

**BE IT REMEMBERED** that the Board of Supervisors of Clay County, Mississippi, met at the Courthouse in West Point, MS, on the 8th day of October, 2015, at 9 00 a m , and present were Lynn Horton, President, Luke Lummus, R B Davis, Shelton Deanes, and Floyd McKee Also present were Amy G Berry, Chancery Clerk and Clerk to the Board, Bob Marshall, Board Attorney, and Eddie Scott, Sheriff of Clay County, when and where the following proceedings were as determined to wit,

NO \_\_\_\_\_

**IN THE MATTER OF ADOPTING AND AMENDING THE AGENDA FOR THE  
BOARD OF SUPERVISORS MEETING HELD ON OCTOBER 8, 2015**

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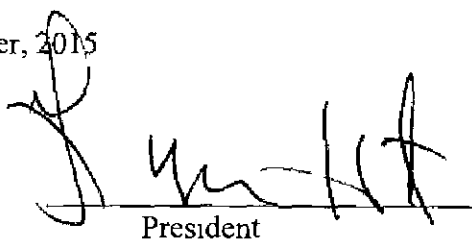
There came on this day for consideration the matter of adopting and amending the agenda for the Board of Supervisors meeting held on October 8, 2015

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

- Bob Marshall regarding Negotiation of Property

After motion by Shelton Deanes and second by Floyd McKee this Board doth vote unanimously to adopt the agenda as presented and further approves the items added to the agenda for discussion

SO ORDERED this the 8th day of October, 2015

  
\_\_\_\_\_  
President



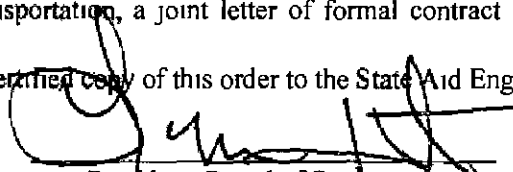
ORDER OF THE BOARD OF SUPERVISORS OF CLAY COUNTY ACCEPTING  
THE CONTRACT FOR LOCAL SYSTEM BRIDGE PROGRAM  
PROJECT NO LSBP-13(13)

WHEREAS the Board of Supervisors of Clay County, Mississippi awarded a contract to **Glasgow Const Co** ,  
known as **LOCAL SYSTEM BRIDGE PROGRAM** Project No **LSBP-13(13)**,

WHEREAS, the Clay County Engineer and the State Aid Engineer advise that they consider the construction  
portion of this contract to have been completed according to all its provisions and recommend that the Contractor be  
released from further maintenance responsibilities

NOW, THEREFORE, IT IS HEREBY ORDERED by this Board that the contractor for the project designated  
above, be released from further maintenance responsibility under the contract, effective **September 25, 2015**

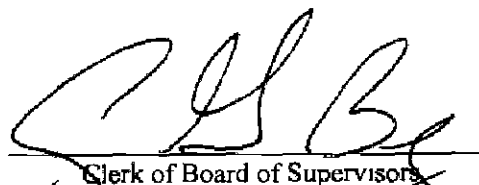
IT IS FURTHER ORDERED that the President of the Board be and he is hereby authorized to sign, with the State  
Aid Engineer of the Mississippi Department of Transportation, a joint letter of formal contract acceptance to the  
Contractor, and that the Clerk of the Board transmit a certified copy of this order to the State Aid Engineer



President, Board of Supervisors

CLAY COUNTY MISSISSIPPI

This is to certify that the foregoing is a true and correct copy of an order passed by the Board of  
Supervisors of Clay County Mississippi, entered into the minutes of said Board of Supervisors, Minute Book No  
          , Page No 151, same having been adopted at a meeting of said Board of Supervisors on the 8th  
day of October, 20 15



Clerk of Board of Supervisors  
CLAY COUNTY, MISSISSIPPI

OFFICE OF  
STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
P O BOX 1850  
JACKSON MISSISSIPPI 39215 1850

H Carey Webb P E  
State Aid Engineer  
Telephone (601)359-7150  
www.msstateaidroads.us

412 Woodrow Wilson Avenue  
Jackson Mississippi 39216  
Fax (601)359 7141  
mail@osarc.state.ms.us

September 28, 2015

Gentlemen

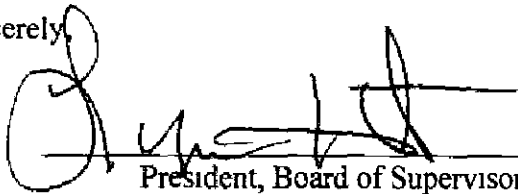
Glasgow Construction Co , Inc  
521 Glasgow Loop  
Guin, AL 35563

RE LOCAL SYSTEM BRIDGE PROGRAM  
PROJECT NO LSBP-13(13)  
CLAY COUNTY

This is our formal notice that the above designated contract, including all provisions thereof, is hereby accepted and you are released from further responsibility under this contract effective upon signature of the State Aid Engineer

Sincerely,

By

  
\_\_\_\_\_  
President, Board of Supervisors

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

By

\_\_\_\_\_  
H Carey Webb, State Aid Engineer  
Office of State Aid Road Construction

\_\_\_\_\_  
Date

HCW/PR

pc Clay County Board of Supervisors  
Robert L Calvert, P E , County Engineer  
Western Surety Co  
Materials DIVISION, 72-01  
State Tax Commission  
Project File

ORDER OF THE BOARD OF SUPERVISORS OF CLAY COUNTY ACCEPTING

THE CONTRACT FOR LOCAL SYSTEM BRIDGE PROGRAM

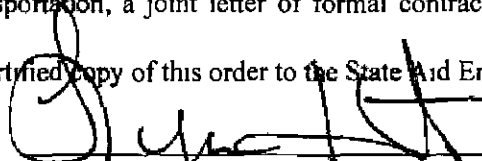
PROJECT NO LSBP-13(15)

WHEREAS, the Board of Supervisors of Clay County, Mississippi awarded a contract to **Ausbern Const , Inc** known as **LOCAL SYSTEM BRIDGE PROGRAM** Project No **LSBP-13(15)**,

WHEREAS, the Clay County Engineer and the State Aid Engineer advise that they consider the construction portion of this contract to have been completed according to all its provisions and recommend that the Contractor be released from further maintenance responsibilities

NOW, THEREFORE, IT IS HEREBY ORDERED by this Board that the contractor for the project designated above, be released from further maintenance responsibility under the contract, effective **September 25, 2015**

IT IS FURTHER ORDERED that the President of the Board be and he is hereby authorized to sign, with the State Aid Engineer of the Mississippi Department of Transportation, a joint letter of formal contract acceptance to the Contractor, and that the Clerk of the Board transmit a certified copy of this order to the State Aid Engineer




President, Board of Supervisors

CLAY COUNTY MISSISSIPPI

This is to certify that the foregoing is a true and correct copy of an order passed by the Board of Supervisors of Clay County, Mississippi, entered into the minutes of said Board of Supervisors Minute Book No

151, Page No \_\_\_\_\_, same having been adopted at a meeting of said Board of Supervisors on the 8<sup>th</sup> day of October, 20 15



Clerk of Board of Supervisors

CLAY COUNTY, MISSISSIPPI

OFFICE OF  
STATE AID ROAD CONSTRUCTION  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
P O BOX 1850  
JACKSON MISSISSIPPI 39215 1850

H Carey Webb P E  
State Aid Engineer  
Telephone (601)359 7150  
www.msstateaidroads.us

412 Woodrow Wilson Avenue  
Jackson Mississippi 39216  
Fax (601)359 7141  
mail@osarc.state.ms.us

September 28, 2015

Gentlemen

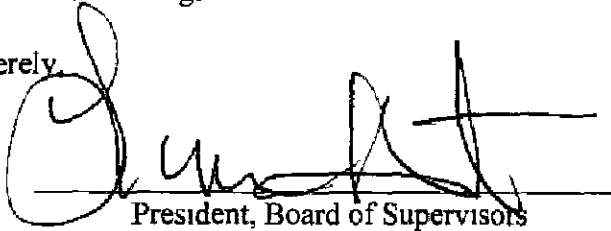
Ausbern Constr Co , Inc  
P O Drawer 329  
Okolona, MS 38860

RE **LOCAL SYSTEM BRIDGE PROGRAM**  
**PROJECT NO LSBP-13(15)**  
**CLAY COUNTY**

This is our formal notice that the above designated contract, including all provisions thereof, is hereby accepted and you are released from further responsibility under this contract effective upon signature of the State Aid Engineer

Sincerely,

By

  
\_\_\_\_\_  
President, Board of Supervisors

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

By

\_\_\_\_\_  
H Carey Webb, State Aid Engineer  
Office of State Aid Road Construction

\_\_\_\_\_  
Date

HCW/PR

pc Clay County Board of Supervisors  
Robert L Calvert, P E , County Engineer  
Granite Re, Inc  
Materials Division, 72-01  
State Tax Commission  
Project File

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING PAYMENT TO THE CLAY COUNTY FLOOD  
PLAIN COORDINATOR, RANDY JONES**

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There came on this day for consideration the matter of authorizing payment to the Clay County Flood Plain Coordinator, Randy Jones


It appears to this Board an invoice has been received as attached hereto as Exhibit A for Flood Plain Coordinator services for the month of September 2015 in the amount of \$ 517 44

It appears to this Board that the County is not collecting the \$30 00 flood plan assessment fee for people who apply through the City of West Point and that the purpose of charging the said fee was to offset the County's expense paid to Rand Jones, and

It appears to this Board the Chancery Clerk has coordinated with the Tax Assessor/Collector, the Mayor, the Building Inspector, and Randy Jones, Flood Plain Coordinator for the County, and is implemented the procedures as attached hereto as Exhibit B to ensure the County is receiving a fee for every Flood Plain Certification

THEREFORE, after motion by Luke Lummus and second Shelton Deanes this Board doth vote unanimously to authorize to pay the invoice as attached hereto as Exhibit A to Randy Jones for Flood Plain Coordinator Services for the month of September 2015 in the amount of \$ 517 44 and furthermore, approves of the said application procedures as attached hereto as Exhibit B

SO ORDERED this the 8th day of October, 2015

  
\_\_\_\_\_  
President

**Invoice for Clay County Floodplain Administration**  
**September 7, 2015 – October 5, 2015**

Clay County Board of Supervisors  
 Attn: The Honorable, Lynn Horton, President  
 P O Box 815, West Point, MS 39773

ITEM	HOURS	*MILEAGE	TOTAL
09/08/15 Conference, research, travel letter Thomas Allen, 817 Cotton Mill Village, West Point, MS 39773	1.0 @ \$15.00=\$15.00 0.5 @ \$30.00=\$15.00	See Attachment	\$30.00
09/14/15 Conference, research, travel, letter Eric Stanfield, Highway 45A North, West Point, MS 39773	1.0 @ \$15.00=\$15.00 0.5 @ \$30.00=\$15.00	See Attachment	\$30.00
09/14/15 Conference, research, travel letter Willie Lenoir Old Tibbee Road, West Point, MS 39773	1.0 @ \$15.00=\$30.00 1.0 @ \$30.00=\$60.00	See Attachment	\$45.00
09/18/15 Conference, research, travel, letter Jeanne Staten (Ralph Dexter) Highway 47, West Point, MS 39773	1.0 @ \$15.00=\$15.00 1.0 @ \$30.00=\$15.00	See Attachment	\$30.00
09/24/15 Conference, research, travel, letter Critz Campbell, 527 Georgia Pacific, West Point, MS 39773	1.0 @ \$15.00=\$15.00 0.5 @ \$30.00=\$15.00	See Attachment	\$30.00
09/24/15 Conference research, travel letter Kum & Eileen Thompson, 3611 Mhoon Valley Road, West Point, MS 39773	1.0 @ \$15.00=\$15.00 0.5 @ \$30.00=\$15.00	See Attachment	\$30.00
09/25/15 Conference research, travel, letter Suvanis & Latonya Harris (Dewayne Mosley) 17365 Highway 46, Pheba, MS 39755	1.0 @ \$15.00=\$15.00 1.0 @ \$30.00=\$30.00	See Attachment	\$45.00
09/25/15 Conference research, travel, letter Ashley Inman (Shane & Elizabeth Inman) White Cove, West Point, MS 39773	1.0 @ \$15.00=\$15.00 1.0 @ \$30.00=\$30.00	See Attachment	\$45.00
09/29/15 Conference research, travel letter Mike Henson (Paul Carpenter) 1259 Pecan Lane, West Point, MS 39773	1.0 @ \$15.00=\$15.00 0.5 @ \$30.00=\$15.00	See Attachment	\$30.00
10/02/15 Conference research, travel, letter Robert & Mamie Huffman (Rish Family Trust) 2015	1.0 @ \$15.00=\$15.00 1.0 @ \$30.00=\$30.00	See Attachment	\$45.00
09/04/15 – 10/05/15 Driving time, copies for Board of Supervisors, Tax Assessor Property Owners, MEMA, preparation for CRS, and prepare reports for Supervisors	3.2 @ \$15.00=\$48.00 2.0 @ \$30.00=\$60.00	103.2 @ \$0.48=\$49.44	\$157.44
<b>TOTALS</b>	<b>\$468.00</b>	<b>\$49.44</b>	<b>\$517.44</b>

<sup>1</sup> Driving time for county floodplain administration billed at half technical/research rate. Copies of correspondence, research, and letters are attached.

Respectfully Submitted



Please mail to **RWJ Consulting, LLC**  
**P O Box 1284**  
**West Point, Mississippi 39773**

RWJ/rj  
 Encl as



## **Flood Plan Certificate**

### **For Individuals living in the City Limits**

- Before anyone can apply for a Building Permit with the City, they will be required to, first, come to the Tax Assessor/Collector's office and complete the Flood Plan Application and pay the \$30 certification fee
- Upon the Tax Assessor receiving the FP Certificate from Flood Plan Coordinator she will call the individual to let them know their Certificate is ready
- Individual will take FP Certificate to the Building Inspector's office to get Building Permit

NO \_\_\_\_\_

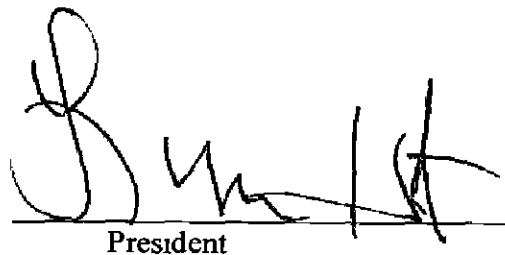
**IN THE MATTER OF ADOPTING AND APPROVING THE INTER LOCAL  
AGREEMENT BETWEEN THE CITY OF WEST POINT AND CLAY COUNTY  
REGARDING THE CREATING OF AN EMERGENCY MANAGEMENT AGENCY**

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There came on this day for consideration the matter of adopting and approving the Inter Local Agreement between the City of West Point and Clay County regarding the creating of an Emergency Management Agency

After motion by Luke Lummus and second by R B Davis this Board doth vote unanimously to authorize and approve the said Inter local Agreement as attached hereto as Exhibit A

SO ORDERED this the 8<sup>th</sup> day of October, 2015

  
\_\_\_\_\_  
President

AN INTERLOCAL AGREEMENT BETWEEN THE BOARD OF SUPERVISORS OF CLAY COUNTY MISSISSIPPI AND THE CITY OF WEST POINT MISSISSIPPI CREATING AN EMERGENCY MANAGEMENT AGENCY AND AGENCY FOR WEST POINT/CLAY COUNTY DESIGNATING AGENCY MEMBERSHIP AND SETTING FORTH THE POWERS AND DUTIES OF THE AGENCY AND THE DIRECTOR AND ASSISTANT DIRECTOR THEREOF

THIS AGREEMENT is made and entered into on the date hereinafter set forth by and between the Clay County, Mississippi, by and through its governing authorities, the Clay County Board of Supervisors ( 'CLAY COUNTY' ) and the City of West Point Mississippi by and through its governing authorities the Board of Mayor and Selectmen of the City of West Point ( 'WEST POINT' ), and

WHEREAS CLAY COUNTY and WEST POINT desire to provide an organized plan for emergencies which may occur by natural disaster or otherwise in Clay County, Mississippi, which includes the City of West Point, Mississippi and to provide structure for the formation of an Emergency Management Agency to oversee the planning and preparation for such potential emergencies and

WHEREAS CLAY COUNTY and WEST POINT, pursuant to the authority granted under the "Interlocal Cooperation Act of 1974" (codified at Miss Code Ann § 17-13-1, *et seq* ) have agreed to form a mutual Emergency Management Agency for the benefit of the citizens of Clay County, Mississippi

NOW, THEREFORE, by the mutual covenants and promises contained herein, the parties agree as follows

SECTION 1            Short Title

This Interlocal Agreement shall be known as and cited or referred to as the West Point/Clay County Emergency Management Interlocal Agreement

SECTION 2            Intent and Purpose

It is the intent and purpose of this Agreement to provide for the

- (1)    creation of an Emergency Management Agency and Agency,
- (2)    the preparation and carrying out of plans for the protection of persons and

property within this city/county area in the event of an emergency,

(3) the direction of the emergency organization and

(4) the coordination of the emergency functions of this city/county area with all other public agencies, corporation organizations and affected persons

SECTION 3 Definitions as Used in this Agreement

Emergency Management means the preparation for the carrying out of all emergency measures and functions, other than functions for which military forces or state or federal agencies are primarily responsible, to prevent minimize and repair injury, damage or loss resulting from disasters or emergencies caused by or that would be caused by enemy attack, sabotage, or other hostile action, or by natural, man-made or technological causes, and the recovery therefrom

SECTION 4 Emergency Management Agency Created, Members

The West Point/Clay County Emergency Management Agency is hereby created and shall consist of a Board comprised of the following members

- A An appointee of the Clay County MS Board of Supervisors
- B An appointee of the City of West Point Mississippi
- C The Sheriff of Clay County Mississippi, or a deputy from his department appointed by the Sheriff
- D The Chief of Police of West Point Mississippi, or a representative from his department appointed by him
- E The Fire Chief of the City of West Point, or a representative from his department appointed by him
- G The Clay County Volunteer Fire Coordinator
- H A member to be mutually agreeable by Clay County and the City of West Point

A chairman and vice-chairman of the Board shall be appointed by majority vote of the members of the Board

SECTION 5                    Emergency Management Agency, Powers and Duties

It shall be the duty of the West Point/Clay County Emergency Management Agency and it is hereby empowered to develop and recommend for adoption by the Board of Mayor and Selectmen and the Board of Supervisors of Clay County emergency and mutual aid plans and agreements and such Agreements and rules and regulations as are necessary to implement such plans and agreements. The Emergency Management Agency shall meet at the call of the Chairman or at the call of a majority of the members of the Board. The Agency shall meet at least quarterly. The Assistant Director shall be invited to attend such meetings.

SECTION 6                    Emergency Management Agency Created

There is hereby created the West Point/Clay County Emergency Management Agency with a Director and Assistant Director, each of whom shall be jointly appointed by the Board of Mayor and Selectmen and the Board of Supervisors.

SECTION 7                    Director, Powers and Duties

A        The Director is hereby empowered to

(1)      Develop, with the cooperation and assistance of emergency service chiefs, emergency plans, and manage the emergency programs of the City, such plans and programs to be integrated into and coordinated with the emergency management plans and programs of the State of Mississippi

(2)      Designate the order of succession to that office, to take effect in the event he/she is absent or incapacitated and unavailable to perform duties during an emergency

(3) Develop plans and procedures necessary to proclaim the existence of a local emergency

(4) Recommend that the Board of Mayor and Selectmen and/or the Board of Supervisors request the Governor to declare an emergency when, in his/her opinion the locally available resources are inadequate to cope with the emergency

(5) Coordinate the effort of City/County emergency organizations for the accomplishment of the purposes of this Agreement

(6) Represent the City/County in all dealings with public or private agencies on matters pertaining to emergencies as defined herein

(7) Recommend the issuance of rules and regulations on matters related to the protection of life and property as affected by emergency situations

(8) Recommend the procurement of vital supplies, equipment and such other resources needed for the protection of life and property

B The Director shall have such other duties and powers as may be delegated and assigned by the Board of Mayor and Selectmen and the Board of Supervisors

SECTION 8 Assistant Director, Powers and Duties

The Assistant Director shall assume the duties and responsibilities of the Director in the absence or unavailability of the Director/Coordinator

SECTION 9 Emergency Organization

The emergency organization of the West Point/Clay County shall consist of all officers and employees of this city/county, together with those volunteer forces enrolled to aid them during an emergency, and all organizations, groups and persons who by agreement or operation

of law be charged with the protection of life and property in this city/county during such emergency

SECTION 10            Emergency Plans

The Director shall be responsible to the Emergency Management Agency for the development and maintenance of the West Point/Clay County Emergency Management Plan, which plan shall provide for the effective mobilization of all the resources of this city/county, both public and private, to meet any condition constituting an emergency, and shall provide for the organization powers duties, services and staff of the emergency organization. Such plan shall take effect upon the adoption of this Agreement of the Board of Supervisors and Mayor and Board of Selectman of the City of West Point and acceptance by Mississippi Emergency Management Agency and approval of the same by the Attorney General of the State of Mississippi

SECTION 11            Funds

Funds to defray the expenses of administration and operation of the Emergency Management Agency shall be provided through an appropriation from the general fund made by the Board of Mayor and Selectmen and Board of Supervisors

SECTION 12            Immunity

No member of the emergency organization while engaged in any emergency management activities, while complying with or attempting to comply with this Agreement or any rule or regulation promulgated pursuant to it, except in cases of willful misconduct, shall be liable for the death or injury to persons, or damage to property, as a result of such activity

SECTION 13 Penalties

Any person violating any provision of the Agreement or any rule, order or regulation made pursuant to this Agreement shall, upon conviction thereof, be punishable by a fine not exceeding five hundred dollars or imprisonment for, but not exceeding, six months or both

SECTION 14 Repeal of Conflicting Agreements

Upon the execution of this Agreement and the approval of the same by all required governmental authorities, this agreement shall supersede all other agreements or ordinances of Clay County and the City of West Point which may be in conflict with the terms hereof

SECTION 15 Severability

Should any provision of this Agreement be held invalid, such action will not affect the other provisions thereof

SECTION 16 Effective Date and Termination of Agreement

This Agreement shall become effective from and the execution hereof by Clay County and the City of West Point and the approval of the same by all required governmental authorities This Agreement shall remain in effect unless terminated by either Clay County or the City of West Point with thirty (30) days notice to the other party

THE ABOVE AND FOREGOING AGREEMENT was previously reduced to writing, proposed, and introduced for the consideration of the Board of Supervisors of Clay County, Mississippi, at its meeting held on \_\_\_\_\_ 2015 and by the City of West Point,



Mississippi at its meeting held on October 8 2015

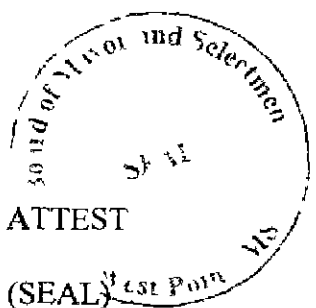
CLAY COUNTY, MISSISSIPPI, BY AND  
THROUGH ITS BOARD OF SUPERVISORS  
BY [Signature]  
Lynn Horton, President

ATTEST

(SEAL)

[Signature]  
AMY G BERRY CLERK

CITY OF WEST POINT, MISSISSIPPI  
BY [Signature]  
HARMON A ROBINSON, MAYOR



ATTEST

(SEAL)

[Signature]  
DELORIS DOSS, CLERK

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING TO PAY INVOICE TO CALVERT SPRADLING  
ENGINEERS FOR THE TOWN CREEK AND CAMPGROUND ROAD REPAIR  
PROJECT**

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There came on this day for consideration the matter of authorizing to pay invoice to Calvert Spradling Engineers for the Town Creek and Campground Road Repair Project

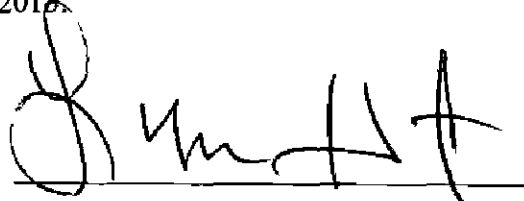
It appears to this Board as attached hereto as Exhibit A Calvert Spradling Engineers has submitted an invoice for payment for engineering fees incurred on the said Road Repair Project, and

It appears to this board that at a prior meeting held July 9, 2015, this Board voted to transfer \$1 2 million dollars from fund no 080, \$11 M Industrial Development Bond Fund and transfer to fund no 081, Road Repair Project Fund, as agreed upon by both Yokohama Tire Company and Clay County Board, and

It appears to this board that the said invoice as presented for payment should be paid from fund no 081, Road Repair Project Fund for engineering fees

After motion by Floyd McKee and second by R B Davis this Board doth vote unanimously to authorize payment for the invoice as stated above

SO ORDERED this the 8<sup>th</sup> day of October, 2015.



President

**Calvert-Spradling Engineers, Inc**  
P O Drawer 1078  
West Point, MS 39773  
662-494-7101

**Bill To**  
Clay County Board of Supervisors  
P O Box 815  
West Point MS 39773

Invoice #5613  
Date July 9 2015  
Project 215-047 Town Creek/Campground  
Roads

DESCRIPTION	Contract Amount	Prior Billed	Current Billed
Construction	\$ 104,700 00	\$ -	\$ 73,290 00
Testing	\$ 16,100 00	\$ -	\$ 3,120 24
<b>Total</b>	<b>\$ 120,800 00</b>	<b>\$ -</b>	<b>\$ 76,410 24</b>

This is to certify that the charge here made does not exceed the cost to the general public of such item or items in the same quality or quantity

*Robert L Calvert*

Robert L. Calvert P E  
County Engineer

Thank you for your business!

# BURNS COOLEY DENNIS, INC

## GEOTECHNICAL AND MATERIALS ENGINEERING CONSULTANTS

**Corporate Office**

551 Sunnybrook Road  
Ridgeland MS 39157  
Phone (601) 856-9911  
Fax (601) 856-9774

**Mailing Address**

Post Office Box 12828  
Jackson MS 39236

www.bcdgeo.com

**Materials Laboratory**

278 Commerce Park Dr  
Ridgeland MS 39157  
Phone (601) 856-2777  
Fax (601) 856-3557

May 30 2015

Project No

000150303 000

Invoice No

27872

Calvert Spradling Engineers Inc  
Attn John Freeman  
Post Office Drawer 1078  
West Point, MS 39773

Project 000150303 000 Towncreek Road & Campground Road Repair  
Pavement Investigation

**Professional Services from May 5, 2015 to May 23, 2015****Fee**

Total Fee 3 120 24

Total Earned 3 120 24

Previous Fee Billing 0 00

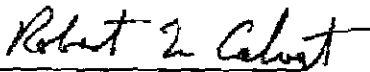
Current Fee Billing 3 120 24

**Total Fee 3,120 24**

**Total this Invoice \$3,120 24**

(See Attached Detail)

Approved By



Robert L Calvert, P E

RIDGELAND

HATTIESBURG

CLIFTON

NO \_\_\_\_\_

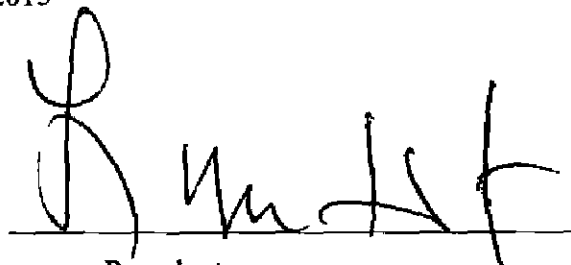
**IN THE MATTER OF AUTHORIZING TO SPREAD ON THE MINUTES THE  
CIRCUIT COURT ORDER APPOINTING A PUBLIC DEFENDER**

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There came on this day for consideration the matter of authorizing to spread on the minutes the Circuit Court Order appointing a Public Defender

After motion by Luke Lummus and second by Floyd McKee this Board doth vote unanimously to authorize to spread on the minutes the Circuit Court Order as attached hereto as Exhibit A authorizing to spread on the minutes the appointment of the public defender

SO ORDERED this the 8<sup>th</sup> day of October, 2015



President

IN THE CIRCUIT COURT OF CLAY COUNTY MISSISSIPPI

IN RE APPOINTMENT OF PART-TIME PUBLIC DEFENDER

Came on to be considered by the Court, sua sponte, the matter of appointing a part-time Public Defender for Clay County, Mississippi to replace the Honorable Mark Chett whose last day will be October 31, 2015

The Court does therefore appoint Marlin M "Mark" Stewart, III as the part-time Public Defender to replace Mark Chett in Clay County, Mississippi. This appointment shall take effect November 1, 2015 and will run through December 31, 2019, unless the Court by further order shall amend or vacate this appointment

The Circuit Clerk is directed to send a copy of this order to the Honorable Mark Stewart and to the Clay County Board of Supervisors

SO ORDERED, this the 5<sup>th</sup> day of Oct, 2015

*[Signature]*  
SENIOR CIRCUIT JUDGE

FILED CLAY COUNTY  
OCT 06 2015  
*[Signature]*

151/026

NO \_\_\_\_\_

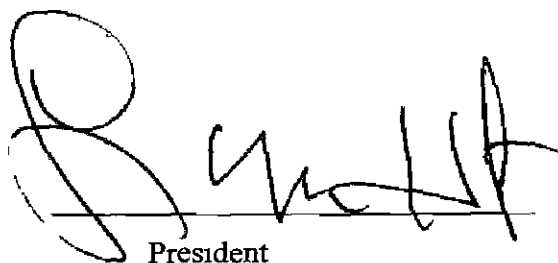
**IN THE MATTER OF AUTHORIZING TO SPREAD ON THE MINUTES THE BCAP  
REPORT FOR THE MONTH OF SEPTEMBER 2015**

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There came on this day for consideration the matter of authorizing to spread on the minutes the BCAP report for the month of September 2015

After motion by R B Davis and second by Floyd McKee this Board doth vote unanimously to authorize the monthly BCAP Report as attached hereto as Exhibit A for September to be spread on the minutes

SO ORDERED this the 8<sup>th</sup> day of October, 2015

A handwritten signature in black ink, appearing to read 'R B Davis', is written over a horizontal line. Below the line, the word 'President' is printed in a small, black, sans-serif font.

# Monthly BCAP Report

Sep-15

## Direct Control

Project	Hours	Beavers	Dams
Baker rd Turner	2	0	0
Hwy 47 Barr	1	0	0
Wicks rd	9	6	3
Deans rd	4	2	2
Hwy 50 Powell	3	1	0
Hwy 46 Gipson	2	0	0
Happy Hallow rd	15	0	0

## T A Survey

Hours

3

Location

Hwy 50 Kellogge, Hwy50 E Pate, Tibbee Lake  
Beacon, S Bennett



NO \_\_\_\_\_

**IN THE MATTER OF TRANSFERRING INTEREST EARNED**

---

There came on this day for consideration the matter of transferring interest earned

It appears to this Board interest has been earned on the Payroll Clearing Account in the amount of \$ 1 89 and in the Insurance Clearing Account in the amount of \$ 1 32 for and the said amounts should be transferred and settled to the General Operating Fund

After motion by R B Davis and second by Shelton Deanes this Board doth vote unanimously to authorize the said transfer as stated above

SO ORDERED this the 8th day of October, 2015



President

NO \_\_\_\_\_

**IN THE MATTER OF TRANSFERRING FUNDS**

---

There came on this day for consideration the matter of transferring interest earned

It appears to this Board fund no 240, District 4 Bond & Interest Fund 2008, is in need of funds to be transferred from fund no 154, District 4 Road Fund in the amount of \$6,301 49 as budgeted, to cover the shortfall of the semi-annual bond and interest payment

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize the said transfer as stated above

SO ORDERED this the 8th day of October, 2015



\_\_\_\_\_  
President

NO \_\_\_\_\_

**IN THE MATTER OF A TRANSFER OF FUNDS**

---

There came on this day for consideration the matter of a Transfer of Funds

It appears to this Board a Transfer of Funds is needed to be made to Fund No 097, E911 Fund from fund no 001, General Fund in the amount of \$50,000 00 which was budgeted in the fiscal budget of year ending 09/30/2015 and in order for the said fund to not be overdrawn for the month of September 30, 2015

After motion by Shelton Deanes and second by Luke Lummus this Board doth vote unanimously to authorize the said inter-fund loan as stated above

SO ORDERED this the 8th day of October, 2015



\_\_\_\_\_  
President

P F DATE 9/30/2015  
CHK DATE 10/08/2015 POST PD 2015/10  
DEPT CHECK # EMPLOYEE NAME  
0012 48490 STAFFORD CHARLES

CLAY COUNTY  
PAYROLL CHECKS BY DEPT

PAGE 1

10 04 55

DEPT	CHECKS
------	--------

DEPARTMENT TOTALS	0012 1
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TOTAL CHECKS	1
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NO \_\_\_\_\_

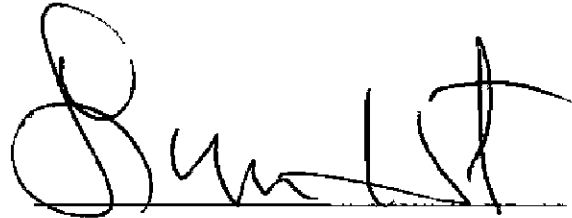
**IN THE MATTER OF AUTHORIZING AND APPROVING THE PRESIDENT TO  
EXECUTE THE EXECUTIVE COMPENSATION REPORTING FORM FOR MDOT**

---

There came on this day for consideration the matter of authorizing and approving the President to execute the Executive Compensation Reporting Form for MDOT

After motion by Luke Lummus and second by R B Davis this Board doth vote unanimously to authorize and approve the President to execute the Executive Compensation Reporting Form for MDOT as attached hereto as Exhibit A

SO ORDERED this the 8<sup>th</sup> day of October, 2015

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

President

**MDOT/State Aid Certification Form for Sub-Awards  
Executive Compensation Reporting for Transparency Act**

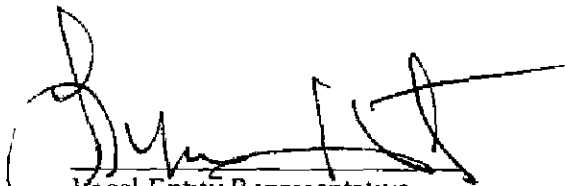
On behalf of the entity named below, I certify that I have personally read and reviewed the executive compensation reporting requirements of the Federal Funding Accountability and Transparency Act of 2006, as amended by Section 6202 of the Government Funding Transparency Act of 2008 [FFATA], and certify under penalty of perjury pursuant to Section 97-9-61, Mississippi Code of 1972, as amended, the following

Local Entity Name Clay County Board of Supervisors  
 Data Universal Numbering System (DUNS) Number 07911779 (required)

The local entity listed below receiving federal funds from MDOT/State Aid **does not** meet the executive compensation reporting requirements of the Federal Funding Accountability and Transparency Act of 2006, as amended by Section 6202 of the Government Funding Transparency Act of 2008 [FFATA]

The local entity listed below receiving federal funds from MDOT/State Aid **does** meet the executive compensation reporting requirements of Federal Funding Accountability and Transparency Act of 2006, as amended by Section 6202 of the Government Funding Transparency Act of 2008 [FFATA], listed below are the names and total annual compensation of the five most highly compensated officers of the county

	NAME	TOTAL ANNUAL COMPENSATION
1	_____	_____
2	_____	_____
3	_____	_____
4	_____	_____
5	_____	_____

  
 Local Entity Representative

10/8/15  
 Date

OFFICE OF  
STATE AID ROAD CONSTRUCTION

MISSISSIPPI DEPARTMENT OF TRANSPORTATION  
P O BOX 1850  
JACKSON MISSISSIPPI 39215 1850

H Carey Webb P E  
S t A i d E n g i n e e r  
T e l e p h o n e ( 6 0 1 ) 3 5 9 7 1 5 0

412 Woodrow Wilson Ave  
Jackson, MS 39216  
Fax (601) 359-7141

October 1, 2015

Board of Supervisors  
Clay County  
c/o Chancery Clerk  
Post Office Box 815  
West Point, MS 39773

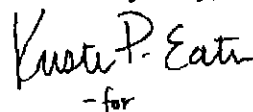
Dear Supervisors

Beginning October 1, 2010, federal guidance directs compliance with the Transparency Act to report prime and first-tier sub-award data. Prime awardees and sub-awardees of federal financial assistance must report executive compensation data if they meet the statutory reporting thresholds. Attached you will find a copy of the Guidance for Federal Spending Transparency and the MDOT/State Aid Certification Form for Sub-Awards.

Please review the attached guidance in its entirety and complete the attached certification form. Please note that all three items must be met as shown under background on the contained guidance. If all three items are *not* met, check the first blank on the certification form. If all three items *are* met please check the second blank on the certification form and include the names and total compensation of the five most highly compensated officers of the county. Please include the local entity name, the entity DUNS number, sign, date and return no later than **October 23, 2015**.

After completing attached certification form, please send it directly to Kristen Eaton, P O Box 1850, Jackson, MS 39215-1850. If you prefer you can fax completed form to (601)359-7141 (attn: Kristen Eaton), or e-mail completed form to keaton@osarc.state.ms.us. If you have any questions, please do not hesitate to contact me at (601)359-7150. Thank you in advance for your cooperation.

Yours very truly,



- for  
H Carey Webb, P E  
State Aid Engineer

**Guidance for Federal Spending Transparency  
Subaward and Executive Compensation Data  
Reporting Requirements for FFATA Implementation**

## **Summary**

1 Prime awardees and subawardees of federal financial assistance must report executive compensation data if they meet the statutory reporting thresholds. For the Federal-Aid Highway Program, this means that the State, and any subawardees of Federal-Aid funds through the State, are subject to the executive compensation reporting requirement:

- names and total compensation of the five most highly compensated officers of the entity if the entity in the preceding fiscal year received 80 percent or more of its annual gross revenues in Federal awards, and \$25,000,000 or more in annual gross revenues from Federal awards, and the public does not have access to this information about the compensation of the senior executives of the entity through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. §§ 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986. See FFATA § 2(b)(1).

## **Background**

Beginning October 1, 2010, guidance directs compliance with the Transparency Act to report prime and first-tier subaward data. Federal agencies and prime awardees will report to ensure disclosure of Federal contract and grant subaward and executive compensation data. The Transparency Act requires information disclosure concerning entities receiving Federal financial assistance through Federal awards such as Federal contracts, sub-contracts, grants, and sub-grants.

Specifically, the Transparency Act's section 2(b)(1) requires the Office of Management and Budget ("OMB") to ensure the establishment of a publicly available website that contains the following information about each Federal award:

- name of the entity receiving the award,
- amount of the award,
- information on the award including transaction type, funding agency, the North American Industry Classification System code or Catalog of Federal Domestic Assistance number, program source, award title descriptive of the purpose of each funding action,
- location of the entity receiving the award and primary location of performance under the award, including city, State, congressional district, and country,
- unique identifier of the entity receiving the award and the parent entity of the recipient should the entity be owned by another entity, and



• names and total compensation of the five most highly compensated officers of the entity if the entity in the preceding fiscal year received (1) 80 percent or more of its annual gross revenues in Federal awards, and (2) \$25,000,000 or more in annual gross revenues from Federal awards, and the (3) public does not have access to this information about the compensation of the senior executives of the entity through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U S C §§ 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986 See FFATA § 2(b)(1)

NO \_\_\_\_\_

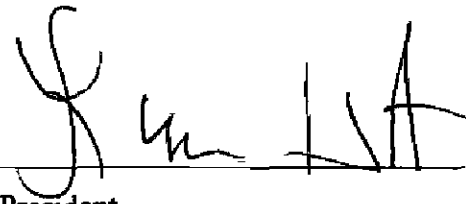
**IN THE MATTER OF GOING INTO CLOSED SESSION**

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

After motion by R B Davis and seconded by Shelton Deanes this Board doth vote unanimously to go into closed session

SO ORDERED this the 8<sup>th</sup> day of October, 2015

  
\_\_\_\_\_  
President

NO \_\_\_\_\_

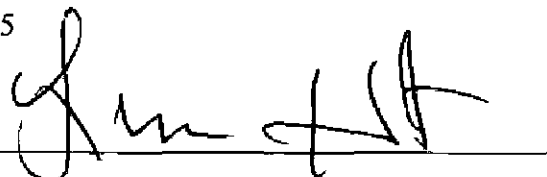
**IN THE MATTER OF GOING FROM CLOSED SESSION TO EXECUTIVE SESSION  
AS ALLOWED UNDER SECTION 25-41-7 OF MISSISSIPPI CODE**

---

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

After motion by Luke Lummus and seconded by Floyd McKee this Board doth vote unanimously to authorize to go from closed session to executive session as allowed under Section 25-41-7 of *the Mississippi Code* to discuss a the potential purchase of real estate

SO ORDERED this the 8<sup>th</sup> day of October, 015

  
\_\_\_\_\_  
President

NO \_\_\_\_\_

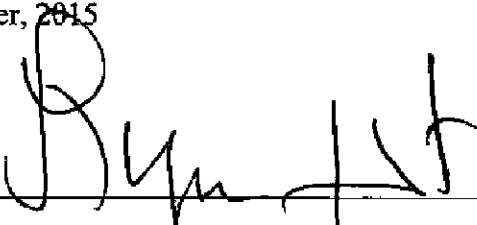
**IN THE MATTER OF AUTHORIZING TO COME OUT OF EXECUTIVE SESSION**

---

There came on this day for consideration the matter of authorizing to come out of Executive Session

After motion by Floyd McKee and second by Luke Lummus this Board doth vote unanimously to authorize to come out of Executive Session

SO ORDERED this the 8<sup>th</sup> day of October, 2015

  
\_\_\_\_\_  
President

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING TO HAVE AN APPRAISAL CONDUCTED ON  
TWO PARCELS OF LAND**

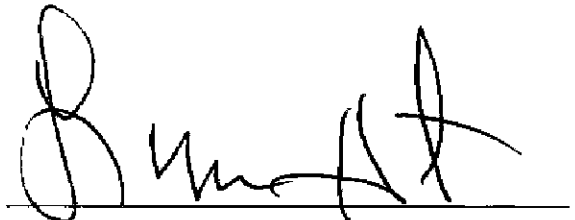
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There came on this day for consideration the matter of authorizing to have an appraisal conducted on two parcels of land

It appears to this Board there are two parcels of land this Board is considering to purchase with one parcel being part of the property formerly owned by the Long Branch Company Inc located on Industrial Access Road and the second parcel being a vacant lot located just south of the Clay County Jail

After motion by Luke Lummus and second by Shelton Deanes this Board doth vote unanimously to authorize and approve for the Board Attorney to have the appraisals conducted on the two parcels of land as described above

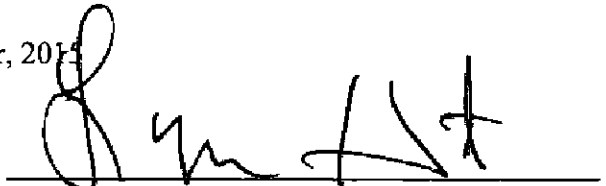
SO ORDERED this the 8<sup>th</sup> day of October, 2015



President

After motion by Floyd McKee and second by Shelton Deanes this Board doth vote unanimously to recess until Thursday, October 22, 2015 at 9 00 a m at the Clay County Courthouse

SO ORDERED this the 8<sup>th</sup> day of October, 2015



President