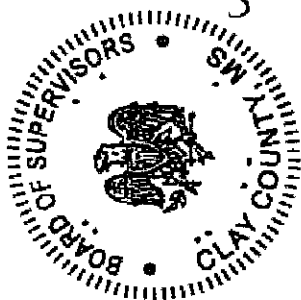
NOW, THEREFORE, IT IS HEREBY ORDERED by the Board of Supervisors of Clay County that the contract be awarded to FALCON CONTRACTING Co, Inc, subject to approval of the State Aid Engineer, and that the President of the Board be and he is hereby authorized to execute the contract with the Contractor after a satisfactory performance bond has been furnished

IT IS FURTHER ORDERED that the project fund in the amount of \$ 175,600 00 (including 5% contingencies) be established by transferring Appalachian Access Highway Funds in the amount of \$ 122,000 00 now available to Clay County and County Funds in the amount of \$ 53,600 00 to the State Highway Fund and earmarked for this project The State Aid Engineer is authorized to transfer additional County Funds to cover engineering costs in the amount of \$ 20,100 00 (limited to 12% of contract construction costs) The State Aid Engineer is authorized in case of unexpected overruns in costs to transfer additional Funds limited to 10% of the final construction costs

IT IS FURTHER ORDERED that the President of the Board is hereby authorized to execute Supplemental Agreements to the original contract which do not increase the cost of the project in excess of the project funds established by the Board It is also ordered that the State Aid Engineer be furnished a certified copy of this order

Floyd M. K...  
President, Board of Supervisors  
Clay County

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 upon the minutes of said Board of Supervisors, Minute Book No 28th Page No 1, same having been adopted at a meeting of said Board of Supervisors on the 28th day of August, 20 14



[Signature]  
Clerk of Board of Supervisors  
Clay County

07 6



# LETTER OF TRANSMITTAL



**CALVERT-SPRADLING ENGINEERS, INC**  
CONSULTING ENGINEERS  
P O DRAWER 1078  
WEST POINT, MISSISSIPPI 39773  
PHONE - 662-494-7101

Date 8/28/14  
Job No 212115  
Attention Amy Berry  
Reference APL-0013(46 )B  
Airport Road

To Amy Berry  
Clay County Chancery Clerk  
P O Box 815  
West Point, MS 39773

## WE ARE SENDING YOU

- ☒ Attached ☐ Under separate cover via \_\_\_\_\_ the following items  
☐ Shop drawings ☐ Prints ☐ Plans ☐ Samples ☐ Specifications  
☐ Copy of letter ☐ Change order


COPIES	DATE	NO	DESCRIPTION
1			Unsuccessful Bidders Documents
1			Contractors' Documents

## THESE ARE TRANSMITTED as checked below

- ☐ For approval ☐ Approved as submitted ☐ Resubmit \_\_\_\_\_ copies for approval  
☐ For your information ☐ Approved as noted ☐ Submit \_\_\_\_\_ copies for distribution  
☒ As requested ☐ Return for corrections ☐ Return \_\_\_\_\_ corrected prints  
☐ For review and comment ☐ for your files

## REMARKS

SIGNED

  
Robert L Calvert, P E

RLC mwf  
Enclosures

If enclosures are not as noted, kindly notify us at once at 662-494-7101

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

AFFIDAVIT  
(To Be Executed in Duplicate)

State of MississippiCounty of RowdenI Neal Cover (Name of person signing affidavit) individually and inmy capacity as President (Title) of Jalen Contracting Co Inc  
(Name of Firm Partnership or Corporation) being duly sworn on oath do depose and say as followsThat Jalen Contracting Co Inc (Name of Firm Partnership or Corporation)

Bidder on Project No APL-0013(46)B in Clay County  
Mississippi has not either directly or indirectly entered into any ~~agreement~~ participated in any  
collusion or otherwise taken any action in restraint of free competitive ~~bidding~~ in connection with  
this contract nor have any of its officers partners employees or principal owners

Further being duly sworn or under penalty of perjury under the laws of the United States and the  
State of Mississippi certifies that except as noted below the company or any person associated  
therewith in the capacity of owner partner director manager auditor or any position involving the  
administration of federal funds

- (a) Are not presently debarred suspended proposed for debarment declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency
- (b) Have not within a three year period preceding this proposal been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal State or local) transaction or contract under a public transaction violation of Federal or State antitrust statutes or commission of embezzlement theft, forgery, bribery, falsification or destruction of records making false statements or receiving stolen property,
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal State or local) with commission of any of the offenses enumerated in item (b) of this subsection and
- (d) Have not within a three year period preceding this application/proposal had one or more public transactions (Federal State or local) terminated for cause or default

Initial here " \_\_\_\_\_ " if exceptions are attached and made a part thereof Any exceptions shall address to whom it applies initiating agency and dates of such action

The prospective participant shall provide immediate written notice to the Board of Supervisors and the State Aid Engineer at any time prior to or after award that it is known a certification was erroneous by reason of changed circumstances

NOTE Exceptions will not necessarily result in denial of award but will be considered in determining prospective

## AFFIDAVIT (Continued)

participant responsibility. Providing false information may result in criminal prosecution or administrative sanctions. The prospective participant further certifies that the certification requirements contained in Section XI of Form FHWA 1273, will be or have been included in all subcontracts, material supply agreements, purchase orders, etc., except those procurement contracts for goods or services that are expected to be less than the Federal procurement small purchase threshold fixed at 10 U.S.C. 2304 (g) and 41 U.S.C. 253 (g) (currently \$100,000) which are excluded from the certification requirements.

The prospective participant certifies by signing and submitting this bid or proposal to the best of his or her knowledge and belief that:

- (1) No Federal appropriated funds have been paid or will be paid by or on behalf of the undersigned to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instruction.

The certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each failure.

The prospective participant also agrees by submitting his or her bid or proposal that he or she shall require that the language of this certification be included in all lower tier subcontracts which exceed \$100,000 and that all subcontractor shall certify and disclose accordingly.

All of the foregoing and attachments (when indicated) are true and correct.

Signature *Neil Poth*  
Title President

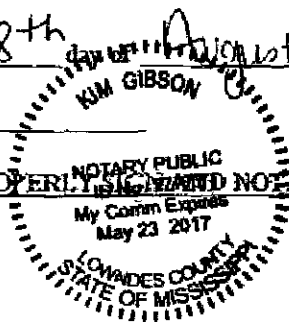
(SEAL)

Sworn before me this 28<sup>th</sup> day of August, 2014

My commission expires \_\_\_\_\_

Notary Public *Kim Gibson*

NOTE: FAILURE TO PROPERLY SIGN AND NOTARIZE THIS AFFIDAVIT WILL DISQUALIFY THE BID



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

LIST OF FIRMS SUBMITTING QUOTES

I/we received quotes from the following firms on Project No APL-0013(46) B  
County Clay

Disadvantaged Business Enterprise (DBE) Regulations as stated in 49 CFR 26.11 require the Mississippi Department of Transportation (MDOT) to create and maintain a comprehensive list of all firms quoting/bidding subcontracts on prime contracts and quoting/bidding subcontracts on federally-funded transportation projects. The List of Certified DBEs can be found at [www.gomdot.com](http://www.gomdot.com). For every firm, we require the following information.

Firm Name Triumph Maintenance Inc  
Contact Name/Title Scott Hanson Managing Member  
Firm Mailing Address P.O. Box 2313 Columbus MS 39204  
Phone Number 662-245-7145  
☐ DBE Firm ☒ Non-DBE Firm

Firm Name J.C. Cheek Contractors Inc  
Contact Name/Title Hollis Cheek President  
Firm Mailing Address P.O. Box 1138 Kosciusko MS 39090  
Phone Number 662-289-1232  
☒ DBE Firm ☐ Non-DBE Firm

Firm Name J-S Construction  
Contact Name/Title JERRI EDWARDS President  
Firm Mailing Address 2795 Nashville Ferry Rd Columbus MS  
Phone Number 662-329-5600  
☒ DBE Firm ☐ Non-DBE Firm

Firm Name \_\_\_\_\_  
Contact Name/Title \_\_\_\_\_  
Firm Mailing Address \_\_\_\_\_  
Phone Number \_\_\_\_\_  
☐ DBE Firm ☐ Non-DBE Firm

Firm Name \_\_\_\_\_  
Contact Name/Title \_\_\_\_\_  
Firm Mailing Address \_\_\_\_\_  
Phone Number \_\_\_\_\_  
☐ DBE Firm ☐ Non-DBE Firm

710

SUBMITTED BY (Signature)

Jalcom Contracting Co Inc  
FIRM NAME

If this form is not included as part of the bid packet, your bid will be deemed irregular. Failure to complete and sign this form will cause the rejection of your bid. (If no subcontractor quotes are required, write "NONE" or "N/A") Please make copies of this form if additional space is needed and add those copies to the bid package. For further information about this form call State Aid at (601) 359-7846 FAX (601) 359-7141

MISSISSIPPI DEVELOPMENT AUTHORITY  
DIVISION OF COMMUNITY SERVICES

DATE 8 28 14

SUBJECT MISSISSIPPI EMPLOYMENT PROTECTION ACT

To verify compliance with the "Mississippi Employment Protection Act"  
Bidders/Contractors/Subcontractors are to complete the following Contractor EEV Certification  
and agreement form given below

CONTRACTOR EEV CERTIFICATION AND AGREEMENT

Project No APL - 0013 (46) B

County Clay

By executing this Certification and Agreement, the undersigned verifies its compliance with Senate Bill 2988 from the 2008 Mississippi Legislative Session, "Mississippi Employment Protection Act," as published in Laws, 2008 and codified in the Mississippi Code of 1972, as amended, and any rules or regulations promulgated by Mississippi Development Authority, Department of Employment Security, State Tax Commission, Secretary of State, and Department of Human Services in accordance with the Mississippi Administrative Procedures Law (Section 25-43-1 et seq, Mississippi Code of 1972, as amended), stating affirmatively that the individual, firm, or corporation which is contracting with the recipient and the Mississippi Development Authority has registered with and is participating in a federal work authorization program\* operated by the United States Department of Homeland Security to electronically verify information of newly hired employees pursuant to the Immigration Reform and Control Act of 1986, Pub L 99-603, 100 Stat 3359, as amended. The undersigned agrees to inform the Mississippi Development Authority if the undersigned is no longer registered or participating in the program

The undersigned agrees that, should it employ or contract with any subconsultant(s) and/or subcontractor(s) in connection with the performance of this Contract, the undersigned will secure from such subconsultant(s) and/or subcontractor(s) verification of compliance with the Mississippi Employment Protection Act. The undersigned further agrees to maintain records of such compliance and provide a copy of each such verification to the Mississippi Development Authority, if requested, for the benefit of the recipient and the Mississippi Development Authority or this Contract


137598

EEV\* Company Identification Number [Required]

( 711

The undersigned certifies that the above information is complete, true and correct to the best of my knowledge and belief. The undersigned acknowledges that any violation may be subject to the cancellation of the contract, ineligibility for any state or public contract for up to three (3) years, the loss of any license, permit, certificate or other document granted by any agency, department or government entity for the right to do business in Mississippi for up to one (1) year, or both, any and all additional costs incurred because of the contract cancellation or the loss of any license or permit, and may be subject to additional felony prosecution for knowingly or recklessly accepting employment for compensation from an unauthorized alien as defined by 8 U.S.C §1324a(h)(3), said action punishable by imprisonment for not less than one (1) year nor more than five (5) years, a fine of not less than One Thousand Dollars (\$1,000 00) nor more than Ten Thousand Dollars (\$10,000 00), or both, in addition to such prosecution and penalties as provided by Federal law

BY

  
Authorized Officer or Agent

8/28/14

Date

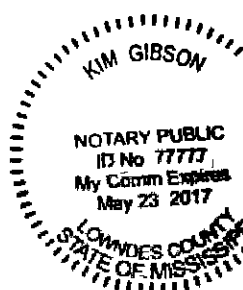
Doug Phillips

Printed Name of Authorized Officer or Agent

See I near

Title of Authorized Officer or Agent of Contractor

SWORN TO AND SUBSCRIBED before me on this the 28<sup>th</sup> day of August, 2014



Kim Gibson  
NOTARY PUBLIC

My Commission Expires

\* As of the effective date of the Mississippi Employment Protection Act, the applicable federal work authorization program is E-Verify™ operated by the U S Citizenship and Immigration Services of the U S Department of Homeland Security in conjunction with the Social Security Administration

SECTION 902  
**PROPOSAL**

Proposal of Gulcom Contracting Co. Inc Date August 28, 2014  
of Columbus, MS

for constructing the following designated project within the time hereinafter specified

The Plans are composed of drawings and blue prints on file in the office of the Chancery Clerk of Clay  
County at West Point Mississippi

The Specifications are the currently approved Standard Specifications of the Office of State Aid Road Construction of the Mississippi Department of Transportation and the Federal Highway Administration, except where superseded or amended by Special Provisions and Revisions of the Specifications attached hereto and made a part thereof

Board of Supervisors

Clay County West Point Mississippi

Sus The following is made on behalf of Gulcom Contracting Co. Inc  
PO Box 5044  
Columbus, MS 39704

(Names and addresses of those interested)

and no others. Evidence of my (our) authority to submit the Proposal is hereby furnished. The Proposal is made without collusion on the part of any person, firm or corporation. I (we) certify that I (we) have carefully examined the Plans and the Specifications including the Special Provisions and Revisions herein and have personally examined the site of the work. On the basis of the Specifications, Special Provisions, Revisions and Plans I (we) propose to furnish all necessary machinery, tool apparatus and other items of construction and do all the work and furnish all the materials in the manner specified. I (we) understand that the quantities mentioned below are approximate only and are subject to either increase or decrease and hereby propose to perform any increased or decreased quantities of work at the unit prices bid.

The following is my (our) itemized Proposal

**Proposal Guaranty**

Insert here or attach hereto certified check or Proposal Guaranty Bond in the amount as required in the Notice to Contractors

Each agent representing such Surety Company must file with the contracting county his power of attorney duly executed by said Surety Company

## SECTION 902- Proposal (Continued)

In the event of award of the Contract to me (us) and I (we) contemplate the sub contracting of it following items to the persons or firms named after each item in accordance with Special Provisions providing for the sub contract attached hereto if such sub contracting thereof is approved by the Board of Supervisors and the State Aid Engineer. In the event of disapproval of such sub contracting I (we) agree to perform such item or items of work with my (our) own organization in full compliance with all applicable items of the Proposal.

NOTE: Bidder will insert below a list of the specific Pay Items and Quantities thereof which he proposes to sub contract and the names and addresses of the persons or firms to whom he proposes to sub contract each item.

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

Pay Item No \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (description)

I hereby certify that the persons or firms are named above as sub contractors with the knowledge and consent of the persons or firms named.

Signed \_\_\_\_\_  
By Neal Coker - Jalen Contracting Co. Inc.

In the event of the award of this contract to the above named bidder for the performance of the work and in the further event that the sub contractor(s) named herein are approved by the Board of Supervisors and the State Aid Engineer the sub contractor or sub contractors shall execute the following:

I (we) hereby certify that the use of our names as sub contractors on the above items was and is with our knowledge and consent.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## SECTION 902- Proposal (Continued)

I (we) further propose to perform all force account or extra work that may be required of me (us) under this contract in the specification and to give such work my (our) personal attention in order to see that it is economically performed.

I (we) further propose to execute the attached Contract Agreement (Section 903) and when the work is awarded to me (us) and to begin and complete the work within the time limit provided for in the specification and Notice to Contract. I (we) also propose to execute the attached Contract Bond (Section 904) in an amount not less than one hundred (100) per cent of the total of my (our) bid. This bond shall not only serve to guarantee the completion of the work on my (our) part but to guarantee the excellence of both workmanship and materials until the work is finally accepted.

I (we) enclose a certified check (and bond) for Five percent (5%) of bid is \$ 3,174.00 and I hereby agree that in case of my (our) failure to execute the contract and furnish bond with 10 days after the award the amount of this check (and bond) will be forfeited to the County of Clay State of Mississippi as liquidated damages arising out of my (our) failure to execute the contract deposited here and that in case I am (we are) not awarded the work the check will be returned as provided in the Specification.

Respectfully submitted,

Signed \_\_\_\_\_  
By Jalen Contracting Co. Inc.  
Title President  
Address PO Box 5044 Columbus MS 39714

Date August 28 2014

(To be filled in if a corporation)

Our corporation is chartered under the Laws of the State of Mississippi and the names, titles and business addresses of the executives are as follows:

<u>Neal Coker</u> President	<u>Columbus MS</u> Address
<u>Doug Phillips</u> Secretary	<u>Columbus MS</u> Address
<u>Doug Phillips</u> Treasurer	<u>Columbus MS</u> Address



For the construction of ASPHALT WIDENING AND OVERLAY on 0.244 mile(s) of county road known as AIRPORT ROAD in Clay County Mississippi under Appalachian Access Highway Project No APL-0013(46)B

I (We) agree to complete the entire project within 45 Working Days

\*\*\*SPECIAL NOTICE TO BIDDERS\*\*\*  
BIDS WILL NOT BE CONSIDERED UNLESS BOTH UNIT PRICES AND ITEM TOTALS ARE ENTERED

Ref No	Pay Item No	Description	Approx Quantity	Unit	Unit Price		Item Total	
					Dollars	Cents	Dollars	Cents
Roadway Items								
1	S-200-A	MOBILIZATION	Lump Sum	LS	XXXXXXXXXXXX	XXXXXXXXXXXX	7000	00
2	S-304-A	GRANULAR MATERIAL (LVM) (CLASS 3 GROUP B)	598 000	CY	25	00	14950	00
3	S-403-A	HOT MIX ASPHALT (ST) (9 5 mm)	228 000	TON	125	00	28500	00
4	S-403-A	HOT MIX ASPHALT (ST) (12 5 mm)	456 000	TON	125	00	57000	00
5	S-403-B	HOT MIX ASPHALT (ST) (12 5 mm) LEVELING	171 000	TON	125	00	21375	00
6	S-403-C	HOT MIX ASPHALT (ST) (25 mm) TRENCH WIDENING	70 000	TON	125	00	8750	00
7	S-618-A	MAINTENANCE OF TRAFFIC	Lump Sum	LS	XXXXXXXXXXXX	XXXXXXXXXXXX	15980	00
8	S-618-B	ADDITIONAL CONSTRUCTION SIGNS	0 000	SF	10	00	0	00
9	S-621-C	4" WIDE THERMOPLASTIC EDGE STRIPE (CONTINUOUS WHITE) (60 mil)	0 489	MI	3000	00	1467	00
10	S-621-E-1	4" WIDE THERMOPLASTIC TRAFFIC STRIPE (CONTINUOUS YELLOW) (90 mil)	2 580 000	LF		50	1290	00
11	S-627-L	TWO-WAY YELLOW REFLECTIVE HIGH PERFORMANCE RAISED MARKERS	33 000	EA	10	00	330	00
12	S-630-A	REFLECTORIZED TRAFFIC WARNING SIGN (ENCAPSULATED LENS)	1 000	EA	195	00	195	00
13	S-630-C	REFLECTORIZED TRAFFIC OBJECT MARKER (ENCAPSULATED LENS) (TYPE 3)	4 000	EA	85	00	340	00
Subtotal Roadway Items							15717	00
Erosion Control Items								
14	901-S-212-A	AGRICULTURAL LIMESTONE	1 000	TON	250	00	250	00
15	S-212-B	COMMERCIAL FERTILIZER ( 13 13 13 )	0 500	TON	1000	00	500	00

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Ref No	Pay Item No	Description	Approx Quantity	Unit	Unit Price		Item Total	
					Dollars	Cents	Dollars	Cents
16	S-212-F	AMMONIUM NITRATE	0 250	TON	500	00	125	00
17	S-214-A	SEEDING	1 000	AC	1200	00	1200	00
18	S-215-A	VEGETATIVE MATERIALS FOR MULCH	2 000	TON	250	00	500	00
19	S-226-A	SOLID SODDING	50 000	SY	8	00	400	00
20	S-233-A	TEMPORARY SILT FENCE	1 800 000	LF	3	75	6750	00
21	907-237-A	WATTLES 20"	100 000	LF	3	75	375	00
Subtotal Erosion Control Items							10100	00
Total Bid							167275	00

0718

SECTION 902 PROPOSAL  
SHEET 2-DBE (Rev 01-08)

PROJECT NO APL-0013(46)B  
COUNTY Clay

The Established Contract Goal is 5 (%) percent for Disadvantaged Business Enterprises

The bidder hereby gives assurance pursuant to the applicable requirements of "Safe, Accountable, Flexible, Efficient Transportation Equity Act, A Legacy For Users (SAFETEA-LU)" and "Part 26, Title 49, Code of Federal Regulations" that the bidder has made a good faith effort to meet the contract goal for DBE participation for which the proposal is submitted

All prospective bidders are hereby notified that failure to meet the above listed goals could cause the contract not to be awarded to the apparent successful low bidder

I/We agree to subcontract the Established Contract Goal percentage stated above to small business concerns owned and controlled by socially and economically disadvantaged individuals

OR (Check appropriate )

I/we propose to subcontract 5 % of this contract to a small business concern owned and controlled by socially and economically disadvantaged individuals and have submitted herewith that information which will satisfy State Aid that adequate good faith efforts were made to meet the contract goal (see Notice to Bidders No 4)

Bidder is a small business concern DBE

This is a joint venture bid in which one or more of the participants is a small business concern DBE

Respectfully Submitted

By *Paul E. Hines*

Title President

NOTE FAILURE TO SIGN THIS PART OF PROPOSAL SHALL BE CAUSE FOR REJECTION OF THE BID DBE  
CONTRACTORS MUST BE INCLUDED ON THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION LIST OF  
CERTIFIED DBE CONTRACTORS INCLUDED IN THIS PROPOSAL

717

# BID BOND

KNOW ALL MEN BY THESE PRESENTS That we

Falcon Contracting Co Inc

P O Box 5044 Columbus MS 39704

as Principal, hereinafter called the Principal, and

Fidelity and Deposit Company of Maryland

1400 American Lane Tower I 18th Floor Schaumburg IL 60196-1056

a corporation duly organized under the laws of the State of MD

as Surety, hereinafter called the Surety, are held and firmly bound unto

Clay County and the State of Mississippi

P O Box 1850 Jackson MS 39215-1850

as Obligor hereinafter called the Obligor, in the sum of Five Percent of Amount Bid

Dollars (\$ 5% )

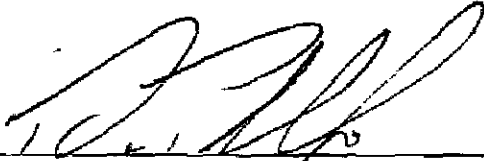
for the payment of which sum well and truly to be made, the said Principal and the said Surety bind ourselves our heirs executors, administrators successors and assigns jointly and severally, firmly by these presents

WHEREAS the Principal has submitted a bid for


construction of Project No APL-0013(46)B Clay County

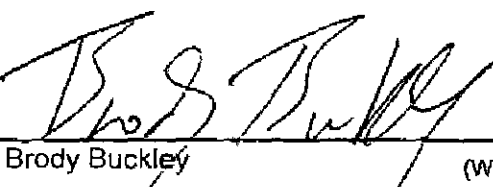
NOW THEREFORE the condition of this obligation is such that if the aforesaid Principal shall be awarded the contract the said Principal will, within the time required, enter into a formal contract and give a good and sufficient bond to secure the performance of the terms and conditions of the contract, then this obligation to be void otherwise the Principal and Surety will pay unto the Obligor the difference in money between the amount of the bid of the said Principal and the amount for which the Obligor legally contracts with another party to perform the work if the latter amount be in excess of the former, but in no event shall liability hereunder exceed the penal sum hereof

Signed and sealed this 28th day of August A D 2014

  
\_\_\_\_\_  
Doug Philips Secretary/Treasurer (Witness)

Falcon Contracting Co Inc  
\_\_\_\_\_  
(Principal) (Seal)

By   
\_\_\_\_\_  
Neal Coker (Title) President

  
\_\_\_\_\_  
Brody Buckley (Witness)

Fidelity and Deposit Company of Maryland  
\_\_\_\_\_  
(Surety) (Seal)

By   
\_\_\_\_\_  
Peggy L Jackson (Attorney-in-Fact)

718

Fisher Brown Bottrell Insurance Inc  
Mississippi Resident Agent

**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS That the ZURICH AMERICAN INSURANCE COMPANY a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herem collectively called the "Companies"), by **Geoffrey Deliso, Vice President** in pursuance of authority granted by Article V Section 8 of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint **Peggy L. Jackson**

its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents shall be as binding upon said Companies as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York. the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills Maryland, in their own proper persons

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies and is now in force

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND this 17th day of May, A D 2012

ATTEST

ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND



By

Gerald F. Haley

Assistant Secretary  
Gerald F. Haley

Geoffrey Deliso

Vice President  
Geoffrey Deliso

State of Maryland  
County of Baltimore

On this 17th day of May, A.D. 2012, before the subscriber a Notary Public of the State of Maryland, duly commissioned and qualified, **Geoffrey Deliso, Vice President** and **Gerald F. Haley, Assistant Secretary** of the Companies to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed my Official Seal the day and year first above written

Constance A. Dunn

Constance A. Dunn Notary Public  
My Commission Expires July 14 2015



EXTRACT FROM BY-LAWS OF THE COMPANIES

'Article V, Section 8, Attorneys in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto, and may with or without cause modify or revoke any such appointment or authority at any time "

CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate, and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998

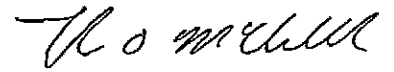
RESOLVED "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney .Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company "

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990

RESOLVED "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies  
this 28th day of August, 2014





Thomas O. McClellan, Vice President

  
**FALCON**  
**CONTRACTING CO., INC**  
1500 MOSS STREET  
P O Box 5044  
COLUMBUS, MS 39704

AMY G BERRY  
2014 AUG 28 AM 9:48  
CLAY COUNTY  
WEST POINT, MS  
BY \_\_\_\_\_  
DC

Bid Subn

721

West Point, MS

Bid for Project # APL-0013(46)B  
Project Name Asphalt widening & overlay  
Project Location Clay County - Airport Rd  
Owner Clay Co. Board of Supervisors  
Bid Date August 28 2014

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

**AFFIDAVIT  
(To Be Executed in Duplicate)**

State of Mississippi

County of Clay

I Ashley Sansing (Name of person signing affidavit) individually and in my capacity as Project Manager (Title) of APAC - Mississippi Inc. (Name of Firm Partnership or Corporation) being duly sworn on oath do depose and say as follows

That APAC - Mississippi Inc. (Name of Firm Partnership or Corporation)

Bidder on Project No APL-2013(46) B in Clay County Mississippi has not either directly or indirectly entered into any agreement participated in any collusion or otherwise taken any action in restraint of free competitive bidding in connection with this contract nor have any of its officers partners employees or principal owners

Further being duly sworn or under penalty of perjury under the laws of the United States and the State of Mississippi certifies that except as noted below the company or any person associated therewith in the capacity of owner partner director manager auditor or any position involving the administration of federal funds

- (a) Are not presently debarred suspended proposed for debarment declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency
- (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining attempting to obtain or performing a public (Federal State or local) transaction or contract under a public transaction violation of Federal or State antitrust statutes or commission of embezzlement theft forgery bribery falsification or destruction of records making false statements or receiving stolen property
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal State or local) with commission of any of the offenses enumerated in item (b) of this subsection and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal State or local) terminated for cause or default

Initial here "\_\_\_\_\_ if exceptions are attached and made a part thereof Any exceptions shall address to whom it applies initiating agency and dates of such action.

The prospective participant shall provide immediate written notice to the Board of Supervisors and the State Aid Engineer at any time prior to or after award that it is known a certification was erroneous by reason of changed circumstances

NOTE Exceptions will not necessarily result in denial of award but will be considered in determining prospective



## AFFIDAVIT (Continued)

participant responsibility. Providing false information may result in criminal prosecution or administrative sanctions. The prospective participant further certifies that the certification requirements contained in Section XI of Form FHWA 1273 will be or have been included in all subcontracts, material supply agreements, purchase orders, etc. except those procurement contracts for goods or services that are expected to be less than the Federal procurement small purchase threshold fixed at 10 U.S.C. 2304 (g) and 41 U.S.C. 253 (g) (currently \$100,000) which are excluded from the certification requirements.

The prospective participant certifies by signing and submitting this bid or proposal to the best of his or her knowledge and belief that:

- (1) No Federal appropriated funds have been paid or will be paid by or on behalf of the undersigned to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instruction.

The certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each failure.

The prospective participant also agrees by submitting his or her bid or proposal that he or she shall require that the language of this certification be included in all lower tier subcontracts which exceed \$100,000 and that all subrecipient shall certify and disclose accordingly.

All of the foregoing and attachments (when indicated) are true and correct.

Signature: *Obhley J. [Signature]*

Title: Project Manager

(SEAL)

Sworn before me this 28th day of August, 2014

My commission expires March 15, 2015

Notary Public

*[Signature]*

**NOTE- FAILURE TO PROPERLY SIGN AND NOTARIZE THIS AFFIDAVIT WILL DISQUALIFY THE BID**

OFFICE OF STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

AFFIDAVIT  
(To Be Executed in Duplicate)

State of Mississippi

County of Clay

I Ashley Sansing (Name of person signing affidavit) individually and in my capacity as Project Manager (Title) of APAC-Mississippi, Inc. (Name of Firm Partnership or Corporation) being duly sworn on oath do depose and say as follows

That APAC-Mississippi, Inc. (Name of Firm Partnership or Corporation)

Bidder on Project No APL-0013(46)B in Clay County Mississippi has not either directly or indirectly entered into any agreement participated in any collusion or otherwise taken any action in restraint of free competitive bidding in connection with this contract nor have any of its officers partners employees or principal owners

Further being duly sworn or under penalty of perjury under the laws of the United States and the State of Mississippi certifies that except as noted below the company or any person associated therewith in the capacity of owner partner director manager auditor or any position involving the administration of federal funds:

- (a) Are not presently debarred suspended proposed for debarment declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency
- (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining attempting to obtain, or performing a public (Federal State or local) transaction or contract under a public transaction violation of Federal or State antitrust statutes or commission of embezzlement theft forgery bribery falsification or destruction of records making false statements or receiving stolen property
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in item (b) of this subsection and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal State or local) terminated for cause or default

Initial here " " if exceptions are attached and made a part thereof Any exceptions shall address to whom it applies initiating agency and dates of such action.

The prospective participant shall provide immediate written notice to the Board of Supervisors and the State Aid Engineer at any time prior to or after award that it is known a certification was erroneous by reason of changed circumstances

NOTE Exceptions will not necessarily result in denial of award but will be considered in determining prospective

## AFFIDAVIT (Continued)

participant responsibility. Providing false information may result in criminal prosecution or administrative sanctions. The prospective participant further certifies that the certification requirements contained in Section XI of Form FHWA 1273 will be or have been included in all subcontracts, material supply agreements, purchase orders, etc. except those procurement contracts for goods or services that are expected to be less than the Federal procurement small purchase threshold fixed at 10 U.S.C. 2304 (g) and 41 U.S.C. 253 (g) (currently \$100,000) which are excluded from the certification requirements.

The prospective participant certifies by signing and submitting this bid or proposal to the best of his or her knowledge and belief that:

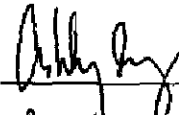
- (1) No Federal appropriated funds have been paid or will be paid by or on behalf of the undersigned to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instruction.

The certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31 U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each failure.

The prospective participant also agrees by submitting his or her bid or proposal that he or she shall require that the language of this certification be included in all lower tier subcontracts which exceed \$100,000 and that all subcontractor shall certify and disclose accordingly.

All of the foregoing and attachments (when indicated) are true and correct.

Signature




Title

Project Manager

(SEAL)

Sworn before me this 28th day of August, 2014My commission expires March 15, 2015

Notary Public



**NOTE: FAILURE TO PROPERLY SIGN AND NOTARIZE THIS AFFIDAVIT WILL DISQUALIFY THE BID**

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

LIST OF FIRMS SUBMITTING QUOTES

I/we received quotes from the following firms on Project No APL-0013(46)B  
County Clay

Disadvantaged Business Enterprise (DBE) Regulations as stated in 49 CFR 26.11 require the Mississippi Department of Transportation (MDOT) to create and maintain a comprehensive list of all firms quoting/bidding subcontracts on prime contracts and quoting/bidding subcontracts on federally-funded transportation projects. The List of Certified DBEs can be found at www.gomdot.com. For every firm, we require the following information:

Firm Name J.C. Check Contractors, Inc.  
Contact Name/Title Ronnie Carter Manager  
Firm Mailing Address PO Box 1130 Kosciusko, MS 39090  
Phone Number 662-289-1132  
☒ DBE Firm ☐ Non-DBE Firm

Firm Name Triangle Maintenance  
Contact Name/Title Scott Hannon Manager  
Firm Mailing Address PO Box 2313 Columbus, MS  
Phone Number 662-245-1145  
☐ DBE Firm ☒ Non-DBE Firm

Firm Name Robbie Robinson Inc.  
Contact Name/Title Robbie Robinson Owner  
Firm Mailing Address PO Box 5450 Jackson, MS  
Phone Number 601-931-7558  
☐ DBE Firm ☒ Non-DBE Firm

Firm Name J S  
Contact Name/Title Jabar. D Edwards owner  
Firm Mailing Address 2795 Nashville Ferry Rd E Columbus, MS  
Phone Number 662-229-5600  
☒ DBE Firm ☐ Non-DBE Firm

Firm Name \_\_\_\_\_  
Contact Name/Title \_\_\_\_\_  
Firm Mailing Address \_\_\_\_\_  
Phone Number \_\_\_\_\_  
☐ DBE Firm ☐ Non-DBE Firm

Ashley Ray  
SUBMITTED BY (Signature)  
APAC-mississippi, Inc  
FIRM NAME

If this form is not included as part of the bid packet, your bid will be deemed irregular. Failure to complete and sign this form will cause the rejection of your bid. (If no subcontractor quotes are required, write "NONE" or "N/A") Please make copies of this form if additional space is needed and add those copies to the bid package. For further information about this form, call State Aid at (601) 359-7846, FAX (601) 359-7141.

**MISSISSIPPI DEVELOPMENT AUTHORITY  
DIVISION OF COMMUNITY SERVICES**

DATE 8-28-2014

SUBJECT MISSISSIPPI EMPLOYMENT PROTECTION ACT

To verify compliance with the "Mississippi Employment Protection Act"  
Bidders/Contractors/Subcontractors are to complete the following Contractor EEV Certification  
and agreement form given below

**CONTRACTOR EEV CERTIFICATION AND AGREEMENT**

Project No APL-0013(46)B

County Clay

By executing this Certification and Agreement, the undersigned verifies its compliance with Senate Bill 2988 from the 2008 Mississippi Legislative Session, "Mississippi Employment Protection Act," as published in Laws, 2008 and codified in the Mississippi Code of 1972, as amended, and any rules or regulations promulgated by Mississippi Development Authority, Department of Employment Security, State Tax Commission, Secretary of State, and Department of Human Services in accordance with the Mississippi Administrative Procedures Law (Section 25-43-1 et seq, Mississippi Code of 1972, as amended), stating affirmatively that the individual, firm, or corporation which is contracting with the recipient and the Mississippi Development Authority has registered with and is participating in a federal work authorization program\* operated by the United States Department of Homeland Security to electronically verify information of newly hired employees pursuant to the Immigration Reform and Control Act of 1986, Pub L 99-603, 100 Stat 3359, as amended. The undersigned agrees to inform the Mississippi Development Authority if the undersigned is no longer registered or participating in the program.

The undersigned agrees that, should it employ or contract with any subconsultant(s) and/or subcontractor(s) in connection with the performance of this Contract, the undersigned will secure from such subconsultant(s) and/or subcontractor(s) verification of compliance with the Mississippi Employment Protection Act. The undersigned further agrees to maintain records of such compliance and provide a copy of each such verification to the Mississippi Development Authority, if requested, for the benefit of the recipient and the Mississippi Development Authority or this Contract.

127866

EEV\* Company Identification Number [Required]

0727

The undersigned certifies that the above information is complete, true and correct to the best of my knowledge and belief. The undersigned acknowledges that any violation may be subject to the cancellation of the contract, ineligibility for any state or public contract for up to three (3) years, the loss of any license, permit, certificate or other document granted by any agency, department or government entity for the right to do business in Mississippi for up to one (1) year, or both, any and all additional costs incurred because of the contract cancellation or the loss of any license or permit, and may be subject to additional felony prosecution for knowingly or recklessly accepting employment for compensation from an unauthorized alien as defined by 8 U S C §1324a(h)(3), said action punishable by imprisonment for not less than one (1) year nor more than five (5) years, a fine of not less than One Thousand Dollars (\$1,000 00) nor more than Ten Thousand Dollars (\$10,000 00), or both, in addition to such prosecution and penalties as provided by Federal law.

BY

Ashley Sansing  
Authorized Officer or Agent

8-28-2014  
Date

Ashley Sansing  
Printed Name of Authorized Officer or Agent

Manager  
Title of Authorized Officer or Agent of Contractor

SWORN TO AND SUBSCRIBED before me on this the 28th day of August, 20 14

Charles Kildner  
NOTARY PUBLIC

My Commission Expires

\* As of the effective date of the Mississippi Employment Protection Act, the applicable federal work authorization program is E-Verify™ operated by the U S Citizenship and Immigration Services of the U S Department of Homeland Security, in conjunction with the Social Security Administration

SECTION 902  
**PROPOSAL**

Date 8 28 2014

Proposal of APAC MISSISSIPPI INC

of Jackson, MS

for construction of the following designated project within the time hereinafter specified.

The Plans are composed of drawings and blue prints on file in the offices of the Chancery Clerk of Clay County  
County at West Point Mississippi

The Specifications are the currently approved Standard Specifications of the Office of State Aid Road Construction of the Mississippi Department of Transportation and the Federal Highway Administration except where superseded or amended by Special Provisions and Revisions of the Specifications attached hereto and made a part thereof

Board of Supervisors

Clay County West Point Mississippi

Sure The following is made on behalf of

Dwight Boyd 101 Avenue D Drive Richton, MS 39218

**Proposal Guaranty**

Insert here or attach hereto certified check or Proposal Guaranty Bond in the amount as required in the Notice to Contractors

Each agent representing such Surety Company must file with the contracting county his power of attorney duly executed by said Surety Company

(Names and addresses of those interested)

and no others. Evidence of my (our) authority to submit the Proposal is hereby furnished. The Proposal is made without collusion on the part of any person firm or corporation. I (we) certify that I (we) have carefully examined the Plans and the Specifications, including the Special Provisions and Revisions herein, and have personally examined the site of the work. On the basis of the Specifications, Special Provisions, Revisions and Plans I (we) propose to furnish all necessary machinery tools apparatus and other means of construction and do all the work and furnish all the materials in the manner specified. I (we) understand that the quantities mentioned below are approximate only and are subject to either increase or decrease and hereby propose to perform any increased or decreased quantities of work at the unit prices bid.

The following is my (our) itemized Proposal

729

## SECTION 902--I Proposal (Continued)

In the event of award of the Contract to me (us) under this Proposal I (we) contemplate the sub-contracting of the following items to the persons or firms named after each item in accordance with Special Provisions providing for the sub-contracting attached hereto if such sub-contracting thereof is approved by the Board of Supervisors and the State Aid Engineer. In the event of disapproval of such sub-contracting I (we) agree to perform such item or items of work with my (our) own organization in full compliance with all applicable items of this Proposal.

NOTE: Bidder will insert below a list of the specific Pay Items and Quantities thereof which he proposes to sub contract, and the names and addresses of the persons or firms to whom he proposes to sub contract each item.

Pay Item No 5418 A 1 LS Maintenance of Traffic  
(quantity) (description)  
to Trans Tech Inc of Columbus, MS

Pay Item No 621K 2489 MF Paint stripe  
(quantity) (description)  
to J. C. Check Contractors of Kosciusko, MS

Pay Item No 621F1 2580 LF Paint stripe  
(quantity) (description)  
to J. C. Check Contractors of Kosciusko, MS

Pay Item No 712B 1 Ton Limestone  
(quantity) (description)  
to JS of Columbus, MS

Pay Item No 712F 50 Ton 131313  
(quantity) (description)  
to JS of Columbus, MS

Pay Item No 714A 1 gal Seed  
(quantity) (description)  
to JS of Columbus, MS

Pay Item No 716A 2 Ton Mulch  
(quantity) (description)  
to JS of Columbus, MS

Pay Item No 724A 50 ST Srd  
(quantity) (description)  
to JS of Columbus, MS

Pay Item No 233A 1800 LF 5 ft fence  
(quantity) (description)  
to JS of Columbus, MS

I hereby certify that the persons or firms are named above as sub-contractors with the knowledge and consent of the persons or firms named.

Signed Ashley Sansing  
By Ashley Sansing

In the event of the award of this contract to the above named bidder for the performance of the work, and in the further event that the sub contractor(s) named herein are approved by the Board of Supervisors and the State Aid Engineer, the sub contractor or sub contractors shall execute the following:

I (we) hereby certify that the use of our names as sub-contractors on the above item was and is with our knowledge and consent.

\_\_\_\_\_  
20  
\_\_\_\_\_  
20  
\_\_\_\_\_  
20  
\_\_\_\_\_  
20

## SECTION 902--I Proposal (Continued)

I (we) further propose to perform all force account or extra work that may be required of me (us) on the basis of the Specifications and to give such work my (our) personal attention in order to see that it is economically performed.

I (we) further propose to execute the attached contract agreement (Section 903) as soon as the work is awarded (us) and to begin and complete the work within the time limit provided for in the Specifications and Notice to Contract (we) also propose to execute the attached contract bond (Section 904) in an amount not less than one hundred (100) per cent of the total of my (our) bid. This bond shall not only serve to guarantee the completion of the work on my (our) part but to guarantee the excellence of both workmanship and materials until the work is finally accepted.

I (we) enclose a certified check (bid bond) for \_\_\_\_\_ (\$ \_\_\_\_\_) and hereby agree that in case of my (our) failure to execute the contract and furnish bond with FIFTEEN (15) days after the award, the amount of this check (bid bond) will be forfeited to the County of \_\_\_\_\_ State of Mississippi, as liquidated damages arising out of my (our) failure to execute the contract as proposed. It is understood that in case I am (we are) not awarded the work, the check will be returned as provided in the Specifications.

Respectfully submitted

Ashley Sansing  
By Ashley Sansing  
Title Project Manager  
Address 101 Riverview Drive Richton, MS 39218

Date 6-28 2014

(To be filled in if a corporation)

Our corporation is chartered under the Laws of the State of Delaware and the names, titles and business addresses of the executives are as follow:

William Ellis 101 Riverview Drive Richton, MS 39218  
President Address  
William Ellis 101 Riverview Drive Richton, MS 39218  
Secretary Address  
William Ellis 101 Riverview Drive Richton, MS 39218  
Treasurer Address



SECTION 902  
PROPOSAL SHEET (2-A)

PROJECT NO APL-0013(46)B  
CLAY COUNTY, MISSISSIPPI

For the construction of ASPHALT WIDENING AND OVERLAY on 0.244 mile(s) of county road known as AIRPORT ROAD in Clay County Mississippi under Appalachian Access Highway Project No APL-0013(46)B

I (We) agree to complete the entire project within 45 Working Days

\*\*\*SPECIAL NOTICE TO BIDDERS\*\*\*  
BIDS WILL NOT BE CONSIDERED UNLESS BOTH UNIT PRICES AND ITEM TOTALS ARE ENTERED

Ref No	Pay Item No	Description	Approx Quantity	Unit	Unit Price		Item Total	
					Dollars	Cents	Dollars	Cents
Roadway Items								
1	S-200-A	MOBILIZATION	Lump Sum	LS	XXXXXXXXXX	XXXXXXXXXX	15,432	00
2	S-304-A	GRANULAR MATERIAL (LVM) (CLASS 3 GROUP B)	598 000	CY	35	00	20,930	00
3	S-403-A	HOT MIX ASPHALT, (ST) (9 5 mm)	228 000	TON	125	00	28,500	00
4	S-403-A	HOT MIX ASPHALT (ST) (12 5 mm)	456 000	TON	121	00	55,176	00
5	S-403-B	HOT MIX ASPHALT (ST) (12 5 mm) LEVELING	171 000	TON	140	00	23,940	00
6	S-403 C	HOT MIX ASPHALT (ST) (25 mm) TRENCH WIDENING	70 000	TON	165	00	11,550	00
7	S-618-A	MAINTENANCE OF TRAFFIC	Lump Sum	LS	XXXXXXXXXX	XXXXXXXXXX	15,456	00
8	S-618-B	ADDITIONAL CONSTRUCTION SIGNS	0 000	SF	10	00	0	00
9	S-621-C	4 WIDE THERMOPLASTIC EDGE STRIPE (CONTINUOUS WHITE) (60 mil)	0 489	MI	3000	00	1467	00
10	S-621-E-1	4" WIDE THERMOPLASTIC TRAFFIC STRIPE (CONTINUOUS YELLOW) (90 mil)	2 580 000	LF	0	50	1290	00
11	S-627-L	TWO-WAY YELLOW REFLECTIVE HIGH PERFORMANCE RAISED MARKERS	33 000	EA	10	00	330	00
12	S-630-A	REFLECTORIZED TRAFFIC WARNING SIGN (ENCAPSULATED LENS)	1 000	EA	200	00	200	00
13	S-630-C	REFLECTORIZED TRAFFIC OBJECT MARKER (ENCAPSULATED LENS) (TYPE 3)	4 000	EA	100	00	400	00
Subtotal Roadway Items							174,671	00
Erosion Control Items								
14	901-S-212-A	AGRICULTURAL LIMESTONE	1 000	TON	300	00	300	00
15	S-212 B	COMMERCIAL FERTILIZER ( 13 13 13 )	0 500	TON	1000	00	500	00

C731

SECTION 902  
PROPOSAL SHEET (2-B)

PROJECT NO APL-0013(46)B  
CLAY COUNTY, MISSISSIPPI

Ref No	Pay Item No	Description	Approx Quantity	Unit	Unit Price		Item Total	
					Dollars	Cents	Dollars	Cents
16	S-212-F	AMMONIUM NITRATE	0 250	TON	500	00	125	00
17	S-214-A	SEEDING	1 000	AC	1200	00	1200	00
18	S-215-A	VEGETATIVE MATERIALS FOR MULCH	2 000	TON	250	00	500	00
19	S-226-A	SOLID SODDING	50 000	SY	8	00	400	00
20	S-233-A	TEMPORARY SILT FENCE	1 800 000	LF	3	75	6750	00
21	907-237-A	WATTLES 20"	100 000	LF	3	75	375	00
Subtotal Erosion Control Items							10,150	00
Total Bid							184,821	00

0732

SECTION 902 PROPOSAL  
SHEET 2-DBE (Rev 01-08)

PROJECT NO APL-0013(46)B  
COUNTY Clay

The Established Contract Goal is 5 (%) percent for Disadvantaged Business Enterprises

The bidder hereby gives assurance pursuant to the applicable requirements of "Safe, Accountable, Flexible, Efficient Transportation Equity Act, A Legacy For Users (SAFETEA-LU)" and "Part 26, Title 49, Code of Federal Regulations" that the bidder has made a good faith effort to meet the contract goal for DBE participation for which the proposal is submitted

All prospective bidders are hereby notified that failure to meet the above listed goals could cause the contract not to be awarded to the apparent successful low bidder

I/We agree to subcontract the Established Contract Goal percentage stated above to small business concerns owned and controlled by socially and economically disadvantaged individuals

OR (Check appropriate )

I/we propose to subcontract 5 % of this contract to a small business concern owned and controlled by socially and economically disadvantaged individuals and have submitted herewith that information which will satisfy State Aid that adequate good faith efforts were made to meet the contract goal (see Notice to Bidders No 4)

Bidder is a small business concern DBE

This is a joint venture bid in which one or more of the participants is a small business concern DBE

Respectfully Submitted

By Ashley Long

Title Project Manager

NOTE FAILURE TO SIGN THIS PART OF PROPOSAL SHALL BE CAUSE FOR REJECTION OF THE BID DBE  
CONTRACTORS MUST BE INCLUDED ON THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION LIST OF  
CERTIFIED DBE CONTRACTORS INCLUDED IN THIS PROPOSAL



AIA Document A310

# Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we APAC - MISSISSIPPI, INC

as Principal hereinafter called the Principal and FEDERAL INSURANCE COMPANY

a corporation duly organized under the laws of the State of INDIANA

as Surety hereinafter called the Surety are held and firmly bound unto CLAY COUNTY BOARD OF SUPERVISORS

as Obligor hereinafter called the Obligor in the sum of FIVE PERCENT OF AMOUNT BID

Dollars (\$5% OF AMT BID)

for the payment of which sum well and truly to be made the said Principal and the said Surety, bind ourselves our heirs executors administrators successors and assigns, jointly and severally, firmly by these presents

WHEREAS, the Principal has submitted a bid for AIRPORT ROAD PROJECT #APL-0013(46)B

NOW, THEREFORE if the Obligor shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligor in accordance with the terms of such bid and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligor the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligor may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void otherwise to remain in full force and effect

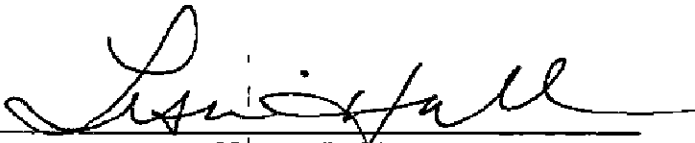
Signed and sealed this 28TH day of AUGUST 2014

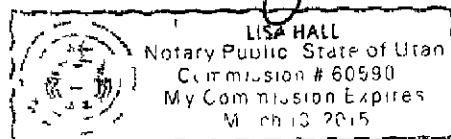
<p><u>Peggy Hughes</u> (Witness)</p>	<p>APAC - MISSISSIPPI, INC (Principal) <u>Winnie Ellis</u> (Title)</p>	<p>(Seal)</p>
<p><u>Lesingfall</u> (Witness)</p>	<p>FEDERAL INSURANCE COMPANY (Surety) <u>TINA DAVIS</u> (Title) Attorney-In-Fact</p>	<p>(Seal)</p>

## SURETY ACKNOWLEDGMENT

STATE OF UTAH                    }  
COUNTY OF SALT LAKE        }**SS**

On this 28TH day of AUGUST, 2014, before me personally came TINA DAVIS to me known, who, being by me duly sworn, did depose and say that she is an Attorney-In-Fact of FEDERAL INSURANCE COMPANY the corporation described in and which executed the within instrument, that she knows the corporate seal of said corporation, that the seal affixed to the within instrument is such corporate seal, and that she signed the said instrument and affixed the said seal as Attorney-In-Fact of the Board of Directors of said corporation and by authority of this office under the Standing Resolutions thereof

  
\_\_\_\_\_  
Notary Public





Chubb  
Surety

POWER  
OF  
ATTORNEY

Federal Insurance Company  
Vigilant Insurance Company  
Pacific Indemnity Company

Attn: Surety Department  
15 Mountain View Road  
Warren, NJ 07059

Know All by These Presents That FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, and PACIFIC INDEMNITY COMPANY, a Wisconsin corporation do each hereby constitute and appoint Tina Davis, Lisa Hall and Lindsey Plattner of Salt Lake City, Utah

each as their true and lawful Attorney in Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business and any instruments amending or altering the same and consents to the modification or alteration of any instrument referred to in said bonds or obligations  
In Witness Whereof said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY and PACIFIC INDEMNITY COMPANY have each executed and attested these presents and affixed their corporate seals on this 16<sup>th</sup> day of July, 2014

  
Dawn M. Chloros, Assistant Secretary

  
David B. Norris Jr., Vice President



STATE OF NEW JERSEY

ss

County of Somerset

On this 16<sup>th</sup> day of July, 2014 before me a Notary Public of New Jersey personally came Dawn M. Chloros to me known to be Assistant Secretary of FEDERAL INSURANCE COMPANY VIGILANT INSURANCE COMPANY and PACIFIC INDEMNITY COMPANY the companies which executed the foregoing Power of Attorney and the said Dawn M. Chloros being by me duly sworn did depose and say that she is Assistant Secretary of FEDERAL INSURANCE COMPANY VIGILANT INSURANCE COMPANY and PACIFIC INDEMNITY COMPANY and knows the corporate seals thereof that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By Laws of said Companies and that she signed said Power of Attorney as Assistant Secretary of said Companies by like authority and that she is acquainted with David B. Norris Jr. and knows him to be Vice President of said Companies and that the signature of David B. Norris Jr. subscribed to said Power of Attorney is in the genuine handwriting of David B. Norris Jr. and was thereto subscribed by authority of said By Laws and in deponent's presence

Notarial Seal



KATHERINE J. ADELAAR  
NOTARY PUBLIC OF NEW JERSEY  
No. 2318885  
Commission Expires July 16, 2019

  
Notary Public

#### CERTIFICATION

Extract from the By Laws of FEDERAL INSURANCE COMPANY VIGILANT INSURANCE COMPANY and PACIFIC INDEMNITY COMPANY

All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys. In Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached

I, Dawn M. Chloros, Assistant Secretary of FEDERAL INSURANCE COMPANY VIGILANT INSURANCE COMPANY and PACIFIC INDEMNITY COMPANY (the Companies) do hereby certify that

- the foregoing extract of the By-Laws of the Companies is true and correct
- the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department, further Federal and Vigilant are licensed in the U.S. Virgin Islands and Federal is licensed in American Samoa, Guam, Puerto Rico and each of the Provinces of Canada except Prince Edward Island and
- the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this AUGUST 28, 2014



  
Dawn M. Chloros, Assistant Secretary

IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS

LISTED ABOVE OR BY Telephone (908) 903-3493 Fax (908) 903-3856 e-mail: surety@chubb.com

0736

**apac**

APAC-Mississippi, Inc.

P.O. Box 1388

Columbus, Mississippi 39703-1388

Certificate of Responsibility Number \_\_\_\_\_

AMY G. BERRY

2014 AUG 28 AM 9:39

CLAY COUNTY  
WEST POINT, MS

BY \_\_\_\_\_ D.C.

737

To: Clay County Board of Supervisors

205 Court Street

West Point, MS 39773

**BID**

Project Airport Road APL-0013(46) B

Owner Clay County Board of Supervisors

