

**BE IT REMEMBERED** that the Board of Supervisors of Clay County, Mississippi, met at the Courthouse in West Point, MS, on the 9th day of November, 2017, at 9 00 a m , and present were Lynn Horton, R B Davis, Shelton Deanes, President, and Joe Chandler Also present were Amy G Berry, Clerk of the Board, Angela Turner Ford, 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 NOVEMBER 9, 2016**

---

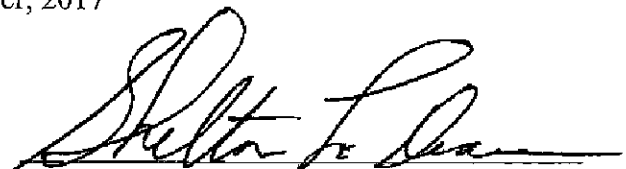
There came on this day for consideration the matter of adopting and amending the agenda for the Board of Supervisors meeting held on November 9, 2017

It appears to this Board the following items need to be added to the agenda for further discussion and consideration by this Board

- R B Davis regarding loaning tanker cars to District 4

After motion by R B Davis and second by Lynn Horton the Board doth vote unanimously to adopt the agenda as presented and to approve the agenda as amended

SO ORDERED this the 9th day of November, 2017

  
President

**Clay County Board of Supervisors  
Agenda for Board Meeting Held  
Thursday, November 9, 2017 at 9 00 a m**

- Call to Order
- Welcome and Prayer
- Adopt and Amend the Agenda
- Robert Calvert
  - Regarding Notice of Caradine Bridge Closing
- Randy Jones
  - Public Hearing to hear comments on the repeal and replacement of the current Clay County Flood Plain Damage Prevention Ordinance
  - Action – Adopt to Repeal and Replace the current Flood Plain Ordinance with the new State Model Ordinance
- Authorize and approve the deletion inventory request for TX134 from the Tax Office
- Treva Hodge
  - Authorize to purchase CAD System on State Contract
  - Authorize to finance the new CAD System with lease purchase financing
- Lisa Klutts
  - Christmas Parade
- R B Davis
  - Authorize and approve for Milam Road name to be changed to Johnny Wray Road on the Official Road Register
- Authorize and approve to Advertise for sealed bids to be opened on December 4, 2017 for County Supplies and Materials for year 2018
- Authorize and approve to Advertise sealed bids to be opened on December 4, 2017 for a one year service contract on all County Buildings to inspect and refuel the butane tanks for year 2018
- Authorize and approve to Advertise for sealed bids to be opened on December 4, 2017 for Hay Lease on 17 14 acres for year 2018
- Request to go into closed session regarding potential litigation
- Recess until Thursday, November 16, 2017 at 9 00 a m at the Clay County Courthouse

**Amendments**

---

---

---

---

**Holiday Schedule as Declared by the Governor**

Thanksgiving            Thursday, November 23, 2017  
Friday, November 24, 2017

Christmas                Monday, December 25, 2017  
Tuesday, December 26, 2017

New Years                Monday, January 1, 2018

**Reminders**

- Friday, November 10<sup>th</sup> all County offices will be closed in observance of Veteran's Day
- Pass It On Ribbon Cutting will be Thursday, Nov 9<sup>th</sup> at 10 00

**IN THE MATTER OF AUTHORIZING TO SPREAD ON THE MINUTES THE NOTICE AS RECEIVED FROM THE OFFICE OF STATE AID ROAD CONSTRUCTION TO CLOSE A BRIDGE LOCATED ON CARADINE ROAD**

---

There came on this day for consideration the matter of authorizing to spread on the minutes the notice as received from the Office of State Aid Road Construction to close a bridge located on Caradine Road

It appears to this Board official notice has been received from the MS Office of State Aid ordering for the Bridge located on Caradine Road as situated in Section 10, Township 15S, and Range 4E, and,


It appears to this Board the County is under temporary/initial of the Bridge Closure, however, proper closure and sign postings must be in place no later than December 21, 2017

After motion by Lynn Horton and second by R. B. Davis the President calls for a vote from each Supervisor on the said matter

Supervisor Horton	AYE
Supervisor Lummus	Not Present
Supervisor Davis	AYE
Supervisor Deanes	NAY
Supervisor Chandler	AYE

Being the majority vote of this board voted in favor of the said motion the motion carries for the bridge as located on Caradine Road to be closed as ordered by the MS Office of State Aid and for the said Notice as attached hereto as Exhibit A to be spread upon the minutes of this Board

SO ORDERED this the 9<sup>th</sup> day of November, 2017

  
President



**OFFICE OF  
STATE AID ROAD CONSTRUCTION**

*P O BOX 1850  
JACKSON MISSISSIPPI 39215 1850*

*H Carey Webb P E  
State Aid Engineer  
Tele 601-359-7150  
www.msstateaidroads.us*

*412 Woodrow Wilson Ave  
Jackson Mississippi 39216  
Fax 601-359-7141  
mail@osarc.ms.gov*

November 6, 2017

Board of Supervisors  
Clay County  
P O Box 815  
West Point, MS 39773-0815

RE Bridge Closure  
Structure Number SA1300000000010  
Caradine Road, Sec 10, T15S, R4E  
Clay County

Supervisors

This letter is to inform you that it has been determined the above referenced bridge site should be immediately closed by appropriate emergency/temporary means in accordance with the **Critical Finding Procedure for County / City Bridges Part 4** (attached) Until such time as the bridge is repaired or replaced the bridge should remain closed. Once the bridge is closed using these emergency/temporary means, the County Engineer should be notified and digital photographs of the closure shall be forwarded by mail or email to the County Engineer and State Aid for documentation of the closure and placement in the bridge file.

After the initial emergency/temporary closure, action to begin proper closure should begin immediately and completed by no later than **December 21, 2017** and in accordance with the State Aid Standard drawing **SA-BC-1** (attached). Digital photographs should be taken in both directions at the bridge, of each advance warning sign and identified by the bridge structure number. These photographs should be forwarded by mail or email to the County Engineer and State Aid within **45** days for documentation of the closure and placement in the bridge file.

Clay County  
Board of Supervisors  
November 6, 2017  
Page 2

If the County has already taken action on this bridge, please provide the necessary documentation as indicated above. If the County can provide adequate written justification to warrant additional time for repair of the bridge or installation of the standard signs, barricades or barriers, an extension of time may be considered by State Aid.

Any questions concerning this should be discussed with your County Engineer.

Sincerely,

H Carey Webb, P E  
State Aid Engineer



By C David Barrett  
NBI Program Manager

CDB/jaa  
Attachments

pc Robert L Calvert, P E , County Engineer (w/ attachments)  
Amy G Berry, Chancery Clerk (w/ attachments)  
Jack Jackson, P E , District Engineer (w/o attachments)  
Austin Banks, P E , FHWA Division Bridge Engineer (w/o attachments)  
File

## SECTION 15. CRITICAL FINDINGS:

### 15.1 Definition and Criteria

Critical Findings (CF) are structural or safety related situations discovered during any inspection that threatens public safety

The criteria for critical findings include but are not limited to, are as follows

- Bridges with a condition that warrants an immediate or temporary closure
- Bridges with NBI condition ratings of “3” or less for the Deck (Item 58), Superstructure (Item 59), Substructure (Item 60), or Culvert (Item 62), (In cases where it is determined that the bridge could be used safely at a lower posted load limit, the bridge may remain open if it is immediately posted at the reduced limit.)
- Bridges with recommendations for immediate action on Fracture Critical Members Substantial problems such as (crack(s), tearing, missing connections, abrupt change in condition etc )
- Bridges with recommendations for immediate correction for scour problems
- Bridges with recommendations for immediate work to prevent substantial reduction in safe load capacity

**NOTE** If temporary repairs or a temporary structure is in place (Item 103=T), then the Superstructure or Substructure condition rating may be 3 or less and it **WOULD NOT** be considered a critical finding, as long as the temporary repairs address the defect.

### 15.2 Critical Finding Procedures

The following guidelines outline and describe the procedures to be followed if a critical finding is observed during a bridge inspection These guidelines are divided into four parts, Responsibilities of the Bridge Inspection Team Leader (BITL), Responsibilities of the Bridge Inspection Program Manager (BIPM)/State Aid, Responsibilities of the County Engineers and Responsibilities of the Local Agency

**Part 1-Responsibilities of the BITL:** Upon discovery of a critical finding, BITL is responsible for the following

1) **Emergency Bridge Closure:** If the observed condition is severe enough to warrant immediate closure of the bridge (or immediate restriction of traffic above or below the bridge), the BITL shall immediately take any actions necessary to ensure public safety

2) **Notification of the BIPM:** Upon discovery of a critical finding, the BITL shall immediately notify the BIPM within 2 hours. The inspector shall identify the bridge number, bridge location, date the CF was identified, and clearly and accurately describe the nature of the critical condition.

3) **Inspection Report/Critical Finding Report:** In addition to prompt verbal notification, a Critical Finding Report shall be completed and submitted to the BIPM within 48 hours of finding the critical finding. The form shall accurately describe the findings and appropriate photographs, measurements, sketches should supplement the form.

4) **Recording the Critical Finding for BITL/TL representatives/Independent Consultants:** The TL representatives/Independent Consultants will enter the appropriate condition ratings, inventory and operating ratings, and the related posting ratings into InspectTech.

5) **Follow-up/Resolution of Critical Finding Status:** After resolution of the CF, an updated copy of the Critical Finding form describing the corrective action taken will be submitted to the BIPM.

**Part 2-Responsibilities of the BIPM/Office of State Aid:** Upon being notified of a critical finding, the BIPM is responsible for the following:

1) **Immediate Actions:** Once the BITL has notified the BIPM of the CF, the BIPM is required to notify the County Engineer (CE)/Local Officials within 2 hours to quickly implement any actions needed and to initiate necessary traffic restrictions to ensure public safety.

2) **Submittal of Critical Finding Report:** The BIPM will email a copy of the Critical Finding Report to the County Engineer and the FHWA Division Bridge Engineer within 24 hours, once received from the BITL. If the BITL is the CE, then BIPM does not need to email a copy to CE. The BIPM will send a letter notifying the Local Agency (County Board of Supervisors or Mayor/Appropriate Official) of the CF with copy to the County Engineer and the FHWA Division Engineer within 24 hours of receipt of the Critical Finding Report.

3) **Follow-up:** The BIPM shall continuously monitor the situation as necessary until the critical finding has been resolved (closure, posting reduction, or repair) and an updated copy of the Critical Finding form has been received indicating that the CF has been resolved.

#### **A) County Maintained Bridges**

If a bridge action is not accepted by State Aid as meeting the requirements stated above in Part 4, State Aid will then notify the County in writing (Suspension Letter) that Federal Aid funds to the County will be suspended until the closure or posting meets acceptable standards.

State Aid will monitor and track status of achieving proper closure or posting. When an acceptable closure is achieved, State Aid will send a letter of

15-2



compliance (Compliance Letter) notifying the County federal funds will be reinstated

**B) City Maintained Bridges**

If a bridge closure is not accepted by State Aid as meeting the requirements stated above in Part 4, State Aid will then notify the MDOT Chief Engineer (with a copy to the LPA Engineer, Programming Director, and Director of Financial Management) in writing that Federal Aid funds to the City should be suspended until closure meets acceptable standards. In response to State Aid's letter, MDOT notifies the City in writing (Suspension Letter) that funds are suspended. Copies of the MDOT issued suspension letter will be provided as follows:

- a FHWA
- b State Aid
- c County Engineer

State Aid will monitor and track status of achieving proper closure or posting. When an acceptable closure or posting is achieved, State Aid will notify the MDOT Chief Engineer (with a copy to the LPA Engineer, Programming Director, and Director of Financial Management) in writing that Federal Aid funds should be reinstated. In response to the State Aid's letter, MDOT notifies the City in writing (Compliance Letter) that funds will be reinstated. Copies of the MDOT issued Compliance Letter will be provided as follows:

- a FHWA
- b State Aid
- c County Engineer

**4) Documenting and Updating the Bridge Inventory** Upon receipt of the updated Critical Finding form, the BIPM/State Aid will ensure the bridge inventory has been updated to reflect the remedial measures taken to resolve the critical finding. All pertinent documentation related to the critical finding, date CF was addressed, type of corrective action taken, and resolution of the deficiency shall become a permanent entry into the bridge record.

**5) Reporting of Critical Finding Status** The BIPM will submit to the FHWA Division Bridge Engineer the Critical Finding Quarterly Status Report by email on October 30, January 30, April 30, and July 30 each year or as requested. The BIPM shall include, date BIPM was notified, what is the target completion date for addressing the CF, date CF addressed and any interim actions taken to address CF.

**6) If any unexpected or extraordinary situation develops during the process of addressing a CF, FHWA will be notified immediately.**

**Part 3-Responsibilities of the County Engineer (CE)** Upon being notified of a critical finding, the CE is responsible for the following

- 1) **Immediate Actions** Within 2 hours the CE will notify by phone the appropriate local agency authorities of the Critical Finding and direct them to initiate the bridge closure, or reduced posting, in accordance with these procedures and his/her recommendation of the closure/posting timeframe. The Supervisors, Road Manager and County Engineer shall be responsible for coordinating all necessary traffic control (such as load weight or size restrictions, lane or bridge closures, or detours) and public notifications of any traffic restrictions.
- 2) **Recording the Critical Finding** Upon completing the Critical Finding form, the CE will enter the appropriate condition ratings, inventory and operating rating, and the related posting ratings into InspectTech.
- 3) **Critical Finding Report** Notify the State Aid BIPM by email on a weekly basis until Critical Finding is addressed.
- 4) **Resolution of Critical Finding Status** After resolution of the CF, an updated copy of the Critical Finding form describing the corrective action taken will be submitted to the BIPM.
- 5) Maintain all correspondence related to the CF, including all correspondence including emails, letters, critical finding reports, photographs, drawings, etc in the bridge folder.

**Part 4-Responsibilities of the Local Agency** Upon being notified of a critical finding, the Local Agency is responsible for the following

- 1) Once a local agency has been notified of a bridge that requires closure, they shall immediately barricade/block the bridge utilizing appropriate emergency means. Within 24 hours (or within the timeframe recommended by the TL and County Engineer) there shall be temporary means in place that includes an advance warning sign installed on each approach 500 feet from the bridge and a physical barrier at each end of the bridge that adequately informs the traveling public of the closure. The advance warning sign location may be adjusted if required.
- 2) Once the bridge is closed using these emergency and/or temporary means, the County Engineer shall be notified and digital photographs of the closure shall be forwarded to the County Engineer and State Aid for documentation of the closure and placement in the bridge file.

If the bridge is repaired, then it shall have a re-inspection to determine if repairs are sufficient to re-open the structure. The County Engineer or Independent Consultant shall be notified to set up an inspection. Once inspected, documentation of the repairs shall be placed in the bridge file and uploaded to the State Aid Bridge Inspection System/InspectTech. Digital photographs of any repairs shall be forwarded to State Aid by mail or email.

- 3) The local agency shall install the proper signs, barricades, and barriers for the closure in accordance with the State Aid Standard drawing SA-BC-1 and within 45 days of the critical finding. However, if the Local Agency can provide adequate written justification to warrant additional time for installation of standard signs, barricades, and barriers, an extension of time may be considered by State Aid on a case by case basis.
- 4) Once the bridge closure is in accordance with the standards, digital photographs shall be taken of the closure, in both directions at the bridge and identified by the bridge structure number. These photographs shall be forwarded by mail or email to the County Engineer and State Aid within 45 days of the critical finding for documentation of the closure and placement in the bridge file.
- 5) Until such time as the bridge is repaired or replaced, bridge closure signs, barricades, and barriers shall be inspected periodically by the owner to ensure their continued effectiveness. Any necessary repairs or replacements should be made immediately.
- 6) When it is determined that reduced posting can keep a bridge open, the local agency shall post the bridge within 72 hours at the recommended reduced limit. Once posted, the County Engineer and BIPM shall be notified and digital photographs of the posting shall be forwarded to the County Engineer and State Aid for the documentation of the posting and placement in the bridge file.
- 7) For a critical finding not covered by 1-6, the BIPM will designate a timeframe in which the CF must be addressed.

CRITICAL FINDING REPORT

COUNTY Caroline DATE 7/8/17

STRUCTURE NUMBER SA 10000000910

FEATURE INTERSECTED Caroline Road

ROAD CARRIED Caroline Road

LOCATION Sec 10-155 R4E B

TEAM LEADER (Name Organization, telephone, email) Wesley Phillips, PE Neal Schaffer, Inc. 501-956-7907  
wesley.phillips@neal-schaffer.com

Condition of timber piles and caps at West Abutment 1 and East Abutment 2 warrant a critical finding as detailed below.

West Abutment 1 is a 5 pile timber bent.

West Abutment 1 timber pile 4 has approximately 80% section loss and is starting to crush.

West Abutment 1 timber caps visibly sagging +/- 2" over pile 4.

East Abutment 2 is a 5 pile timber bent.

East Abutment 2 timber pile 1 has approximately 60% section loss and is starting to split and crush near top.

RECOMMENDED IMMEDIATE ACTION

IMMEDIATE CLOSURE

OTHER ACTION

ACTIONS TAKEN

Temporary Bridge Closure Date \_\_\_\_\_

Bridge Closed Date \_\_\_\_\_

Signs and Detour in Place Date \_\_\_\_\_

Repairs Made (include sketches photos, etc)

OWNER NOTIFIED?

(YES)

(NO)

PERSON(S) CONTACTED (Name and Organization time and date)

Ben NS Timber Inspection Contract Scope Madison OR Road OSARC 7/8/2017 12:00pm

## 15 2 Critical Finding Procedures for County / City Bridges

When a Team Leader/inspector has a critical finding that warrants a bridge closure (or any other immediate action) if an existing closure is no longer effective or if the condition is such that a temporary closure measures are required the procedures below shall be followed

### I Responsibilities of the **TEAM LEADER**

- a **Notification of the County Engineer** Upon discovery of a critical finding, the Team Leader shall immediately notify by phone the County Engineer and/or other local officials as necessary. The Team Leader should identify the bridge number, bridge location, clearly and accurately describe the nature of the critical condition and recommend a timeframe for the closure (or any other immediate action) based on the gravity of the critical finding.
- b **Notification of State Aid Bridge Inspection Program Manager** The Team Leader shall also notify the State Aid Bridge Inspection Program Manager (BIPM) at the State Aid Office @ 601-359-7150 within 2 hours of the finding. In the event the BIPM cannot be reached, the State Aid Bridge Engineer or the Assistant State Aid Engineer may be contacted at the State Aid Office @ 601-359-7150.
- c **Critical Finding Report** The Team Leader shall complete a Report of Critical Finding form and submit to the County Engineer and State Aid within 48 hours of finding the critical deficiency. The form should accurately describe the findings and appropriate photographs, measurements, sketches should supplement the form. A copy of the Report of Critical Finding form is shown in Appendix E. A copy of the form may be downloaded from the State Aid Webshare site.

### II Responsibilities of the **COUNTY ENGINEER**

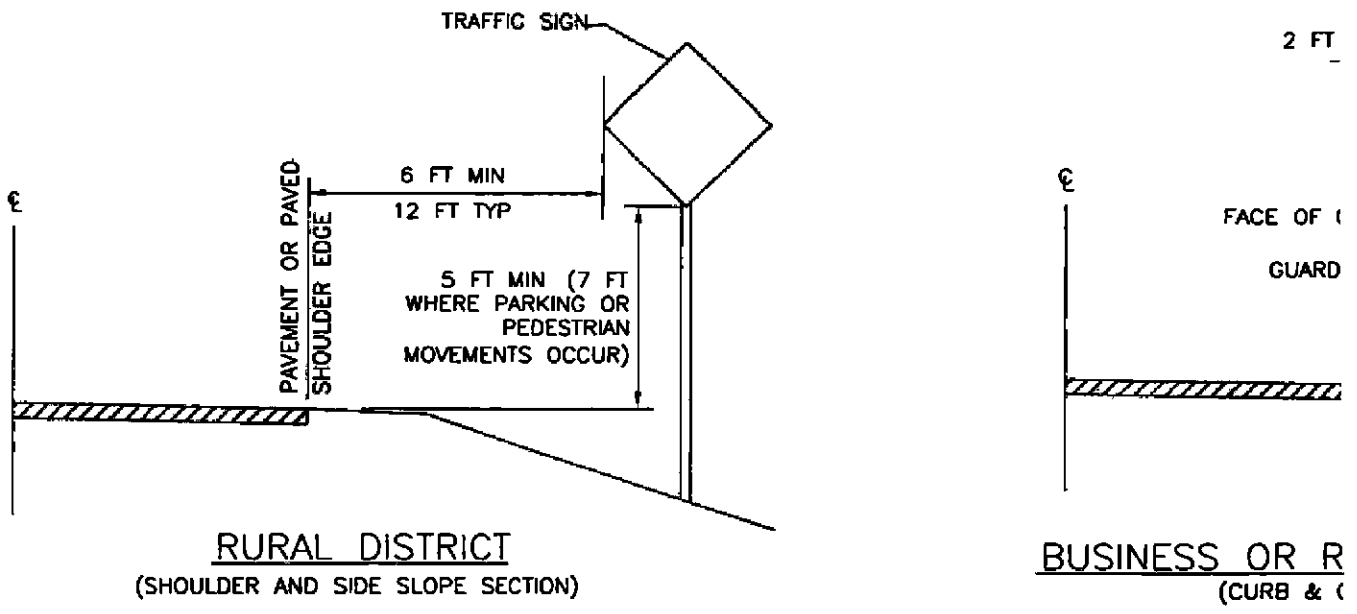
- a Immediately notifying by phone the appropriate local agency authorities of the Critical Finding and direct them to initiate the bridge closure in accordance with these procedures and his recommendation of the closure timeframe.
- b A copy of the subsequent follow up report indicating resolution of any findings shall be sent to State Aid.
- c Notify the State Aid BIPM by Email of when the Critical Finding is addressed.
- d Maintain all correspondence related to Critical Finding, including the Email in (c) above, letters, critical finding reports, photographs, drawings, etc. in the bridge folder.

### III Responsibilities of LOCAL AGENCY authorities

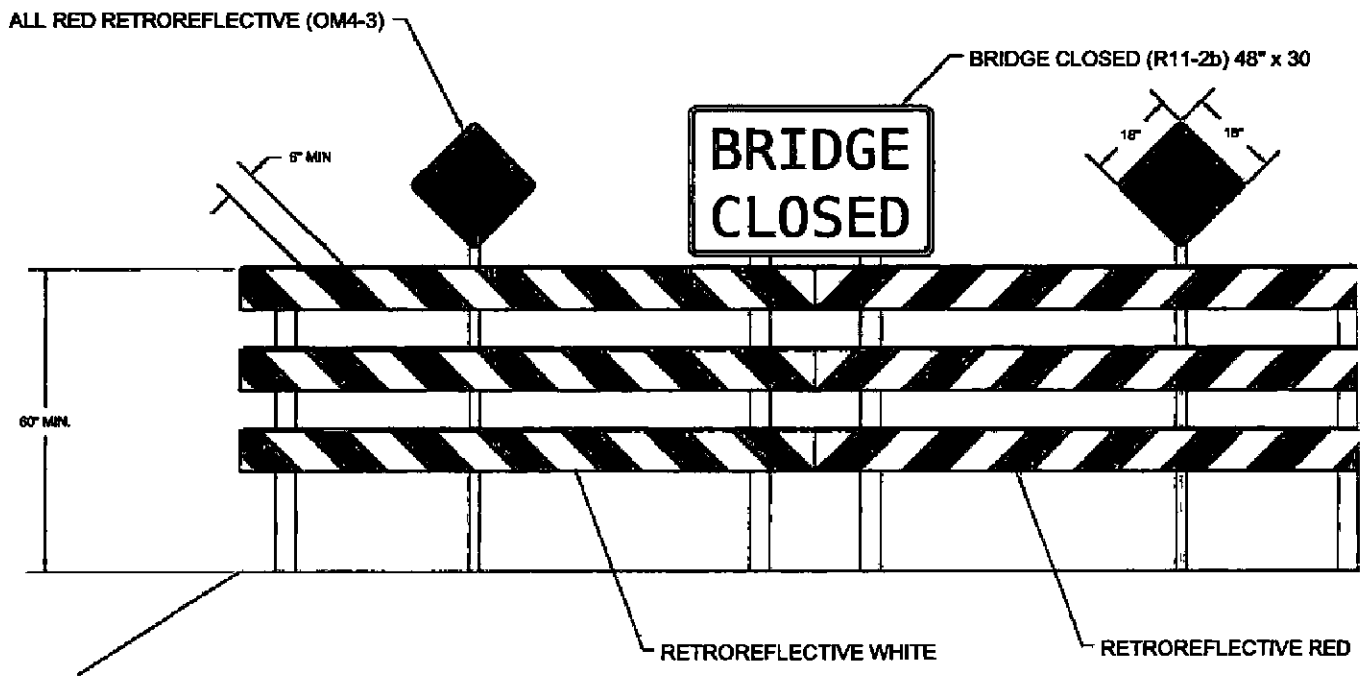
- a Once a local agency has been notified of a bridge that requires closure they should immediately barricade/block the bridge utilizing appropriate emergency means. Within 24 hours (or within the timeframe recommended by the TL and County Engineer) there should be temporary means in place that includes an advance warning sign installed on each approach 500 feet from the bridge and a physical barrier at each end of the bridge that adequately informs the traveling public of the closure. The advance warning sign location may be adjusted if required.
- b Once the bridge is closed using these emergency and/or temporary means, the County Engineer should be notified and digital photographs of the closure shall be forwarded to the County Engineer and State Aid for documentation of the closure and placement in the bridge file.

If the bridge is repaired then it shall have a re-inspection to determine if repairs are sufficient to re-open the structure. The County Engineer shall be notified to set up an inspection. Once inspected, documentation of the repairs shall be placed in the bridge file and uploaded to the State Aid Bridge Inspection System. Digital photographs of any repairs shall be forwarded to State Aid by mail or email.

- c The local agency shall install the proper signs, barricades and barriers for the closure in accordance with the State Aid Standard drawing SA-BC-1 and within 45 days of the critical finding. However, if the Local Agency can provide adequate written justification to warrant additional time for installation of standard signs, barricades and barriers, an extension of time may be considered by State Aid on a case by case basis.
- d Once the bridge closure is in accordance with the standards, digital photographs should be taken of the closure and in both directions at the bridge and identified by the bridge structure number. These photographs shall be forwarded by mail or email to the County Engineer and State Aid within 45 days of the critical finding for documentation of the closure and placement in the bridge file.
- e Until such time as the bridge is repaired or replaced, bridge closure signs, barricades, and barriers shall be inspected periodically by the owner to ensure their continued effectiveness. Any necessary repairs or replacements should be made immediately.



WARNING SIGN INSTALLATION DETAIL



BARRICADE DETAIL

**IN THE MATTER OF AUTHORIZING AND APPROVING FOR DISTRICT 3 TO LOAN  
TO DISTRICT 4 TWO RAILROAD TANKER PIPES**

---

There came on this day for consideration the matter of authorizing and approving for District 3 to loan to District 4 two railroad tanker pipes

It appears to this Board the MS Office of State Aid has ordered the Caradine Bridge be closed and in an effort to allow people to bypass the Caradine Bridge for purposes of ingress and egress on Gilreath Road and District 3 Supervisor has two railroad tanker pipes he has offered to loan to District 4 for the purposes of building the bypass around the said bridge

After motion by R B Davis and second by Lynn Horton this Board doth vote unanimously to authorize and approve of District 3 loaning to District 4 two railroad tanker pipes to be used to construct a bypass around the Caradine Bridge while the bridge is being repaired

SO ORDERED this the 9<sup>th</sup> day of November, 2017



President



Resolution

**Whereas** Clay County Mississippi is an active participant in the National Flood Insurance Program (NFIP) and

**Whereas** Continued participation in the program is contingent on adopting a complaint ordinance commensurate with Consolidated Federal Register 44 (CFR 44) and

**Whereas** It is the desire of the Clay County Board of Supervisors to continue participation in the NFIP, now

**Therefore** Be It Resolved the Clay County Board of Supervisors hereby repeal the Clay County Flood Damage Prevention Ordinance (CCFDPO) dated February 24, 2011 and adopt the new State Model format Flood Damage Prevention Ordinance effective November 9, 2017 and hereby declare that all conflict with reference to the current Flood Damage Prevention Ordinance dated February 24 2011 is repealed

**Be It Further Resolved** That subsequent to the required public hearing the Clay County MS Board of Supervisors hereby adopt the Draft Flood Damage Prevention Ordinance dated November 9 2017, and declare compliance and enforcement will be effective thirty (30) days after this adoption.

Supervisor Davis, made a motion to adopt the foregoing resolution

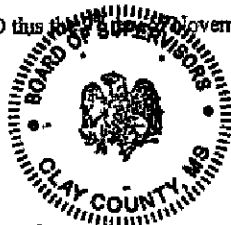
Supervisor Horton made a second to the motion to the motion.

Board President, Shelton Deanes, called for further discussion and after hearing none called for a vote and the results were as follows

Supervisor Horton	AYE
Supervisor Lummus	Not Present
Supervisor Davis	AYE
Supervisor Deanes	AYE
Supervisor Chandler	AYE

Being that the majority vote of the Board voted in favor of the said motion, the motion carries and the Flood Damage Prevention Ordinance dated February 24, 2011 is repealed and the new Flood Damage Prevention Ordinance as attached hereto as Exhibit A dated November 9, 2017 is in effect and shall be enforced within 30 days after this adoption

SO ORDERED this 14th day of November, 2017



*Shelton L. Deanes*  
Shelton L. Deanes, President

ATTEST

*Angie G. Berry*  
Angie G. Berry Chancery Clerk  
Clerk to the Board

## NOTICE OF PUBLIC HEARING

The Clay County Board of Supervisors will conduct a **PUBLIC HEARING** **November 9, 2017 at 9 00 a m** in the **downstairs board room** in the Clay County, MS Courthouse, located at 365 Court Street, West Point, MS 39773, to hear public comments on the repeal and replacement of the current Clay County Flood Damage Prevention Ordinance (FDPO) dated February 24, 2011, with the new State Model Ordinance

The public is invited and encouraged to make comments both for and against the proposal. After hearing public comments, the Board of Supervisors will make a decision of whether or not to repeal the current ordinance and adopt the new State Model Ordinance.

Copies of both the current and proposed draft ordinances are available at the Clay County, MS Chancery Clerk and Tax Assessor Offices, as well as pdf files on line under notices and announcements tabs at

[www.claycountymississippi.com/index.php/government\\_offices/chancery\\_clerk](http://www.claycountymississippi.com/index.php/government_offices/chancery_clerk)

[www.claycountymississippi.com/index.php/government\\_offices/tax\\_assessor\\_collector](http://www.claycountymississippi.com/index.php/government_offices/tax_assessor_collector)

For further questions, please contact Randy Jones, Flood Plain Coordinator, at (662) 524-0039

**Publish Tuesday October 17, 2017 & Tuesday October 24, 2017**

AFFP

AFFIDAVIT OF PUBLICATION

STATE OF MISSISSIPPI  
COUNTY OF CLAY

SS

Cindy Cannon being duly sworn, says

That she is Classified Clerk of the Daily Times Leader, a daily newspaper of general circulation, printed and published in West Point, Clay County, Mississippi, that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

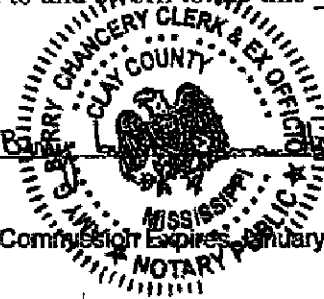
October 17, 2017

October 24, 2017

That said newspaper was regularly issued and circulated on those dates  
SIGNED

Cindy Cannon  
CLASSIFIED CLERK

Subscribed to and sworn to on this 9<sup>th</sup> day of November, 2017

Amy G Berry  
  
My Commission Expires January 6 2020

**NOTICE OF PUBLIC HEARING**

The Clay County Board of Supervisors will conduct a PUBLIC HEARING on Monday, October 23, 2017 at 10:00 AM in the Clay County Courthouse, located at 366 Court Street, West Point, MS 39773, to hear public comments on the re-adopt and amend Ordinance of the Clay County River Damage Prevention Ordinance (RDPO) dated February 24, 2011 with the new State Model Ordinance.

The public is invited and encouraged to make comments both for and against the ordinance after hearing public comments, the Board of Supervisors will make a decision on whether to re-adopt the current ordinance and add the new State Model Ordinance.

Copies of both the current and proposed draft ordinance are available at the Clay County, MS, Sheriff's Office and Tax Assessor's Office, as well as pdf files on line under notices and announcements tab at [www.claycountymississippi.com/government\\_offices/sheriff.html](http://www.claycountymississippi.com/government_offices/sheriff.html) and [www.claycountymississippi.com/tax\\_assessor\\_collector](http://www.claycountymississippi.com/tax_assessor_collector).

For further questions, please contact Randy Jones, Flood Plain Coordinator at (662) 824-0449.

Published Tuesday, October 17, 2017 & Tuesday, October 24, 2017

11/9/17 Repealing and Replacing the  
Signin Sheet Current Flood Plain Damage  
Ordinance  
Public Hearing - Held @ 9:00

1. Jim Long
2. Paige Lambert
3. Charley Whalley
4. ~~James H. H.~~
5. Sarah H. Jack
6. Lisa Klutts
7. Renor Jones
8. Trena Hodge
9. Robert Cabot
10. Eddie Dault
11. ~~Shelton~~
12. ~~Sp. B.~~
13. ~~John~~
14. Joe Chandler
15. Angela Taylor Ford
16. ~~S. S.~~

11/05/17

TO THE CLAY COUNTY BOARD OF SUPERVISORS

Attached is a copy for your review of the new State Model compliant *Flood Damage Prevention Ordinance (FDPO)* that all National Flood Insurance Program participants are required to adopt

You have published the necessary public notices to conduct the hearing in conjunction with the Regular November 9, 2017 meeting of the Clay County Board of Supervisors and provided both printed and a digital version for public review on your website

Also attached is confirmation from MEMA that this final draft ordinance is compliant with the Consolidated Federal Register (CFR 44) and the MEMA State Model Ordinance

After the hearing and any comments, there are two resolutions concerning the adoption

- 1 A resolution to repeal the Clay County Flood Damage Prevention Ordinance (FDPO), dated February 24, 2011

Note If there is no objection to the final draft FDPO as printed, excluding typographical errors

- 2 Then follows a resolution to adopt the final draft Clay County, MS FDPO dated November 14, 2017

Regards,



Randolph W Jones  
Clay County Floodplain Administrator

# MISSISSIPPI



## Mississippi Emergency Management Agency

Floodplain Management Bureau



**Clay County, MS**  
**Flood Damage Prevention Ordinance**  
**November 9, 2017**

**Clay County Mississippi  
Flood Damage Prevention Ordinance (FDPO)**

<b>ARTICLE 1</b>	<b><u>STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE, AND OBJECTIVES</u></b>	<b><u>PAGE</u></b>
Section A	Statutory Authorization	3
Section B	Findings of Fact	3
Section C	Statement of Purpose	3
Section D	Objectives	3
Section E	Methods of Reducing Flood Losses	3
<b>ARTICLE 2</b>	<b><u>DEFINITIONS</u></b>	4
<b>ARTICLE 3</b>	<b><u>GENERAL PROVISIONS</u></b>	
Section A	Lands to Which This Ordinance Applies	11
Section B	Basis for Establishing the Areas of Special Flood Hazard	11
Section C	Establishment of Floodplain Development Permit	11
Section D	Compliance	12
Section E	Abrogation and Greater Restrictions	12
Section F	Interpretation	12
Section G	Warning and Disclaimer of Liability	12
Section H	Enforcement, Penalties, and Violations	12
<b>ARTICLE 4</b>	<b><u>ADMINISTRATION</u></b>	
Section A	Designation of Flood Damage Prevention Ordinance Administrator	12
Section B	Permit Procedures	12
Section C	Powers, Duties, and Responsibilities of the Floodplain Administrator	13
<b>ARTICLE 5</b>	<b><u>PROVISIONS FOR FLOOD HAZARD REDUCTION</u></b>	
Section A	General Standards for All Zones	14
Section B	Specific Standards for Riverine Zones	15
Section C	Standards for Streams without Base Flood Elevations and Floodways	17
Section D	Standards for Subdivision Proposals and Other Proposed Development	17
Section E	Critical Facilities	17
<b>ARTICLE 6</b>	<b><u>VARIANCE PROCEDURES</u></b>	
Section A	Designation of Variance and Appeals Board	18
Section B	Duties of Variance and Appeals Board	18
Section C	Variance Procedures	18
Section D	Conditions for Variances	18
Section E	Variance Notification	19
Section F	Historic Structures	19
Section G	Special Conditions	19
Section H	Floodway	19
<b>ARTICLE 7</b>	<b><u>SEVERABILITY</u></b>	19



**Clay County Mississippi  
Flood Damage Prevention Ordinance (FDPO)**

**This Page Left Intentionally Blank**

November 9 2017

2

## Clay County Mississippi

### Flood Damage Prevention Ordinance (FDPO)

#### ARTICLE 1 STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES

##### SECTION A STATUTORY AUTHORIZATION

The Legislature of the state of Mississippi has in Title 17, Chapter 1, Mississippi Code of 1972 Annotated delegated the responsibility to local government units to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry. Therefore, the Board of Supervisors for Clay County, Mississippi do hereby adopt the following floodplain management regulations

##### SECTION B FINDINGS OF FACT

- (1) Clay County Mississippi is subject to periodic inundation, which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health safety and general welfare
- (2) These flood losses are caused by the cumulative effect of obstructions, both inside and outside the identified Special Flood Hazard Areas, causing increases in flood heights and velocities and by the occupancy in flood hazard areas by uses vulnerable to floods or hazardous to other lands which are inadequately elevated, floodproofed, or otherwise unprotected from flood damages

##### SECTION C STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety, and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to

- (1) Restrict or prohibit uses which are dangerous to health, safety, and property due to water or erosion hazards which result in damaging increases in erosion or in flood heights or velocities,
- (2) Require that uses vulnerable to floods, including facilities which serve such uses be protected against flood damage at the time of initial construction,
- (3) Control the alteration of natural floodplains, stream channels and natural protective barriers which are involved in the accommodation of flood waters
- (4) Control filling, grading, dredging, and other development which may increase erosion or flood damage, and,
- (5) Prevent or regulate the construction of flood barriers which will unnaturally divert floodwaters or which may increase flood hazards to other lands

##### SECTION D OBJECTIVES

The objectives of this ordinance are

- (1) To protect human life and health,
- (2) To minimize expenditure of public money for costly flood control projects,
- (3) To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public,
- (4) To minimize prolonged business interruptions,
- (5) To minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in floodplains,
- (6) To help maintain a stable tax base by providing for the sound use and development of flood prone areas in such a manner as to minimize flood blight areas, and,
- (7) To ensure that potential homebuyers are notified that property is in a floodprone area

##### SECTION E METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance includes methods and provisions for

- (1) Restricting or prohibiting uses which are dangerous to health, safety and property due to water or erosion hazards or which result in damaging increases in erosion or in flood heights or velocities,
- (2) Requiring that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction,
- (3) Controlling the alteration of natural floodplains, stream channels, and natural protective barriers, which help accommodate or channel flood waters,
- (4) Controlling filling, grading, dredging and other development which may increase flood damage, and
- (5) Preventing or regulating the construction of flood barriers that will unnaturally divert floodwaters or may increase flood hazards in other areas

**Clay County Mississippi**  
**Flood Damage Prevention Ordinance (FDPO)**

**ARTICLE 2     DEFINITIONS**

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance it's most reasonable application.

**A Zone** is the Area of Special Flood Hazard without base flood elevations determined

**AE Zone** is the Area of Special Flood Hazard with base flood elevations determined

**Accessory structure** (Appurtenant structure) means a structure, which is located on the same parcel of property as the principal structure, and the use of which is incidental to the use of the principal structure. Accessory structures should constitute a minimal initial investment, may not be used for human habitation, and be designed to have minimal flood damage potential. Examples of accessory structures are detached garages, carports, storage sheds, pole barns and hay sheds

**Addition** (to an existing building) means any walled and roofed expansion to the perimeter or height of a building

Any addition shall be considered new construction. If the addition is more than 50% of the market value of the structure, then the addition and the existing structure are now new construction

**Appeal** means a request for a review of the Floodplain Administrator's interpretation of any provision of this ordinance or a request for a variance

**AR/AE, AR/AH, AR/AO, and AR/A Zones** are SFHAs that result from the decertification of a previously accredited flood protection system or levee that is in the process of being restored to provide a one percent chance or greater level of flood protection. After restoration is complete, these areas will still experience residual flooding from other flooding sources

**A99 Zone** is that part of the SFHA inundated by the one percent chance flood to be protected from the one percent chance of flood by a Federal flood protection system or levee under construction, no base flood elevations are determined

**Area of shallow flooding** means a designated AO or AH Zone on the community's Flood Insurance Rate Map (FIRM) with flood depths from one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and indeterminate and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow

**Area of special flood hazard** is the land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. This area is also referred to as the Special Flood Hazard Area (SFHA)

**Base flood** means the flood having a one percent chance of being equaled or exceeded in any given year (also called the "one percent chance flood")

**Base Flood Elevation (BFE)** is the elevation shown in the Flood Insurance Study (FIS) for Zones AE, AH, AR, AR/A, AR/AE, AR/AH, AR/AO, and VE that indicates the water surface elevation resulting from a flood that has a one percent or greater chance of being equaled or exceeded in any given year

**Basement** means any portion of a building having its floor sub-grade (below ground level) on all sides

**Building** See Structure

**Community** is a political entity and/or its authorized agents or representatives that have the authority to adopt and enforce floodplain ordinances for the area under its jurisdiction

**Community Floodplain Management Map** means any map produced by the community utilizing best available base flood elevation and floodway data that is from a federal, state, or other accepted technical source

**Community Rating System (CRS)** is a program developed by the Federal Insurance Administration to provide incentives for those communities in the Regular Program that have gone beyond the minimum floodplain management requirements to develop extra measures to provide protection from flooding

**Community Flood Hazard Area (CFHA)** is an area that has been determined by the Floodplain Administrator (or other delegated, designated, or qualified community official) from available technical studies, historical information, and other available and reliable sources, which may be subject to periodic inundation by floodwaters that can adversely affect the public health, safety and general welfare. This includes areas downstream from dams

## Clay County Mississippi Flood Damage Prevention Ordinance (FDPO)

**Critical facility** (also called critical action) means facilities for which the effects of even a slight chance of flooding would be too great. The minimum floodplain of concern for critical facilities is the 0.2 percent chance flood level. Critical facilities include but are not limited to facilities critical to the health and safety of the public such as emergency operations centers, designated public shelters, schools, nursing homes, hospitals, police, fire and emergency response installations, vital data storage centers, power generation and water and other utilities (including related infrastructure such as principal points of utility systems) and installations which produce, use or store hazardous materials or hazardous waste (as defined under the Clean Water Act and other Federal statutes and regulations).

**D Zone** is an area in which the flood hazard is undetermined.

**Dam** is any artificial barrier, including appurtenant works, constructed to impound or divert water, waste water, liquid borne materials, or solids that may flow if saturated. All structures necessary to maintain the water level in an impoundment or to divert a stream from its course will be considered a dam.

**Development** means any man-made change to improved or unimproved real estate, including but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavating, drilling operations, or storage of materials or equipment.

**Dry Floodproofing** means any combination of structural and nonstructural additions, changes or adjustments to structures, which reduce or eliminate flood damages to real estate or improved real estate property, water, and sanitary facilities, structures, and their contents. Structures shall be floodproofed with a minimum of 12 inches of freeboard (more is recommended) in relation to the base flood elevation. Dry floodproofing of a pre-FIRM residential structure that has not been substantially damaged or improved is allowed. Dry floodproofing of a post-FIRM residential building is not allowed. Non-residential structures may be dry floodproofed in all flood zones with the exception of the Coastal High Hazard Area or the Coastal AE Zone.

**Elevated building** means for insurance purposes a non-basement building which has its lowest elevated floor raised above ground level by foundation walls, shear walls, posts, pilings, columns or piers.

**Elevation Certificate** is a FEMA form used as a certified statement that verifies a building's elevation information.

**Emergency Program** means the first phase under which a community participates in the NFIP. It is intended to provide a first layer amount of insurance coverage for all insurable buildings in that community before the effective date of the initial FIRM.

**Enclosures below the Lowest Floor** see "Lowest Floor"

**Encroachment** means the advance or infringement of uses, plant growth, fill, excavation, buildings, structures or development into a floodplain, which may impede or alter the flow capacity of a floodplain.

**Executive Order 11988 (Floodplain Management)** this order requires that no federally assisted activities be conducted in or have the potential to affect identified Special Flood Hazard Areas, unless there is no practicable alternative.

**Executive Order 11990 (Wetlands Protection)** this order requires the avoidance of adverse impacts associated with the destruction or modification of wetlands.

**Existing Construction** means structures for which the "start of construction" commenced before date of initial FIRM, dated January 5, 1978. Existing construction may also be referred to as existing structures.

**Existing manufactured home park or subdivision** means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

**Expansion to an existing manufactured home park or subdivision** includes the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

**Fill** means a deposit of earthen materials placed by artificial means.

**Five-Hundred Year Flood** means the flood that has a 0.2 percent chance of being equaled or exceeded in any year. Areas subject to the 0.2 percent chance flood have a moderate risk of flooding.

**Clay County Mississippi  
Flood Damage Prevention Ordinance (FDPO)**

**Flood or flooding** means

- A.) A general and temporary condition of partial or complete inundation of normally dry land areas from
- 1) The overflow of inland or tidal waters
  - 2) The unusual and rapid accumulation or runoff of surface waters from any source
  - 3) Mudslides (i.e. mudflows) which are proximately caused by flooding as defined in paragraph (A)(2) of this definition and are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas as when earth is carried by a current of water and deposited along the path of the current
- B) The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph (A)(1) of this definition

**Flood** (insurance definition) means a general and temporary condition of partial or complete inundation of two or more acres of normally dry land areas or of two or more properties (e.g. a building and a public street) from (1) overflow of inland or tidal waters (2) unusual and rapid accumulation or runoff of surface waters (3) mudflows caused by flooding

**Flood Insurance Rate Map (FIRM)** means an official map of a community, on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community

**Flood Insurance Study (FIS)** is the document which provides an examination, evaluation, and determination of flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation, and determination of mudslide and/or flood-related erosion hazards

**Floodplain** means any land area susceptible to being inundated by flood waters from any source

**Floodplain Administrator** is the individual appointed to administer and enforce the floodplain management regulations

**Floodplain management** means the operation of an overall program of corrective and preventive measures for reducing flood damage and preserving and enhancing, where possible, natural resources in the floodplain, including but not limited to emergency preparedness plans, flood control works, floodplain management regulations, and open space plans

**Floodplain management regulations** means this ordinance and other zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances, and other applications of police power which control development in flood-prone areas. This term describes federal, state, or local regulations in any combination thereof which provide standards for preventing and reducing flood loss and damage

**Floodproofing Certificate** is an official FEMA form used to certify compliance for non residential structures in non Coastal High Hazard Areas as an alternative to elevating buildings to or above the base flood elevation

**Floodway** See *Regulatory Floodway*

**Floodway fringe** means that area of the special flood hazard area on either side of the regulatory floodway

**Flood Protection Elevation** is the base flood elevation plus the community freeboard. In areas where no base flood elevations exist from any authoritative source, the flood protection elevation can be historical flood elevations or base flood elevations determined and/or approved by the floodplain administrator plus freeboard.

**Freeboard** means a factor of safety, usually expressed in feet above the BFE which is applied for the purposes of floodplain management.

**Functionally dependent use** means a use which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, ship building and ship repair facilities. The term does not include long-term storage, manufacture, processing functions, sales, administrative functions, or service facilities

**Hardship** (as related to variances of this ordinance) means the exceptional difficulty that would result from a failure to grant the requested variance. Clay County Mississippi requires that the variance is exceptional, unusual, and peculiar to the property involved. Mere economic or financial hardship alone is NOT exceptional. Inconvenience, aesthetic considerations, physical handicaps, personal preferences, or the disapproval of one's neighbors likewise cannot, as a rule, qualify as an exceptional hardship. All of these problems can be resolved through other means

## Clay County Mississippi Flood Damage Prevention Ordinance (FDPO)

without granting a variance, even if the alternative is more expensive or requires the property owner to build elsewhere or put the parcel to a different use than originally intended

**Hazard potential** means the possible adverse incremental consequences that result from the release of water or stored contents due to failure of a dam or mis operation of a dam or appurtenances. The hazard potential classification of a dam does not reflect in any way on the current condition of a dam and its appurtenant structures (e.g. safety, structural integrity, and flood routing capacity)

**High hazard dam** means a class of dam in which failure may cause loss of life, serious damage to residential, industrial, or commercial buildings, or damage to, or disruption of, important public utilities or transportation facilities such as major highways or railroads. Dams which meet the statutory thresholds for regulation that are proposed for construction in established or proposed residential, commercial, or industrial areas will be assigned this classification, unless the applicant provides convincing evidence to the contrary

**Highest adjacent grade** means the highest natural elevation of the ground surface, prior to construction, next to the proposed walls of a building

**Historic Structure** means any structure that is

- a) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register
- b) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic or a district preliminarily determined by the Secretary to qualify as a registered historic district
- c) Individually listed on the State of Mississippi inventory of historic structures, or,
- d) Individually listed on a local inventory historic places in communities with historic preservation programs that have been certified by an approved state program as determined by the Secretary of the Interior

**Hydrologic and hydraulic engineering analyses** means the analyses performed by a professional engineer, registered in the state of Mississippi, in accordance with standard engineering practices as accepted by FEMA, used to determine flood elevations and /or floodway boundaries

**Increased Cost of Compliance (ICC) coverage** means under the standard flood insurance policy the cost to repair a substantially flood damaged building that exceeds the minimal repair cost and that is required to bring a substantially damaged building into compliance with the local flood damage prevention ordinance. Acceptable mitigation measures are floodproofing (nonresidential), relocation, elevation, demolition, or any combination thereof. All renewal and new policies with effective dates on or after June 1, 1997, include ICC coverage

**Letter of Map Change (LOMC)** is an official FEMA determination by letter, to amend or revise effective Flood Insurance Rate Maps, Flood Boundary and Floodway Maps, and Flood Insurance Studies

- a) Letter of Map Amendment (LOMA)
- b) An amendment based on technical data showing that a property was incorrectly included in a designated SFHA, was not elevated by fill (only by a natural grade elevation), and will not be inundated by the one percent chance flood. A LOMA amends the current effective FIRM and establishes that a specific property is not located in a SFHA.
- c) Letter of Map Revision (LOMR)  
A revision based on technical data that, usually due to manmade changes, shows changes to flood zones, flood elevations, floodplain and floodway delineations, and planimetric features. One common type of LOMR, a LOMR-F, is a determination concerning whether a structure or parcel has been elevated by fill above the BFE and is, therefore, excluded from the SFHA.
- d) Conditional Letter of Map Revision (CLOMR)  
A formal review and comment by FEMA as to whether a proposed project complies with the minimum NFIP floodplain management criteria. A CLOMR does not revise effective Flood Insurance Rate Maps, Flood Boundary and Floodway Maps, or Flood Insurance Studies

**Levee** means a man-made structure, usually earthen embankments designed and constructed in accordance with sound engineering practices to contain, control, or divert the flow of water so as to provide protection from temporary flooding

**Levee system** means a flood protection system which consists of a levee, or levees and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices

## Clay County Mississippi Flood Damage Prevention Ordinance (FDPO)

For a levee system to be recognized the following criteria must be met All closure devices or mechanical systems for internal drainage, whether manual or automatic must be operated in accordance with an officially adopted operation manual (a copy of which must be provided to FEMA by the operator when levee or drainage system recognition is being sought or revised) All operations must be under the jurisdiction of a Federal or State agency an agency created by Federal or State law, or an agency of a community participating in the NFIP

**Low hazard dam** means a class of dam in which failure would at the most result in damage to agricultural land, farm buildings (excluding residences) or minor roads

**Lowest adjacent grade** means the elevation of the sidewalk, patio deck support, or basement entryway immediately next to the structure and after the completion of construction. It does not include earth that is placed for aesthetic or landscape reasons around a foundation wall It does include natural ground or properly compacted fill that comprises a component of a building's foundation system

**Lowest floor** means the lowest floor of the lowest enclosed area (including basement) An unfinished or flood resistant enclosure used solely for parking of vehicles, building access, or storage in an area other than a basement, is not considered a building's lowest floor, *provided* that such enclosure is not built so as to render the structure in violation of the non-elevation provisions of this code

**Manufactured home** (44 CFR 59.1 definition / FEMA) means a structure transportable in one or more sections, which is built on a permanent chassis and designed to be used with or without a permanent foundation when attached to the required utilities The term manufactured home does not include a "recreational vehicle"

**Manufactured housing** (24 CFR 3280.3 and 3285.5 definitions / HUD) means " a structure, transportable in one or more sections, which in the traveling mode is 8 body feet or more in width or 40 body feet in length or which when erected on-site is 320 or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities "

**Manufactured home park or subdivision** means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale

**Map Amendment** means a change to an effective NFIP map that results in the exclusion from the SFHA or an individual structure or a legally described parcel of land that has been inadvertently included in the SFHA (i.e., no alterations of topography have occurred since the date of the first NFIP map that showed the structure or parcel to be within the SFHA)

**Map Panel Number** means the four-digit number followed by a letter suffix assigned by FEMA on a FIRM The first four digits represent the map panel, and the letter suffix represents the number of times the map panel has been revised

**Market value** means the property value (as agreed between a willing buyer and seller), excluding the value of land as established by what the local real estate market will bear Market value can be established by independent certified appraisal, replacement cost depreciated by age of building (Actual Cash Value), or adjusted assessed values

**Mean Sea Level (MSL)** means, for the purposes of the National Flood Insurance Program, the National Geodetic Vertical Datum (NGVD) of 1929 North American Vertical Datum (NAVD) of 1988, or other datum, to which base flood elevations shown on a community's Flood Insurance Rate Map (FIRM) are referenced.

**National Flood Insurance Program (NFIP)** is the federal program that makes flood insurance available to owners of property in participating communities nationwide through the cooperative efforts of the Federal Government and the private insurance industry

**National Geodetic Vertical Datum (NGVD)** means a vertical control, corrected in 1929, used as a reference for establishing varying elevations within the floodplain

**New Construction** means a structure or an addition to an existing structure for which the start of construction commenced on or after the effective date of a floodplain management regulation adopted by a community and any subsequent improvements to such structure or the addition.

**New manufactured home park or subdivision** means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities the construction of streets and either final site grading or the pouring of concrete pads) is completed on or after the effective date of floodplain regulations adopted by a community

## Clay County Mississippi Flood Damage Prevention Ordinance (FDPO)

**Non-Residential** means, but is not limited to, small business concerns, churches, schools farm buildings (including grain bins and silos), poolhouses, clubhouses recreational buildings, mercantile structures, agricultural and industrial structures warehouses, and hotels and motels with normal room rentals for less than 6 months duration

**North American Vertical Datum (NAVD) of 1988** means a vertical control, corrected in 1988 used as a reference for establishing varying elevations within the floodplain

**Obstruction** means, but is not limited to, any dam, wall, wharf, embankment, levee, dike, pile, abutment, protection, excavation, channel construction, bridge, culvert, building, wire, fence, rock, gravel refuse, fill, structure, vegetation or other material in, along, across or projecting into any watercourse which may alter, impede retard or change the direction and/or velocity of the flow of water, or due to its location, its propensity to snare or collect debris carried by the flow of water, or its likelihood of being carried downstream

**One Percent Flood** (aka 100-Year Flood) is the flood that has a one percent chance of being equaled or exceeded in any given year Any flood zone that begins with the letter A or V is subject to inundation by the one percent chance flood Over the life of a 30-year loan there is a 26 percent chance of experiencing such a flood within the SFHA.

**Participating Community** is any community that voluntarily elects to participate in the NFIP by adopting and enforcing floodplain management regulations that are consistent with the standards of the NFIP

**Post-FIRM Construction** means new construction and substantial improvements for which start of construction occurred after December 31, 1974, or on or after the effective date of the initial FIRM of the community, whichever is later

**Pre-FIRM Construction** means new construction and substantial improvements for which start of construction occurred on or before December 31, 1974, or before the effective date of the initial FIRM of the community, whichever is later

**Probation** is a means of FEMA formally notifying participating communities of the first of the two NFIP sanctions due to their failure to correct violations and deficiencies in the administration and enforcement of the local floodplain management regulations

**Public safety and nuisance** means anything which is injurious to the safety or health of an entire community or neighborhood, or any considerable number of persons, or unlawfully obstructs the free passage or use, in the customary manner, of any navigable lake, or river, bay, stream, canal, or basin.

**Recreational vehicle** means a vehicle that is

- a ) Licensed and titled as an RV or park model (not a permanent residence)
- b ) Built on a single chassis
- c ) 400 square feet or less when measured at the largest horizontal projection,
- d ) Has no attached deck, porch, or shed,
- e ) Has quick-disconnect sewage, water, and electrical connectors,
- f ) Designed to be self-propelled or permanently towable by a light duty truck, and,
- g ) Designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use

**Regular Program** means the second phase of the community's participation in the NFIP in which second layer coverage is available based upon risk premium rates only after FEMA has completed a risk study for the community

**Regulatory floodway** means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot

**Repair** means the reconstruction or renewal of any part of an existing building for which the start of construction commenced on or after the effective date of a floodplain management regulation adopted by a community and all such regulations effective at the time of permitting must be met

**Repetitive Loss** means flood-related damages sustained by a structure on two separate occasions during a 10-year period for which the cost of repairs at the time of each such flood event, on the average, equals or exceeds 25 percent of the market value of the structure before the damage occurred

**Repetitive Loss Property** is any insurable building for which two or more claims of more than \$1 000 were paid by the National Flood Insurance Program (NFIP) within any rolling 10-year period since 1978 At least two of the



**Clay County Mississippi**  
**Flood Damage Prevention Ordinance (FDPO)**

claims must be more than ten days apart but, within ten years of each other. A RL property may or may not be currently insured by the NFIP.

**Section 1316** means that section of the National Flood Insurance Act of 1968, as amended, which states that no new flood insurance coverage shall be provided for any property that FEMA finds has been declared by a duly constituted state or local zoning authority or other authorized public body to be in violation of state or local laws, regulations, or ordinances that are intended to discourage or otherwise restrict land development or occupancy in flood-prone areas.

**Severe Repetitive Loss Structure** means any insured property that has met at least one of the following paid flood loss criteria since 1978, regardless of ownership:

- 1) Four or more separate claim payments of more than \$5,000 each (including building and contents payments) or
- 2) Two or more separate claim payments (building payments only) where the total of the payments exceeds the current market value of the property. In either case, two of the claim payments must have occurred within ten years of each other. Multiple losses at the same location within ten days of each other are counted as one loss with the payment amounts added together.

**Significant hazard dam** means a dam assigned the significant hazard potential classification where failure may cause damage to main roads, minor railroads, or cause interruption of use, or service of relatively important public utilities.

**Special flood hazard area (SFHA)** means that portion of the floodplain subject to inundation by the base flood and/or flood-related erosion hazards as shown on a FHBM or FIRM as Zones A, AE, AH, AO, AR, AR/AE, AR/AO, AR/AH, AR/A, A99, or VE.

**Start of construction** (for other than new construction or substantial improvements under the Coastal Barrier Resources Act P L 97-348) includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, or improvement was within 180 days of the permit date. The actual start means the first placement of permanent construction of a building (including a manufactured home) on a site, such as the pouring of slabs or footings, installation of piles, construction of columns, or any work beyond the stage of excavation or placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling, nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main building. For substantial improvement the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

**Structure** (for floodplain management purposes), means a walled and roofed building, including a gas or liquid storage tank that is principally above ground, as well as a manufactured home.

**Structure** (for insurance purposes), means a building with two or more outside rigid walls and a fully secured roof, that is affixed to a permanent site, a manufactured home built on a permanent chassis, transported to its site in one or more sections, and affixed to a permanent foundation, or a travel trailer without wheels built on a chassis and affixed to a permanent foundation, that is regulated under the community's floodplain management and building ordinances or laws. The term does not include a recreational vehicle or a park trailer or other similar vehicle, except as described in the last part of this definition, or a gas, or a liquid storage tank.

**Subrogation** means an action brought by FEMA when flood damages have occurred a flood insurance claim has been paid, and all or part of the damage can be attributed to acts or omissions by a community or other third party.

**Substantial Damage** means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred. Substantial damage also means flood-related damages sustained by a structure on two separate occasions during a 10-year period for which the cost of repairs at the time of each flood event, on the average, equals or exceeds 25 percent of the market value of the structure before the damage occurred.

**Substantial Improvement** means any combination of reconstruction, rehabilitation or other improvement of a structure taking place during a 10 year period in which the cumulative percentage of improvement equals or exceeds 50 percent of the current market value of the structure before the "start of construction" of the improvement. The costs for determining substantial improvement include the costs of additions. This term includes structures which have incurred repetitive loss or substantial damage, regardless of the actual repair work performed.

**Clay County Mississippi  
Flood Damage Prevention Ordinance (FDPO)**

The term does not apply to

- a) Any project for improvement of a building required to correct existing violations of state or local existing health, sanitary, or safety code specifications which have been identified by the Code Enforcement Official and which are minimum necessary to assure safe living conditions provided that said code deficiencies were not caused by neglect or lack of maintenance on the part of the current or previous owners or,
- b) Any alteration of a "historic structure" provided that the alteration will not preclude the structure's continued designation as a "historic structure"

**Substantially improved existing manufactured home parks or subdivisions** means manufactured home parks or subdivisions where the repair, reconstruction, rehabilitation or improvement of the streets, utilities and pads equals or exceeds 50 percent of the value of the streets, utilities and pads before the repair, reconstruction or improvement commenced

**Suspension** means the removal, with or without probation, of a participating community from the NFIP because the community failed to adopt and enforce the compliant floodplain management regulations required for participation in the NFIP

**Variance** is a grant of relief from the requirements of this ordinance

**Violation** means the failure of a structure or other development to be fully compliant with this ordinance. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in this ordinance is presumed to be in violation until such time as that documentation is provided.

**Watercourse** means any flowing body of water including a river, creek, stream, or a branch

**Water surface elevation** means the height, in relation to the National Geodetic Vertical Datum (NGVD) of 1929, the North American Vertical Datum (NAVD) of 1988 (or other datum, where specified) of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas

**Wet floodproofing** means a method of construction which allows water to enter a structure in such a way that will minimize damage to the structure and its contents. Wet floodproofing is appropriate for functionally dependent use and uses that facilitate open space use by variance only, structures utilized for parking or limited storage, or when all other techniques are not technically feasible. Wet floodproofing shall not be utilized as a method to satisfy the requirements of this ordinance for bringing substantially damaged or improved structures into compliance. Wet floodproofing is not allowed in lieu of complying with the lowest floor elevation requirements for new residential buildings

**X Zones (shaded)** are areas of 0.2 percent chance flood that are outside of the SFHA subject to the one percent chance flood with average depths of less than one foot, or with contributing drainage area less than one square mile and areas protected by certified levees from the base flood

**X Zones (unshaded)** are areas determined to be outside the 0.2 percent chance floodplain.

**Zone** means a geographical area shown on a Flood Hazard Boundary Map or a Flood Insurance Rate Map that reflects the severity or type of flooding in the area

**ARTICLE 3 GENERAL PROVISIONS**

**SECTION A. LANDS TO WHICH THIS ORDINANCE APPLIES**

This ordinance shall apply to all areas of special flood hazard (SFHA) areas within the jurisdiction of the Board of Supervisors for Clay County, Mississippi

**SECTION B BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD**

The areas of special flood hazard identified by the Federal Emergency Management Agency in the current scientific and engineering report entitled "The Flood Insurance Study (FIS) for Clay County, Mississippi and Incorporated Areas", dated November 17, 2009 with accompanying Flood Insurance Rate Maps (FIRM) and other supporting data are adopted by reference and declared to be part of this ordinance. The Flood Insurance Study and maps are on file at the Chancery Clerk and Tax Assessor Offices, 365 Court Street, West Point, MS 39773

**SECTION C ESTABLISHMENT OF FLOODPLAIN DEVELOPMENT PERMIT**

A development permit, Special Flood Hazard Area Assessment (SFHAA) shall be required in conformance with the provision of this ordinance prior to the commencement of any development activities in identified areas of special flood hazard within the community

**Clay County Mississippi  
Flood Damage Prevention Ordinance (FDPO)**

**SECTION D COMPLIANCE**

No structure or land shall hereafter be located, extended, converted or structurally altered without full compliance with the terms of this ordinance and other applicable regulations

**SECTION E ABROGATION AND GREATER RESTRICTIONS**

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and another conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

**SECTION F INTERPRETATION**

In the interpretation and application of this ordinance all provisions shall be

- a) Considered as minimum requirements,
- b) Liberally construed in favor of the governing body and,
- c) Deemed neither to limit nor repeal any other powers granted under state statutes

**SECTION G WARNING AND DISCLAIMER OF LIABILITY**

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering consideration. Larger floods can and will occur on rare occasions.

Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the areas of special flood hazard or uses permitted within such areas will be free from flooding or flood damages. This ordinance shall not create liability on the part of the Clay County Mississippi Board of Supervisors, MS or by any officer or employee thereof for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made hereunder.

**SECTION H ENFORCEMENT, PENALTIES, AND VIOLATIONS**

**Civil penalties.** Violation of the provisions of this ordinance or failure to comply with any of its requirements, including violation of conditions and safeguards established in connection with grants of variance or special exceptions, shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall, upon conviction thereof, be fined not more than \$1,000 or imprisoned for not more than 180 days, or both, and in addition, shall pay all costs and expenses involved in the case. Each day such violation exists shall be considered a separate offense. Nothing herein contained shall prevent the Floodplain Administrator from taking such other lawful actions as are necessary to prevent or remedy any violation.

**ARTICLE 4 ADMINISTRATION**

**SECTION A. DESIGNATION OF FLOOD DAMAGE PREVENTION ORDINANCE ADMINISTRATOR**

The Clay County Mississippi Board of Supervisors, MS hereby appoints the Building Official to administer and implement the provisions of this ordinance and is herein referred to as the Floodplain Administrator and/or the administrator.

**SECTION B PERMIT PROCEDURES**

Application for a Development Permit shall be made to the Floodplain Administrator on forms furnished by him or her prior to any development activities, and may include, but not be limited to, the following plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question, existing or proposed structures, earthen fill, storage of materials or equipment, drainage facilities, and the location of the foregoing. Specifically the following information is required.

- (1) Application Stage
  - a) Elevation in relation to mean sea level of the proposed lowest floor (including basement) of all buildings, which will be submitted on a FEMA Elevation Certificate by a state of Mississippi registered engineer or surveyor;
  - b) Elevation in relation to mean sea level to which any non-residential building in an A Zone will be floodproofed,

**Clay County Mississippi**  
**Flood Damage Prevention Ordinance (FDPO)**

- c) Certificate from a state of Mississippi registered professional engineer or architect that the non-residential flood-proofed building will meet the floodproofing criteria in Article 4, Section B (2), Article 5, Section B (2),
- d) Description of the extent to which any watercourse will be altered or relocated as result of proposed development

**(2) Finished Construction**

Upon completion of construction, a FEMA elevation certificate which depicts all finished construction elevations is required to be submitted to the Floodplain Administrator. If the project includes a floodproofing measure a FEMA floodproofing certificate is required to be submitted by the permit holder to the Floodplain Administrator.

**SECTION C POWERS, DUTIES, AND RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR**

The Floodplain Administrator and his or her designated staff is hereby authorized and directed to enforce the provisions of this ordinance. The Administrator is further authorized to render interpretations of this ordinance, which are consistent with its spirit and purpose.

**(1) Right of Entry**

- a) Whenever necessary to make an inspection to enforce any of the provisions of this ordinance, or whenever the Administrator has reasonable cause to believe that there exists in any building or upon any premises any condition or ordinance violation which makes such building, structure or premises unsafe, dangerous or hazardous, the Administrator may enter such building, structure or premises at all reasonable times to inspect the same or perform any duty imposed upon the Administrator by this ordinance.
- b) If such building or premises are occupied, the Administrator shall first present proper credentials and request entry. If such building, structure or premises are unoccupied, he shall first make a reasonable effort to locate the owner or other persons having charge or control of such building or premises.
- c) If entry is refused, the Administrator shall have recourse to every remedy provided by law to secure entry.
- d) When the Administrator shall have first obtained a proper inspection warrant or other remedy provided by law to secure entry, no owner or occupant or any other persons having charge, care or control of any building, structure, or premises shall fail or neglect, after proper request is made as herein provided, to promptly permit entry therein by the Administrator for the purpose of inspection and examination pursuant to this ordinance.

**(2) Stop Work Orders**

- a) Upon notice from the Administrator, work on any building, structure or premises that is being performed contrary to the provisions of this ordinance shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to his or her agent, or to the person doing the work, and shall state the conditions under which work may be resumed.

**(3) Revocation of Permits**

- a) The Administrator may revoke a permit or approval, issued under the provisions of this ordinance, in case there has been any false statement or misrepresentation as to the material fact in the application or plans on which the permit or approval was based.
- b) The Administrator may revoke a permit upon determination that the construction, erection, alteration, repair, moving, demolition, installation, or replacement of the structure for which the permit was issued is in violation of or not in conformity with, the provisions of this ordinance.

Duties of the administrator shall include, but not be limited to

- (1) Review all development permits to assure that the permit requirements of this ordinance have been satisfied.
- (2) Review proposed development to assure that all necessary permits have been received from those governmental agencies from which approval is required by Federal or State law, including section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U S C 1334. Additionally, require the permittee to obtain and submit copies of any required federal or state permits and maintain them on file with the development permit.
- (3) Perform a minimum of three inspections to ensure that all applicable ordinance and floodplain development requirements have been satisfied. The first inspection upon the establishment of the Base Flood Elevation reference mark at the development site, the second upon the establishment of the structure's footprint prior to pouring the slab or the establishment of the lowest floor in an elevated foundation system and the final inspection upon completion and submission of the required finished construction elevation certificate.

**Clay County Mississippi**  
**Flood Damage Prevention Ordinance (FDPO)**

- (4) Verify any required setback distances
- (5) Verify that all placement of fill or grading is according to certified plans. Assure that any fill being used as part of the structure's foundation system (not allowed in a CHHA) is both clean material and properly compacted and placed. A professional certification that any structure built on fill is reasonably safe from flooding can be requested of the builder/developer
- (6) Verify adequate placement and size of any required flood vents in regard to the number of openings, their location, size, and height above ground level
- (7) Ensure that a crawlspace has adequate vents or openings and that the interior grade is at or above the exterior grade
- (8) Verify that the structure's utilities, duct work, and HVAC systems are at or above the base flood elevation.
- (9) Notify adjacent communities, the NFIP State Coordinator, and other federal and/or state agencies with statutory or regulatory authority prior to any alteration or relocation of a watercourse
- (10) Assure that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is maintained
- (11) Verify and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new construction and substantially improved buildings, in accordance with Article 4, Section B (2). Information must be recorded on the FEMA Elevation Certificate
- (12) Verify and record the actual elevation (in relation to mean sea level) to which the new construction and substantially improved buildings have been floodproofed, in accordance with Article 4, Section B (2). Information must be recorded on the FEMA Elevation Certificate
- (13) Review certified plans and specifications for compliance
- (14) Make the necessary interpretation where interpretation is needed as to the exact location of boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in this Article
- (15) Obtain, review and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source when base flood elevation data or floodway data have not been provided in accordance with Article 3, Section B, in order to administer the provisions of Article 5
- (16) Provide information, testimony or other evidence as needed during variance request hearings
- (17) Conduct the following actions when damage occurs to a building or buildings
  - a) Determine whether damaged structures are located within the Special Flood Hazard Area,
  - b) Conduct damage assessments for those damaged structures located in the SFHA, and,
  - c) Make a reasonable attempt to notify owner(s) of damaged structure(s) of the requirement to obtain a building permit / floodplain development permit prior to repair, rehabilitation, or reconstruction.
- (18) Perform such other inspections as may be required to insure compliance with the other provisions of this ordinance

**ARTICLE 5      PROVISIONS FOR FLOOD HAZARD REDUCTION**

**SECTION A. GENERAL STANDARDS FOR ALL ZONES**

In all areas of special flood hazard the following provisions are required

- (1) New construction and substantial improvements shall be anchored to prevent flotation, collapse and lateral movement of the structure
- (2) Manufactured homes shall be anchored to prevent flotation, collapse, and lateral movement. Methods of anchoring may include but are not limited to, use of over-the-top or frame ties to ground anchors. Dry stacked blocks (stacked without the use of mortar or cement to bond them together) are not to be used as an anchor/elevation method. This standard shall be in addition to and consistent with applicable state requirements for resisting wind forces
- (3) New construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage
- (4) New construction or substantial improvements shall be constructed by methods and practices that minimize flood damage
- (5) Electrical, heating, ventilation, plumbing, air conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding, such facilities shall be located a minimum of twenty four (24) inches/two (2) feet freeboard above the Base Flood Elevation
- (6) New and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system.

**Clay County Mississippi**  
**Flood Damage Prevention Ordinance (FDPO)**

- (7) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters
- (8) On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during flooding
- (9) Any alteration, repair, reconstruction or improvements to a building that is in compliance with the provisions of this ordinance shall meet the requirements of "new construction" as contained in this ordinance
- (10) Any alteration, repair, reconstruction or improvements to a building that is not in compliance with the provisions of this ordinance, shall be undertaken only if said non-conformity shall meet the requirements of "new construction" as contained in this ordinance
- (11) All gas and liquid storage tanks (both above and below ground) shall be adequately anchored to prevent floatation, lateral movement resulting from hydrodynamic forces and the effects of buoyancy
- (12) When new construction and substantial improvements are located in multiple flood zones or in a flood zone with multiple base flood elevations, they shall meet the requirement for the more stringent flood zone and the highest base flood elevation

**SECTION B SPECIFIC STANDARDS FOR RIVERINE ZONES**

In all areas of special flood hazard designated on the community's FIRM, where base flood elevation data have been provided (excluding CHHA and Coastal AE Zone), as set forth in Article 3, Section B, the following provisions, in addition to the standards of Article 5, Section A, are required

- (1) Residential Construction New construction and substantial improvement of any residential building (including manufactured home) shall have the lowest floor, including basement, elevated to twenty four (24) inches/two (2) feet freeboard above the base flood elevation. Should solid foundation perimeter walls be used to elevate a structure, flood openings sufficient to automatically equalize hydrostatic flood forces on exterior walls of enclosures that are subject to flooding shall be provided in accordance with standards of Article 5, Section B (4)
- (2) Non-Residential Construction New construction and substantial improvement of any commercial, industrial, or non-residential building (including manufactured building) shall have the lowest floor, including basement, elevated to twenty four (24) inches/two (2) feet freeboard above the base flood elevation. Buildings located in all A Zones may, together with attendant utility and sanitary facilities, be floodproofed in lieu of being elevated provided that all areas of the building below the base flood elevation plus twenty four (24) inches/two (2) feet freeboard above plus a minimum of one (1) foot of freeboard are water tight with walls substantially impermeable to the passage of water, and use structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. Dry floodproofing is allowed only where flood velocities are less than or equal to five feet per second. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. A Flood Emergency Operation Plan and an Inspection and Maintenance Plan must be provided by the design professional for the building. Such certification shall be provided to the Floodplain Administrator
- (3) In special flood hazard areas with base flood elevations (AE Zones) but without floodways, no encroachments, including fill material or structures, shall be permitted unless certification by a registered professional engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community. The engineering certification must be supported by technical data that conforms to standard hydraulic engineering principles
- (4) Enclosures New construction and substantial improvements that include fully enclosed areas formed by foundation and other exterior walls below the lowest floor shall be designed to preclude finished living space and designed to allow for the entry and exit of floodwaters to automatically equalize hydrostatic flood forces on exterior walls. Enclosed areas, including crawl spaces, shall be used solely for parking of vehicles, building access and storage.
  - a) Designs for complying with this requirement must either be certified by a professional engineer or architect or meet or exceed the following criteria
    - (i) Provide a minimum of two openings on different sides of each enclosed area. If a structure has more than one enclosed area below the base flood elevation, each shall have openings on exterior walls,
    - (ii) The total net area of all openings shall be at least one square inch for each square foot of enclosed area, or the openings shall be designed and the construction documents shall include a statement

## Clay County Mississippi

### Flood Damage Prevention Ordinance (FDPO)

that the design and installation will provide for equalization of hydrostatic flood forces on exterior walls by allowing for the automatic entry and exit of floodwaters,

- (iii) The bottom of all openings shall be no higher than one foot above interior grade (which must be equal to in elevation or higher than the exterior grade)
  - (iv) Openings may be equipped with screens, louvers, valves or other coverings or devices provided they permit the automatic flow of floodwaters in both directions and automatically equalize hydrostatic flood loads on exterior walls and,
  - b) Access to the enclosed area shall be minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment used in connection with the premises (standard exterior door) or entry to the living area (stairway or elevator), and,
  - c) The interior portion of such enclosed area shall not be finished or partitioned into separate rooms
- (5) Detached storage buildings, sheds or other like accessory improvements, excluding detached garages, carports, and boat houses shall solely be used for parking of vehicles and storage. Such storage space shall not be used for human habitation and shall be limited to storage of items that can withstand exposure to the elements and have low flood damage potential. The storage space shall be constructed of flood resistant or breakaway materials, and equipment and service utilities, such as electrical outlets shall be limited to essential lighting and other incidental uses, and must be elevated or floodproofed. Flood openings in accordance with the standards of Article 5 Section B (4) shall also be required. These accessory structures shall be constructed and placed on the building site so as to offer the minimum resistance to the flow of floodwaters. Accessory improvements and other appurtenant structures shall be firmly anchored to prevent flotation that may result in damage to other structures.
- (6) Standards for Manufactured Homes and Recreational Vehicles
- a.) All manufactured homes placed, or substantially improved, on individual lots or parcels, in existing manufactured home parks or subdivisions in expansions to existing manufactured home parks or subdivisions in new manufactured home parks or subdivisions or in substantially improved manufactured home parks or subdivisions must meet all the requirements for new construction including elevation and anchoring and the flood openings requirements of Article 5 Section B (4)
  - b) Manufactured homes must be  
Elevated on a permanent foundation to have its lowest floor elevated twenty four (24) inches/two (2) feet freeboard above the base flood elevation, and, securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement
  - c) All manufactured homes placed or substantially improved, excepting manufactured homes that have incurred substantial damage as a result of a flood, in an existing manufactured home park or subdivision must be elevated so that
    - (i) The lowest floor of the manufactured home is elevated twenty four (24) inches/two (2) feet freeboard above the base flood elevation and be securely anchored to an adequately anchored foundation support system to resist flotation, collapse, and lateral movement, or
    - (ii) The manufactured home chassis is supported by reinforced piers or other foundation elements of at least an equivalent strength, of no less than 36 inches in height above the highest adjacent grade and adequately anchored foundation support system to resist flotation, collapse, and lateral movement
  - d) All recreational vehicles placed on sites must either
    - (i) Be on site for fewer than 180 consecutive days and,
    - (ii) Be fully licensed and ready for highway use or
    - (iii) Must meet all the requirements for new construction, including anchoring and elevation requirements of this Article 5, Section B (6) (a) or Article 5, Section B (6) (b) (i) above
- A recreational vehicle is ready for highway use if it is licensed and insured in accordance with the state of Mississippi motor vehicle regulations, is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions
- (7) Floodways Located within areas of special flood hazard adopted by reference in Article 3, Section B, are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles and has erosion potential, the following provisions shall apply:
- a) Prohibit encroachments including fill, new construction, substantial improvements, and other developments unless certification (with supporting technical data) by a registered professional engineer is provided demonstrating that encroachments shall not result in any increase in flood levels during occurrence of the base flood discharge,

**Clay County Mississippi  
Flood Damage Prevention Ordinance (FDPO)**

- b) If Article 5, Section B (7) (a) above is satisfied all new construction and substantial improvements shall comply with all applicable flood damage prevention standards of Article 5
- c) Prohibit the placement of manufactured homes (mobile homes), except in an existing manufactured homes (mobile homes) park or subdivision. A replacement manufactured home may be placed on a lot in an existing manufactured home park or subdivision provided the anchoring standards of Article 5, Section A (2), and the standards of Article 5, Section B (1) through (3) and the encroachment standards of this Article 5 Section B (7) (a), are met

**SECTION C STANDARDS FOR STREAMS WITHOUT BASE FLOOD ELEVATIONS AND FLOODWAYS**

When base flood elevation data and floodway data are not available in accordance with Article 3, Section A, in Special Flood Hazard Areas without base flood elevation data, new construction and substantial improvements shall be elevated or floodproofed to elevations established by the community. The following provisions in addition to the standards of Article 5 Section A and the enclosure standards of Article 5 Section B (4) shall apply

- (1) Require that all new subdivision proposals and other proposed developments (including proposals for manufactured home parks and subdivisions) greater than five lots or five acres whichever is lesser, include within such proposals base flood elevation data,
- (2) The Floodplain Administrator shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a federal, state, or other source, in order to administer the provisions of Article 5. When such data are available, standards of Article 5 Section B, shall apply. If data is not available from Article 5 Section C (1) or outside sources, then the following provisions shall apply
- (3) No encroachments, including fill material or other development, shall be located within a distance of the stream bank equal to five times the width of the stream at the top of the bank or twenty feet each side from the top of the bank, whichever is greater, unless certification by a registered professional engineer is provided demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge. The enclosure standards of Article 5, Section B (4) shall apply
- (4) The Floodplain Administrator shall require that a single lot applicant develop the base flood elevation for the development site, utilizing accepted engineering practices and procedures. Upon review of the submitted data, the Administrator may accept or reject the proposed base flood elevation. When such data is accepted, standards of Article 5, Section B, shall apply
- (5) Notify, in riverine situations, adjacent communities and the State Coordinating Office prior to any alteration or relocation of a watercourse, and submit copies of such notifications to FEMA. Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained
- (6) Require that all manufactured homes be placed or installed using methods and practices which minimize flood damage. Manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Dry stacked blocks (stacked without the use of mortar or cement to bond them together) are not allowed within the Special Flood Hazard Area

**SECTION D STANDARDS FOR SUBDIVISION PROPOSALS AND OTHER PROPOSED DEVELOPMENT**

- (1) All subdivision proposals shall be consistent with the need to minimize flood damage,
- (2) All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage
- (3) All subdivision proposals shall have adequate drainage provided to reduce exposure to flood hazards, and,
- (4) Base flood elevation data shall be provided for all new subdivision proposals and other proposed development (including manufactured home parks and subdivisions) which is greater than five lots or five acres whichever is the lesser

**SECTION E CRITICAL FACILITIES**

Construction of new and substantially improved critical facilities shall be located outside the limits of the special flood hazard area (one percent chance floodplain). Construction of new critical facilities shall be permissible within the SFHA only if no feasible alternative site is available and access to the facilities remains available during a 0.2 percent chance flood. Critical facilities constructed within the SFHA shall have the lowest floor elevated three feet six inches (3' 6") above the base flood elevation at the site (or to the 0.2 percent chance flood elevation whichever is greater). Floodproofing and sealing measures must be implemented to ensure that toxic substances will not be displaced by or released into floodwaters. Multiple access routes, elevated to or above the 0.2 percent flood elevation, shall be provided to all critical facilities to the maximum extent possible. Critical facilities must not only be protected to or above the 0.2 percent chance flood, but must remain operable during such an event. The



**Clay County Mississippi**  
**Flood Damage Prevention Ordinance (FDPO)**

community's flood response plan must list facilities considered critical in a flood, since loss of access can cause a critical situation. Other facilities in low risk flood zones that may also be needed to support flood response efforts must be included on the critical facility list. The use of any structure shall not be changed to a critical facility, where such a change in use will render the new critical facility out of conformance with this section. The list of the operators of the critical facilities affected by flooding must be updated at least annually as part of the community critical facility planning procedures.

**ARTICLE 6     VARIANCE PROCEDURES**

**SECTION A. DESIGNATION OF VARIANCE AND APPEALS BOARD**

The Clay County Mississippi Board of Supervisors, MS shall hear and decide appeals and requests for variances from requirements of this ordinance and is herein referred to as the board.

**SECTION B DUTIES OF VARIANCE AND APPEALS BOARD**

The board shall hear and decide appeals when it is alleged an error in any requirement, decision, or determination is made by the Floodplain Administrator in the enforcement or administration of this ordinance. Any person aggrieved by the decision of the board may appeal such decision to the Clay County Chancery Court as provided in Mississippi Code Annotated, § 11-51-75 (1972).

**SECTION C VARIANCE PROCEDURES**

In passing upon such applications, the board shall consider all technical evaluations, relevant factors, and standards specified in other sections of this ordinance, and

- (1) The evaluation must be based on the characteristics unique to that property and not be shared by adjacent parcels. The characteristics must pertain to the land itself, not to the structure, its inhabitants, or its owners.
- (2) Variances shall not be granted for multiple lots, phases of subdivisions, or entire subdivisions.
- (3) The danger that materials may be swept onto other lands to the injury of others,
- (4) The danger of life and property due to flooding or erosion damage,
- (5) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner and the community,
- (6) The importance of the services provided by the proposed facility to the community,
- (7) The necessity of the facility to be at a waterfront location, where applicable,
- (8) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage,
- (9) The compatibility of the proposed use with existing and anticipated development,
- (10) The relationship of the proposed use to the comprehensive plan and floodplain management program for that area,
- (11) The safety of access to the property in times of flood for ordinary and emergency vehicles,
- (12) The expected heights, velocity, duration, rate of rise, and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site, and,
- (13) The costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges and culverts.
- (14) Upon consideration of factors listed above, and the purpose of this ordinance, the board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- (15) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result

**SECTION D CONDITIONS FOR VARIANCES**

- (1) Variances shall only be issued when there is
  - a.) A showing of good and sufficient cause,
  - b.) A determination that failure to grant the variance would result in exceptional hardship, and,
  - c.) A determination that the granting of a variance will not result in increased flood heights, additional threats to public expense, create nuisance, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.
- (2) The provisions of this ordinance are minimum standards for flood loss reduction; therefore any deviation from the standards must be weighed carefully. Variances shall only be issued upon a determination that the variance is the minimum necessary deviation from the requirements of this ordinance, considering the flood hazard to afford relief. In the instance of a Historic Structure, a determination that the variance is the minimum necessary so as not to destroy the historic character and design of the building (See Article 6, Section F.)

**Clay County Mississippi  
Flood Damage Prevention Ordinance (FDPO)**

- (3) Any applicant to whom a variance is granted shall be given written notice specifying the difference between the base flood elevation and the elevation to which the lowest floor is to be built and stating that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.
- (4) The Floodplain Administrator shall maintain the records of all appeal actions and report any variances to the Federal Emergency Management Agency and Mississippi Emergency Management Agency upon request (See Article 6 Section E )
- (5) Upon consideration of the factors listed above and the purposes of this ordinance, the board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance
- (6) Variances shall not be issued "after the fact "

**SECTION E VARIANCE NOTIFICATION**

Any applicant to whom a variance is granted shall be given written notice over the signature of a community official that

- (1) The issuance of a variance to construct a structure below the base flood elevation will result in increased premium rates for flood insurance up to amounts as high as \$25 for \$100 of insurance coverage, and,
- (2) Such construction below the base flood level increases risks to life and property A copy of the notice shall be recorded by the Floodplain Administrator in the Office of the Chancery Clerk and shall be recorded in a manner so that it appears in the chain of title of the affected parcel of land

The Floodplain Administrator will maintain a record of all variance actions, including justification for their issuance, and report such variances to the Federal Emergency Management Agency and the Mississippi Emergency Management Agency upon request

**SECTION F HISTORIC STRUCTURES**

Variances may be issued for the repair or rehabilitation of "historic structures" only upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a "historic structure" and the variance is the minimum to preserve the historic character and design of the structure

**SECTION G SPECIAL CONDITIONS**

Upon consideration of the factors listed in Article 6, and the purposes of this ordinance, the Clay County Mississippi Board of Supervisors, MS may attach such conditions to the granting of variances, as it deems necessary to further the purposes of this ordinance

**SECTION H FLOODWAY**

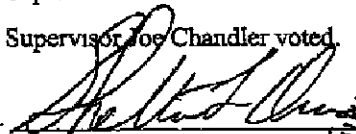
Variances shall not be issued within any designated regulatory floodway if any increase in flood levels during the base flood discharge would result

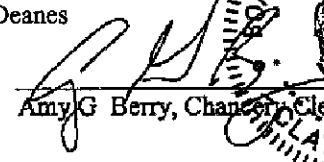
**ARTICLE 7 SEVERABILITY**

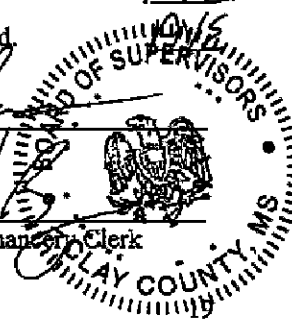
If any section, clause, sentence or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this Ordinance

This ordinance having first been reduced to writing was adopted at a public meeting of the Clay County Mississippi Board of Supervisors, MS, on the 9<sup>th</sup> day of November, 2017, wherein the vote was as follows and shall take effect thirty (30) days from the foregoing date of adoption

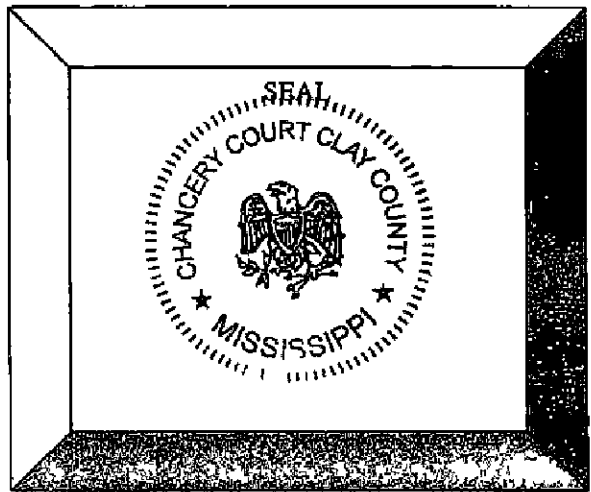
- District 1 Supervisor Lynn Horton Turner voted *AVE*
- District 2 Supervisor Luke Lumus voted *not present*
- District 3 Supervisor R B Davis voted *AVE*
- District 4 Supervisor Shelton Deanes voted *AVE*
- District 5 Supervisor Joe Chandler voted *AVE*

President.   
Shelton Deanes

ATTESTED BY   
Amy G Berry, Chancery Clerk



November 9 2017



**IN THE MATTER OF DELETING TX134 FROM THE FIXED ASSET LEDGER OF THE  
TAX ASSESSOR/COLLECTORS INVENTORY**

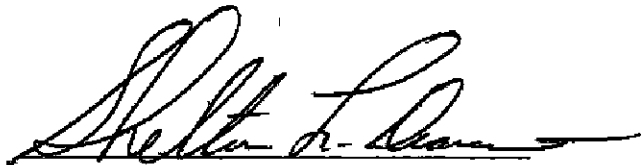
---

There came on this day for consideration the matter of deleting TX134 from the Fixed Asset Ledger of the Tax Assessor/Collector's Inventory

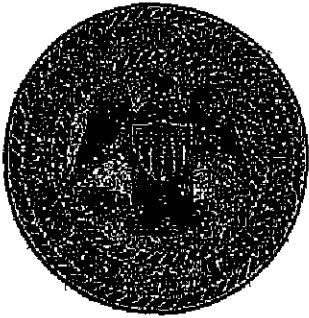
It appears to this Board asset no TX134, printer, is no longer working and functioning accordingly for the Tax Assessor/Collector and at this time the Tax Assessor/Collector, Paige Lamkin, is requesting the said asset be deleted from her departmental inventory and for the said asset to be disposed of

After motion by Lynn Horton and second by R B Davis this Board doth vote unanimously to authorize and approve to deleted TX134, printer, from the Tax Assessor/Collector's Departmental inventory listing and for the said asset to be disposed of

SO ORDERED this the 9<sup>th</sup> day of November, 2017



President



Clay County Tax Assessor/Collector  
Paige Lamkin  
P O Box 795  
West Point, MS 39773  
Phone (662) 494-3432 or (662) 494-2724  
Fax (662) 494-7452

November 8, 2017

I, Paige Lamkin, request that the following item be deleted from the Clay County Tax Assessor/Collectors Inventory List due to the item no longer working

TX134          Printer

A handwritten signature in cursive script that reads "Paige Lamkin". The signature is written in black ink and is positioned above a horizontal line.

Paige Lamkin, Tax Assessor/Collector



NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING AND APPROVING THE PURCHASE OF A NEW  
CAD SYSTEM FOR THE E911 OFFICE**

---

There came on this day for consideration the matter of authorizing and approving the purchase of a new CAD System for E911 Office

It appears to this Board the current CAD, Computer Aided Dispatch, system which was purchased in December 2009 has reached the end of its life, and,


It appears to this Board Treva Hodge the E911 Coordinator has two quotes as attached hereto as Exhibit A that she is presenting the Board for their consideration, and,

It appears to this Board the quote of AT & T was for \$158,148 50 for the new CAD System and the quote of Spillman Technologies was for \$ 143,872 00, and,

It appears to this Board Mrs Hodge is requesting the Board's consideration for the CAD System from AT & T, due to the fact, that the current CAD System the county has had is a CAD System from AT & T and the technician to repair or do maintenance on the said equipment lives 30 minutes from Clay County which would provide quicker and better support for the County

After motion by Joe Chandler and second by R B Davis this Board doth vote unanimously to authorize and approve to purchase the said CAD System from AT & T in the amount of \$158,148 50 for the E911 Department

SO ORDERED this the 9<sup>th</sup> day of November, 2017



President

# CAD System

**CAD - Computer Aided Dispatch**

This is the system that all information regarding 911 calls goes into. It includes the **mapping** system and the **text messaging** system.

Our current system that we got in December of 2009 has reached end of life and end of support. What that means is that as of December 31<sup>st</sup> of this year, if the system breaks, the company will **NOT** fix it. A new CAD system takes months from the time of order to get up and running.

I have waited till the last minute to proceed with this because we had applied for a Homeland Security grant. We found out last week that we were denied on this grant.

**\*\*Both quotes are on the State's EPL list for contract pricing. My recommendation is that we go with AT&T for 3 reasons:**

- 1) I have seen both systems and feel that AT&T has a much better quality and ease of use. Ease of use is critical in emergency response.
- 2) AT&T has a technician that lives 30 minutes from us. I feel that AT&T can offer quicker and better support.
- 3) Our phone system is currently with AT&T. Phone and CAD systems work together. With one vendor, if something goes wrong there is no "finger pointing" as to where the responsibility for the problem exists.

<b>CAD System Quotes</b>	
(includes hardware, software, installation, & training)	
AT&T Public Safety	\$158,148.50
Spillman Technologies	\$143,872.00

<b>Summary of Financing Quotes</b>			
	<b>Governmental Capital</b>	<b>Hancock Bank</b>	<b>BancorpSouth</b>
	AT&T	AT&T	AT&T
60 months	\$2,861.08	\$2,825.59	<div style="background-color: black; width: 100px; height: 1em; margin-bottom: 5px;"></div> (33,613.68/yr)

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING AND APPROVING THE LEASE PURCHASE  
QUOTE OF BANCORP SOUTH BANK FOR THE FINANCING OF THE PURCHASE OF  
THE CAD SYSTEM FOR E911**

---


There came on this day for consideration the matter of authorizing and approving the lease purchase quote of Bancorp South Bank for the financing of the purchase of the CAD System for E911

It appears to this Board as attached hereto as Exhibit A are three quotes as received on the financing of the lease purchase of the new CAD System from AT & T in the amount of \$158,148 50, and,

It appears to this Board the lowest and best quote would be that of Bancorp South Bank at a rate of 2 42% and a monthly payment of \$2,801 14

After motion by Joe Chandler and second by R. B. Davis this Board doth vote unanimously to authorize and approve of the lease financing of the purchase of the new CAD System through Bancorp South Bank at a rate of 2 42 % and a monthly payment of \$ 2,801 14

SO ORDERED this the 9<sup>th</sup> day of November, 2017



President



**GOVERNMENT CAPITAL**  
CORPORATION

90 SANDLEWOOD TRAIL BROOKHAVEN MISSISSIPPI 39601 Ph 800 561 0461  
345 MIRON DRIVE SOUTHLAKE TEXAS 76092 Ph 817 421 5400  
WWW.GOVCAP.COM

November 8, 2017

Treva Hodge  
911 Director  
Clay County  
365 Court Street  
West Point, MS 39773

Thank you for the opportunity to propose financing for Clay County 911 for the purchase of Public Safety Equipment. The following is submitted for your review and consideration.

LENDER	Government Capital Corporation	
ISSUER	Clay County, MS	
FINANCING STRUCTURE	Tax Exempt Financing with \$1.00 Purchase Option	
EQUIPMENT DESCRIPTION	Hardware, Software, Installation, and Training	
CONTRACT AMOUNT	\$158,148.50	\$96,000.00
TERM	60 MONTHLY PMTS	60 MONTHLY PMTS
INTEREST RATE	3.275%	3.471%
PAYMENTS	\$2,861.08	\$1,755.45
PAYMENT BEGINNING	Thirty (30) days after funding	

The above proposal is an expression of interest, subject to audit analysis and mutually acceptable documentation, assumes bank qualification and is not a binding commitment. If funding occurs more than 14 days from proposal date, we reserve the right to index to the then current market.

If you have any questions regarding other payment terms, frequencies or conditions, please call me at (800) 561-0461 or email dc.greer@govcap.com

Submitted by

DC Greer  
Vice President  
Government Capital Corporation

The transaction described herein is an arm's length, commercial transaction between you and Government Capital Corporation ("GCC") in which GCC (i) is acting solely for its own financial and other interests that may differ from yours; (ii) is not acting as your municipal advisor or financial advisor and has no fiduciary duty to you with respect to this transaction; and (iii) is not recommending that you take any action with respect to this transaction.







11/8/2017

Sent via [abarry@claycounty.ms.gov](mailto:abarry@claycounty.ms.gov)

Amy Berry  
Clay County  
P O Box 815  
West Point MS 39773

It is a pleasure to submit for your consideration the following proposal to provide lease-purchase financing based on the terms and conditions set forth below:

- 1 Lessor BancorpSouth Equipment Finance, a division of BancorpSouth Bank
- 2 Lessee Clay County
- 3 Equipment Description E911
- 4 Equipment Cost \$96,500.00
- 5 Lease Term 5 Years
- 6 Lease Payments (These are approximate payment amounts. The actual payment will be determined at funding date.)  
  
60 monthly payments of \$1,709.22  
Arrears
- 7 Lease Rate 2.42%
- 8 Funding Date This proposal is contingent upon the equipment being delivered and the lease funded prior to 1/31/2018. Any extension of the funding or delivery date must be in writing.
- 9 Purchase Option Title is passed to Lessee at lease expiration for no further consideration.
- 10 Non-appropriation/Termination The lease provides that Lessee is to make reasonable efforts to obtain funds to satisfy the obligation in each fiscal year. However, the lease may be terminated without penalty in the event of non-appropriation. In such event, the Lessee

agrees to provide an attorney's opinion confirming the events of non-appropriation and Lessee's exercise of diligence to obtain funds

- 11 **Bank Qualification.** This lease-purchase financing shall be designated as a bank qualified tax-exempt transaction as per the 1986 Federal Tax Bill. This means that the Lessee's governing body will pass a resolution stating that it does not anticipate issuing more than \$10 million in General Obligation debt or other debt falling under the Tax Bill's definition of qualifying debt during the calendar year that the lease is funded
- 12 **Tax Status.** This proposal is subject to the Lessee being qualified as a governmental entity or "political subdivision" within the meaning of Section 103(a) of the Internal Revenue Code of 1954 as amended, within the meaning of said Section. Lessee agrees to cooperate with Lessor in providing evidence as deemed necessary or desirable by Lessor to substantiate such tax status
- 13 **Net Lease.** This will be a net lease transaction whereby maintenance, insurance, taxes (if applicable), compliance with laws and similar expenses shall be borne by Lessee
- 14 **Financial Statements.** Complete and current financial statements must be submitted to Lessor for review and approval of Lessee creditworthiness,
- 15 **Lease Documentation.** This equipment lease-purchase package is subject to the mutual acceptance of lease-purchase documentation within a reasonable time period, otherwise payments will be subject to market change.

If the foregoing is acceptable, please so indicate by signing this letter in the space provided below and returning it to BancorpSouth Equipment Finance. The proposal is subject to approval by BancorpSouth Equipment Finance's Credit Committee and to mutually acceptable terms, conditions and documentation:

Acceptance of this proposal expires as the close of business on 1/31/2018. Extensions must be approved by the undersigned

Any concerns or questions should be directed to Bob Lee at 1-800-222-1610

Bob Lee  
Municipal Finance Manager

**ACKNOWLEDGMENT AND ACCEPTANCE**

By \_\_\_\_\_  
Title

Date \_\_\_\_\_



11/8/2017

Sent via: [aberry@claycounty.ms.gov](mailto:aberry@claycounty.ms.gov)

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

It is a pleasure to submit for your consideration the following proposal to provide lease-purchase financing based on the terms and conditions set forth below:

- |    |                                      |   |
|----|--------------------------------------|---|
| 1  | <u>Lessor</u>                        | BancorpSouth Equipment Finance, a<br>division of BancorpSouth Bank  |
| 2  | <u>Lessee</u>                        | Clay County   |
| 3  | <u>Equipment Description</u>         | E911  |
| 4  | <u>Equipment Cost</u>                | \$168,148.50  |
| 5  | <u>Lease Term</u>                    | 5 Years   |
| 6  | <u>Lease Payments</u>                | (These are approximate payment amounts. The<br>actual payment will be determined at funding<br>date.)<br><br>60 monthly payments of \$2,601.14<br>Arrears   |
| 7  | <u>Lease Rate</u>                    | 2.42%   |
| 8  | <u>Funding Date</u>                  | This proposal is contingent upon the equipment<br>being delivered and the lease funded prior to<br>1/31/2018. Any extension of the funding or<br>delivery date must be in writing.  |
| 9  | <u>Purchase Option</u>               | Title is passed to Lessee at lease expiration for<br>no further consideration.  |
| 10 | <u>Non-appropriation/Termination</u> | The lease provides that Lessee is to make reasonable<br>efforts to obtain funds to satisfy the obligation in each fiscal year. However, the lease may be<br>terminated without penalty in the event of non-appropriation. In such event, the Lessee |

agrees to provide an attorney's opinion confirming the events of non-appropriation and Lessee's exercise of diligence to obtain funds

- 11 **Bank Qualification.** This lease-purchase financing shall be designated as a bank qualified tax-exempt transaction as per the 1986 Federal Tax Bill. **This means that the Lessee's governing body will pass a resolution stating that it does not anticipate issuing more than \$10 million in General Obligation debt or other debt falling under the Tax Bill's definition of qualifying debt during the calendar year that the lease is funded**
- 12 **Tax Status** This proposal is subject to the Lessee being qualified as a governmental entity or "political subdivision" within the meaning of Section 103(a) of the Internal Revenue Code of 1954 as amended, within the meaning of said Section. Lessee agrees to cooperate with Lessor in providing evidence as deemed necessary or desirable by Lessor to substantiate such tax status
- 13 **Net Lease.** This will be a net lease transaction whereby maintenance, insurance, taxes (if applicable), compliance with laws and similar expenses shall be borne by Lessee
- 14 **Financial Statements** Complete and current financial statements must be submitted to Lessor for review and approval of Lessee creditworthiness.
- 15 **Lease Documentation** This equipment lease-purchase package is subject to the mutual acceptance of lease-purchase documentation within a reasonable time period, otherwise payments will be subject to market change

If the foregoing is acceptable, please so indicate by signing this letter in the space provided below and returning it to BancorpSouth Equipment Finance. **The proposal is subject to approval by BancorpSouth Equipment Finance's Credit Committee and to mutually acceptable terms, conditions and documentation**

Acceptance of this proposal expires as the close of business on 1/31/2018. Extensions must be approved by the undersigned

Any concerns or questions should be directed to Bob Lee at 1-800-222-1610



Bob Lee  
Municipal Finance Manager

**ACKNOWLEDGMENT AND ACCEPTANCE**

By. \_\_\_\_\_

Title

Date \_\_\_\_\_



VIA EMAIL

November 8, 2017

Board of Supervisors  
Clay County, Mississippi  
C/o Ms. Amy Berry

Re Lease Purchase Financing – One (1) New CAD System

Gentlemen,

We understand that Clay County, Mississippi is considering lease-purchase financing for One (1) New CAD System (hereinafter the "Equipment") under the authority of Sec 31-7-13(e) of the Miss Code of 1972, as amended. The Equipment's total cost is not expected to exceed **\$158,148.50** and 100% of the cost will be financed.

The rates provided below assumes that the debt will be designated as "bank-qualified" tax exempt within the meaning of Sec 265(b)(3) of the Internal Revenue Code of 1986, as amended. If it is determined that the County is ineligible to issue bank-qualified debt this calendar year, different rates will apply \*

<u>Amount Financed:</u>	<u>Terms**:</u>	<u>Rate:</u>
\$158,148.50	36 monthly payments @ \$4,562.30 per month	2.47%
	48 monthly payments @ \$3,471.23 per month	2.58%
	60 monthly payments @ \$2,825.59 per month	2.77%

◆ No Prepayment Charges or Penalties ◆ No Additional Charges of Any Kind ◆

\* Determination of taxability would be the responsibility of the County's legal counsel

\*\* The County will certify that the Equipment will not be replaced by other equipment, performing the same or similar functions, until the term of the financing option expires

Post Office Box 4019 • Gulfport MS 39502  
1-800 522 6542 • hancockbank.com



Clay County, Mississippi  
Page 2

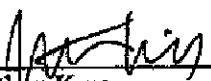
This proposal assumes compliance by the County with applicable state and federal law governing borrowings by political subdivisions. In addition, normal Bank credit approval requirements for lending to these types of entities would apply. Credit approval includes approval of both the manufacturer and vendor of the Equipment to be purchased. Necessary documentation would include, but not be limited to, a legal and tax opinion from issuer's legal counsel. Liability and physical damage insurance would be required with Hancock Bank being shown as the additional insured and/or loss payee as its interest may appear.

This proposal is good if accepted within 30 days and the obligation is funded within 60 days of the date of this letter.

*Thank you for considering Hancock Bank for your Governmental Leasing needs!*

Sincerely,

HANCOCK BANK

  
\_\_\_\_\_  
Jonathan King  
Government Leasing  
Public Finance Department

Post Office Box 4019 • Gulfport, MS 39502  
1 800 522-6542 • hancockbank.com



VIA EMAIL

November 8, 2017

Board of Supervisors  
Clay County, Mississippi  
C/o Ms. Amy Berry

Re Lease Purchase Financing – One (1) New CAD System

Gentlemen

We understand that Clay County, Mississippi is considering lease-purchase financing for One (1) New CAD System (hereinafter the "Equipment") under the authority of Sec 31-7-13(e) of the Miss Code of 1972, as amended. The Equipment's total cost is not expected to exceed **\$96,500.00** and 100% of the cost will be financed.

The rates provided below assumes that the debt will be designated as "bank-qualified" tax exempt within the meaning of Sec 265(b)(3) of the Internal Revenue Code of 1986, as amended. If it is determined that the County is ineligible to issue bank-qualified debt this calendar year, different rates will apply \*

<u>Amount Financed</u>	<u>Terms**:</u>	<u>Rate:</u>
\$96,500.00	36 monthly payments @ \$2,783.85 per month	2.47%
	48 monthly payments @ \$2,118.10 per month	2.58%
	60 monthly payments @ \$1,724.13 per month	2.77%

◆ No Prepayment Charges or Penalties ◆ No Additional Charges of Any Kind ◆

\* Determination of taxability would be the responsibility of the County's legal counsel

\*\* The County will certify that the Equipment will not be replaced by other equipment, performing the same or similar functions, until the term of the financing option expires

Post Office Box 4019 • Gulfport, MS 39502  
1-800-522-6542 • hancockbank.com



Clay County, Mississippi  
Page 2

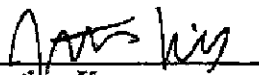
This proposal assumes compliance by the County with applicable state and federal law governing borrowings by political subdivisions. In addition, normal Bank credit approval requirements for lending to these types of entities would apply. Credit approval includes approval of both the manufacturer and vendor of the Equipment to be purchased. Necessary documentation would include, but not be limited to, a legal and tax opinion from issuer's legal counsel. Liability and physical damage insurance would be required with Hancock Bank being shown as the additional insured and/or loss payee as its interest may appear.

This proposal is good if accepted within 30 days and the obligation is funded within 60 days of the date of this letter.

*Thank you for considering Hancock Bank for your Governmental Leasing needs!*

Sincerely,

HANCOCK BANK

  
Jonathan King  
Government Leasing  
Public Finance Department

Post Office Box 4019 • Gulfport, MS 39502  
1 800-522-6542 • hancockbank.com



CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD NOVEMBER 01 2017 TO NOVEMBER 09 2017

BANK REN RENASANT BANK GENERAL COUNTY

CHECK - NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT - NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
66442	11/01/2017	PAYROLL CLEARING ACCOUNT	201710310036	01	001 000 110	PART TIME HELP	1036 61	
			201710310036	02	001 000 110	STATE RET MATCHING	96 69	
			201710310036	03	001 000 110	SOC SEC MATCHING	79 30	
			201710310037	01	001 000 110	MEDICAL EXAMINERS FE	1500 00	
			201710310037	02	001 000 110	STATE RET MATCHING	236 25	
			201710310037	03	001 000 110	SOC SEC MATCHING	114 75	
			201710310038	01	001 000 110	DEPUTIES	143 44	
			201710310038	02	001 000 110	STATE RET MATCHING	22 59	
			201710310038	03	001 000-110	SOC SEC MATCHING	10 97	
			201710310039	01	161 000 110	ROAD LABORERS-HOURLY	3472 80	
			201710310039	02	161 000-110	STATE RET MATCHING	546 97	
			201710310039	03	161 000 110	SOC SEC MATCHING	237 91	
			201710310040	01	165 000 110	ROAD LABORERS HOURL	564 00	
			201710310040	02	165 000 110	STATE RET MATCHING	88 83	
			201710310040	03	165 000 110	SOC SEC MATCHING	34 69	8185 80
66443	11/08/2017	LOWNDES COUNTY MS	11/2017	01	001 200 915	VEHICLES	11000 00	
			11/2017	02	001 200 915	VEHICLES	11000 00	22000 00
66444	11/08/2017	PAYROLL CLEARING ACCOUNT	201711080002	01	001 000 110	DEPUTIES	118 35	
			201711080002	02	001 000 110	SOC SEC MATCHING	9 06	127 41
66445	11/08/2017	WILMA LEE	11/2017	01	001 180 574	POLL WORKERS	129 00	129 00
66446	11/08/2017	THERESA W CHANDLER	11/2017	01	001 180 574	POLL WORKERS	129 00	129 00
66447	11/08/2017	ALICE E RAINES	11/2017	01	001 180 574	POLL WORKERS	100 00	100 00
66448	11/08/2017	JIMMY DAVIDSON	11/2017	01	001 180 574	POLL WORKERS	129 00	129 00
66449	11/08/2017	LISA K ANDRESEN	11/2017	01	001 180 574	POLL WORKERS	129 00	129 00
66450	11/08/2017	MARGARET SHELTON	11/2017	01	001 180 574	POLL WORKERS	129 00	129 00
66451	11/08/2017	DEMETRIA R SYKES COBB	11/2017	01	001 180 574	POLL WORKERS	100 00	100 00
66452	11/08/2017	TAMMY LANGLEY	11/2017	01	001 180 574	POLL WORKERS	129 00	129 00

686-A

CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD ~~NOVEMBER~~ 01 2017 TO NOVEMBER 09 2017

BANK REN RENASANT BANK GENERAL COUNTY			INVOICE		ACCOUNT		AMOUNT	CHECK
CHECK	DATE	VENDOR NAME	NUMBER	LINE #	NUMBER	DESCRIPTION	AMOUNT	AMOUNT
66453	11/08/2017	ODESSA HALE	11/2017	01	001 180 574	POLL WORKERS	129 00	129 00
66454	11/08/2017	ROCHELLE A EACHOLES	11/2017	01	001 180 574	POLL WORKERS	129 00	129 00
66455	11/08/2017	JO ANNA GRAVES	11/2017	01	001 180 574	POLL WORKERS	100 00	100 00
66456	11/08/2017	PAYROLL CLEARING ACCOUNT	20171031	01	163 000 110	ROAD LABORERS HOURL	1056 00	1303 10
			20171031	02	163 000 110	STATE RET MATCHING	166 32	
			20171031	03	163 000 110	SOC SEC MATCHING	80 78	
* CHECK TOTAL FOR BANK RENASANT BANK GENERAL COUNTY								32948 31
** TOTAL DISBURSEMENTS *								32948 31

686-B

CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD NOVEMBER 11 2017 TO NOVEMBER 30 2017

BANK CHECK NUMBER	REN DATE	RENASANT BANK VENDOR NAME	GENERAL COUNTY	INVOICE NUMBER	LINE #	NUMBER	ACCOUNT DESCRIPTION	AMOUNT	CHECK AMOUNT
66654	11/13/2017	CLAY COUNTY TAX ASSESSOR/COL		11/2017	01	001 200 695	CAR TITLES/TAGS	20 00	20 00
66655	11/13/2017	MS DEVELOPMENT AUTHORITY		11/2017HEN	01	138 800 800	PRIN RETIREMENT CAP	2175 43	
				11/2017HEN	02	138 800-802	INTEREST EXPENSE	1125 50	3300 93
66656	11/13/2017	MS DEPARTMENT OF REVENUE		11/2017	01	001 200 695	CAR TITLES/TAGS	24 00	24 00
66657	11/15/2017	PAYROLL CLEARING ACCOUNT		201711150002	01	001 000-110	PERSONNEL MAN/SYSTEM	899 56	
				201711150002	02	001 000 110	ASST PERSONNEL MNGR	107 30	
				201711150002	03	001 000 110	OFFICE CLERICAL	1113 84	
				201711150002	04	001 000 110	STATE RET MATCHING	334 01	
				201711150002	05	001 000 110	SOC SEC MATCHING	155 87	
				201711150003	01	001 000 110	DEPUTIES	322 29	
				201711150003	02	001 000 110	OFFICE CLERICAL	73 38	
				201711150003	03	001 000 110	STATE RET MATCHING	11 56	
				201711150003	04	001 000 110	SOC SEC MATCHING	27 29	
				201711150004	01	001 000 110	DEPUTIES	3154 54	
				201711150004	02	001 000 110	STATE RET MATCHING	496 83	
				201711150004	03	001 000 110	SOC SEC MATCHING	226 64	
				201711150005	01	001 000 110	DEPUTIES	3466 07	
				201711150005	02	001 000 110	STATE RET MATCHING	545 91	
				201711150005	03	001 000 110	SOC SEC MATCHING	251 34	
				201711150006	01	001 000 110	ASST PURCHASE CLERK	637 50	
				201711150006	02	001 000 110	STATE RET MATCHING	84 00	
				201711150006	03	001 000 110	SOC SEC MATCHING	33 25	
				201711150007	01	001 000 110	RECEIVING CLERK	499 98	
				201711150007	02	001 000 110	STATE RET MATCHING	78 75	
				201711150007	03	001 000 110	SOC SEC MATCHING	35 48	
				201711150008	01	001 000 110	MAINTENANCE SALARY	3232 43	
				201711150008	02	001 000 110	PART TIME HELP	883 16	
				201711150008	03	001 000 110	MAINTENANCE OVERTIME	219 26	
				201711150008	04	001 000 110	STATE RET MATCHING	630 66	
				201711150008	05	001 000 110	SOC SEC MATCHING	316 55	
				201711150009	01	001 000 110	INFORMATION TECHNOLO	449 78	
				201711150009	02	001 000 110	STATE RET MATCHING	70 84	
				201711150009	03	001 000 110	SOC SEC MATCHING	32 08	
				201711150010	01	001 000 110	CASE MANAGER GRANT	499 70	
				201711150010	02	001 000 110	OFFICE/CLERICAL	333 34	
				201711150010	03	001 000 110	STATE RET MATCHING	131 21	
				201711150010	04	001 000 110	SOC SEC MATCHING	33 00	
				201711150011	01	001 000 110	CLERICAL	1129 17	
				201711150011	02	001 000 110	STATE RET MATCHING	177 84	
				201711150011	03	001 000 110	FICA/MEDI MATCH	82 06	
				201711150012	01	001 000 110	DEPUTIES	3373 45	
				201711150012	02	001 000 110	STATE RET MATCHING	531 32	
				201711150012	03	001 000 110	SOC SEC MATCHING	234 40	

686-C

CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD NOVEMBER 11 2017 TO NOVEMBER 30 2017

BANK CHECK	REN RENASANT BANK DATE	GENERAL COUNTY VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
			201711150013	01	001-000-110	OFFICE/CLERICAL	675 44	
			201711150013	02	001-000 110	STATE RET MATCHING	48 27	
			201711150013	03	001-000 110	SOC SEC MATCHING	50 25	
			201711150014	01	001-000 110	DEPUTIES	17129 09	
			201711150014	02	001-000-110	OFFICE/CLERICAL	6926 25	
			201711150014	03	001-000-110	DEPUTIES OVERTIME	660 76	
			201711150014	04	001 000 110	OFFICE CLERICAL OVER	51 14	
			201711150014	05	001 000-110	MECHANIC SALARY	939 84	
			201711150014	06	001-000-110	STATE RET MATCHING	3844 94	
			201711150014	07	001 000-110	SOC SEC MATCHING	1850 91	
			201711150015	01	001 000-110	MTC TRANSPORT OFFICE	849 50	
			201711150015	02	001 000 110	STATE RET MATCHING	133 80	
			201711150015	03	001 000-110	SOC SEC MATCHING	63 49	
			201711150016	01	001 000 110	SCHOOL RESOURCE OFFI	1288 00	
			201711150016	02	001-000 110	STATE RET MATCHING	202 86	
			201711150016	03	001 000 110	SOC SEC MATCHING	95 33	
			201711150017	01	001 000 110	JAIL ADMINISTRATOR	1091 67	
			201711150017	02	001 000 110	JAIL RECORDS CLERK	1283 07	
			201711150017	03	001 000 110	JAILORS SALARIES	11812 55	
			201711150017	04	001 000 110	KITCHEN MANAGER	1321 37	
			201711150017	05	001-000 110	JAILORS OVERTIME	715 12	
			201711150017	06	001 000 110	STATE RET MATCHING	2555 25	
			201711150017	07	001 000-110	SOC SEC MATCHING	1175 52	
			201711150018	01	001 000 110	DEP EMA DIRECTOR SAL	208 33	
			201711150018	02	001-000 110	STATE RET MATCHING	32 81	
			201711150018	03	001 000 110	SOC SEC MATCHING	14 86	
			201711150019	01	097 000-110	911 DIRECTOR SALARY	1000 78	
			201711150019	02	097 000 110	DISPATCHERS	7463 78	
			201711150019	03	097 000 110	DISPATCHER O/T	274 92	
			201711150019	04	097 000 110	STATE RET MATCHING	1195 89	
			201711150019	05	097 000 110	SOC SEC MATCHING	622 08	
			201711150020	01	151 000 110	ROAD LABORERS HOURL	2516 80	
			201711150020	02	151 000 110	STATE RET MATCHING	396 40	
			201711150020	03	151 000 110	SOC SEC MATCHING	173 21	
			201711150021	01	152 000-110	ROAD LABORERS HOURL	1552 00	
			201711150021	02	152 000 110	STATE RET MATCHING	244 44	
			201711150021	03	152 000 110	SOC SEC MATCHING	118 23	
			201711150022	01	153 000-110	ROAD LABORERS HOURL	3712 32	
			201711150022	02	153 000 110	STATE RET MATCHING	522 32	
			201711150022	03	153 000-110	SOC SEC MATCHING	271 54	
			201711150023	01	154-000 110	ROAD LABORERS HOURL	2516 40	
			201711150023	02	154 000-110	STATE RET MATCHING	396 33	
			201711150023	03	154 000-110	SOC SEC MATCHING	176 93	
			201711150024	01	155 000 110	ROAD LABORERS HOU	2592 00	
			201711150024	02	155 000-110	STATE RET MATCHING	408 24	
			201711150024	03	155 000 110	SOC SEC MATCHING	189 83	
			201711150025	01	400 000 110	OFFICE/CLERICAL	572 58	
			201711150025	02	400 000-110	SANITATION SALARY	4521 94	
			201711150025	03	400 000 110	STATE RET MATCHING	647 43	
			201711150025	04	400 000 110	SOC SEC MATCHING	523 36	

112545 81

686-D

CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD NOVEMBER 11 2017 TO NOVEMBER 30 2017

BANK CHECK	RENASANT BANK	GENERAL COUNTY	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
66658	11/17/2017	ATMOS ENERGY	11/2017CHG	01	001 151 511	COURTHOUSE UTILITIES	24 99	
			11/2017CH 1	01	001 151 511	COURTHOUSE UTILITIES	143 26	
			11/2017ELLIS	01	001 151 512	ELLIS CLINIC UTILITI	23 36	
			11/2017OC	01	001 151 513	OFFICE COMPLEX BUILD	222 45	
			11/2017GEN	01	001 151 514	SHERIFF S DEPT UTILI	27 46	
			11/2017SHER	01	001 151 514	SHERIFF S DEPT UTILI	659 07	
			11/2017DHS	01	001 151 515	DHS BUILDING UTILITI	50 79	
			11/2017CH 2	01	001 151 516	COURTROOM #2 UTILITI	45 00	
			11/2017D2	01	152 302 510	UTILITIES	32 52	1228 90
66659	11/17/2017	CITY WATER & LIGHT DEPT	11/2017OC	01	001 151 513	OFFICE COMPLEX BUILD	6351 08	
			11/2017DHS	01	001 151 515	DHS BUILDING UTILITI	1520 82	7871 90
66660	11/21/2017	JORDAN ROBERTS	11/2017	01	001 200 476	MEALS & LODGING	261 85	261 85
66661	11/21/2017	MS DEVELOPMENT AUTHORITY	11/2017GRAH	01	138 800 800	PRIN RETIREMENT CAP	4161 74	
			11/2017GRAH	02	138 800 802	INTEREST EXPENSE	1384 24	5545 98
66662	11/27/2017	PAYROLL CLEARING ACCOUNT	11/2017	01	001 262 470	RET W/HELD & MATCHED	382 37	382 37
66663	11/27/2017	SHERMAN IVY	11/2017	01	001 262 461	CONSTABLE FEES	1396 99	1396 99
66664	11/27/2017	LEWIS STAFFORD	11/2017	01	001 262 461	CONSTABLE FEES	1300 64	1300 64
66665	11/27/2017	CITY WATER & LIGHT DEPT	12/2017ELLIS	01	001 151 512	ELLIS CLINIC UTILITI	513 58	
			12/2017FOR	01	001 151 513	OFFICE COMPLEX BUILD	236 90	
			12/2017EXT	01	001 151 513	OFFICE COMPLEX BUILD	329 90	
			12/2017SHER	01	001 151 514	SHERIFF S DEPT UTILI	903 48	1983 86
66666	11/27/2017	CITY WATER & LIGHT DEPT	12/2017CH	01	001 151 511	COURTHOUSE UTILITIES	2667 89	2667 89
66667	11/30/2017	PAYROLL CLEARING ACCOUNT	201711150026	01	001 000 110	OFFICE CLERICAL	147 54	
			201711150026	02	001 000 110	STATE RET MATCHING	23 24	
			201711150026	03	001 000 110	SOC SEC MATCHING	11 29	
			201711150027	01	001 000 110	OFFICE/CLERICAL	269 94	
			201711150027	02	001 000 110	SOC SEC MATCHING	20 65	
			201711300002	01	001 000 110	SUPERVISORS SALARIES	16833 35	
			201711300002	02	001 000 110	PERSONNEL MAN/SYSTEM	899 56	
			201711300002	03	001 000 110	ATTORNEYS	3366 67	
			201711300002	04	001 000 110	ASST PERSONNEL MNGR	107 30	
			201711300002	05	001 000 110	OFFICE CLERICAL	1412 33	
			201711300002	06	001 000 110	STATE RET MATCHING	3562 52	

686-E

CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD NOVEMBER 11 2017 TO NOVEMBER 30 2017

BANK REN RENASANT BANK- GENERAL COUNTY  
 - CHECK

NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
201711300002			07		001 000 110	SOC SEC MATCHING	1650 54	
201711300002			08		001 000 110	GROUP INS MATCHING	5374 27	
201711300003			01		001 000 110	DEPUTIES	403 11	
201711300003			02		001 000-110	OFFICE CLERICAL	96 39	
201711300003			03		001 000 110	COMPTROLLER	3664 55	
201711300003			04		001 000 110	ATTENDING BRD MEETIN	120 00	
201711300003			05		001 000 110	COUNTY AUDITOR	441 67	
201711300003			06		001 000 110	COUNTY TREASURER	208 33	
201711300003			07		001 000 110	PUBLIC SVC NOT PROV	416 67	
201711300003			08		001 000 110	STATE RET MATCHING	779 25	
201711300003			09		001 000-110	SOC SEC MATCHING	395 52	
201711300003			10		001 000 110	GROUP INS MATCHING	1342 88	
201711300004			01		001 000-110	DEPUTIES	2154 54	
201711300004			02		001 000 110	PUBLIC SVCS NOT PROV	416 66	
201711300004			03		001 000-110	COUNTY REGISTRAR	1341 67	
201711300004			04		001 000-110	STATE FAILURES	33 33	
201711300004			05		001 000-110	ELECTION FEES	208 34	
201711300004			06		001 000 110	STATE RET MATCHING	654 34	
201711300004			07		001 000 110	SOC SEC MATCHING	297 24	
201711300004			08		001 000-110	GROUP INS MATCHING	1348 91	
201711300005			01		001 000-110	TAX ASSESSOR SALARY	4916 67	
201711300005			02		001 000-110	DEPUTIES	3466 07	
201711300005			03		001 000-110	PART TIME HELP	222 00	
201711300005			04		001 000-110	STATE RET MATCHING	1320 29	
201711300005			05		001 000 110	SOC SEC MATCHING	637 74	
201711300005			06		001 000 110	GROUP INS MATCHING	2684 08	
201711300006			01		002 000 110	PURCHASE CLERK SALAR	533 33	
201711300006			02		001 000 110	ASST PURCHASE CLERK	104 17	
201711300006			03		001 000 110	STATE RET MATCHING	84 00	
201711300006			04		001 000 110	SOC SEC MATCHING	33 25	
201711300006			05		001 000 110	GROUP INS MATCHING	670 60	
201711300007			01		001 000 110	INVENTORY CLERK	2032 47	
201711300007			02		001 000 110	STATE RET MATCHING	320 11	
201711300007			03		001 000 110	SOC SEC MATCHING	151 27	
201711300008			01		001-000 110	RECEIVING CLERK	499 98	
201711300008			02		001 000 110	STATE RET MATCHING	78 75	
201711300008			03		001 000 110	SOC SEC MATCHING	35 48	
201711300008			04		001 000 110	GROUP INS MATCHING	4 96	
201711300009			01		001 000 110	MAINTENANCE SALARY	3814 23	
201711300009			02		001 000 110	PART TIME HELP	626 18	
201711300009			03		001 000 110	MAINTENANCE OVERTIME	161 69	
201711300009			04		001 000 110	STATE RET MATCHING	724 82	
201711300009			05		001 000 110	SOC SEC MATCHING	337 85	
201711300009			06		001 000 110	GROUP INS MATCHING	852 29	
201711300010			01		001 000 110	INFORMATION TECHNOLO	449 78	
201711300010			02		001 000 110	STATE RET MATCHING	70 84	
201711300010			03		001 000 110	SOC SEC MATCHING	32 08	
201711300011			01		001 000 110	OFFICE/CLERICAL	667 20	
201711300011			02		001 000 110	SOC SEC MATCHING	51 04	
201711300012			01		001 000 110	BAILIFF	660 00	
201711300012			02		001 000 110	ATTENDING COURT	2250 00	

6860-F

CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD NOVEMBER 11 2017 TO NOVEMBER 30 2017

BANK REN RENASANT BANK GENERAL COUNTY  
 CHECK

BANK CHECK NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT	CHECK AMOUNT
			201711300012	03	001 000 110	URES A FILING FEES	380 00	
			201711300012	04	001 000 110	STATE RET MATCHING	431 55	
			201711300012	05	001 000 110	SOC SEC MATCHING	246 25	
			201711300013	01	001 000 110	CASE MANAGER GRANT	499 70	
			201711300013	02	001 000 110	OFFICE/CLERICAL	333 34	
			201711300013	03	001 000 110	BAILIFF/DEPUTY	110 00	
			201711300013	04	001 000 110	JUDGE/REFEREE	793 29	
			201711300013	05	001 000 110	FILING FEES	450 00	
			201711300013	06	001 000 110	STATE RET MATCHING	327 03	
			201711300013	07	001 000 110	SOC SEC MATCHING	136 42	
			201711300013	08	001 000 110	GROUP INS MATCHING	488 40	
			201711300014	01	001 000 110	COURT ADMINISTRATOR	4041 66	
			201711300014	02	001 000 110	CLERICAL	1129 17	
			201711300014	03	001 000 110	STATE RET MATCHING	814 40	
			201711300014	04	001 000 110	FICA/MEDI MATCH	353 09	
			201711300014	05	001 000 110	GROUP INS MATCHING	1380 37	
			201711300015	01	001 000 110	PROSECUTING ATTORNEY	600 00	
			201711300015	02	001 000 110	LUNACY JUDGE	286 15	
			201711300015	03	001 000 110	RETIREMENT MATCH	139 57	
			201711300015	04	001 000 110	FICA MATCH	42 40	
			201711300015	05	001 000 110	INSURANCE MATCH	840 74	
			201711300016	01	001 000 110	DEPUTIES	3373 45	
			201711300016	02	001 000 110	BAILIFF	880 00	
			201711300016	03	001 000 110	COUNTY JUDGES	6733 34	
			201711300016	04	001 000 110	STATE RET MATCHING	1730 42	
			201711300016	05	001 000 110	SOC SEC MATCHING	779 30	
			201711300016	06	001 000 110	GROUP INS MATCHING	3356 36	
			201711300017	01	001 000 110	CORONER S FEE	900 00	
			201711300017	02	001 000 110	MEDICAL EXAMINERS FE	875 00	
			201711300017	03	001 000 110	STATE RET MATCHING	279 56	
			201711300017	04	001 000 110	SOC SEC MATCHING	135 79	
			201711300017	05	001 000 110	GROUP INS MATCHING	7 71	
			201711300018	01	001 000 110	ATTORNEYS	3366 67	
			201711300018	02	001 000 110	STATE RET MATCHING	530 25	
			201711300018	03	001 000 110	SOC SEC MATCHING	257 55	
			201711300018	04	001 000 110	GROUP INS MATCHING	670 60	
			201711300019	01	001 000 110	ATTORNEYS	6180 00	
			201711300019	02	001 000 110	STATE RETIRE MATCHIN	973 36	
			201711300019	03	001 000 110	SOCIAL SEC MATCHING	454 96	
			201711300019	04	001 000-110	GROUP INS MATCHING	670 60	
			201711300020	01	001 000 110	OFFICE/CLERICAL	585 00	
			201711300020	02	001 000-110	ELECTION COMMISSIONER	3942 00	
			201711300020	03	001-000 110	SOC SEC MATCHING	346 30	
			201711300021	01	001 000 110	SHERIFF SALARY	7500 00	
			201711300021	02	001 000 110	DEPUTIES	19667 05	
			201711300021	03	001 000 110	OFFICE/CLERICAL	8164 46	
			201711300021	04	001 000 110	DEPUTIES OVERTIME	830 24	
			201711300021	05	001 000 110	OFFICE CLERICAL OVER	133 09	
			201711300021	06	001 000 110	MECHANIC SALARY	1148 18	
			201711300021	07	001 000 110	STATE RET MATCHING	5711 57	
			201711300021	08	001 000 110	SOC SEC MATCHING	2713 85	

656-6

CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD NOVEMBER 11 2017 TO NOVEMBER 30 2017

BANK REN RENASANT BANK GENERAL COUNTY  
 CHECK

CHECK NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
			201711300021	09	001400 110	GROUP INS MATCHING	12966 61	
			201711300022	01	001400 110	MTC TRANSPORT OFFICE	1001 98	
			201711300022	02	001400 110	STATE RET MATCHING	157 81	
			201711300022	03	001400 110	SOC SEC MATCHING	75 15	
			201711300022	04	001400 110	GROUP INS MATCHING	670 60	
			201711300023	01	001400-110	SCHOOL RESOURCE OFFI	1455 44	
			201711300023	02	001400 110	STATE RET MATCHING	229 23	
			201711300023	03	001400 110	SOC SEC MATCHING	108 15	
			201711300023	04	001400-110	GROUP INS MATCHING	670 60	
			201711300024	01	001400 110	JAIL ADMINISTRATOR	1091 67	
			201711300024	02	001400-110	JAIL RECORDS CLERK	1514 66	
			201711300024	03	001400-110	JAILORS SALARIES	13751 12	
			201711300024	04	001400 110	KITCHEN MANAGER	1578 92	
			201711300024	05	001400 110	JAILORS OVERTIME	598 22	
			201711300024	06	001400 110	STATE RET MATCHING	2919 19	
			201711300024	07	001400-110	SOC SEC MATCHING	1356 96	
			201711300024	08	001400 110	GROUP INS MATCHING	9388 40	
			201711300025	01	001400 110	DEP EMA DIRECTOR SAL	208 33	
			201711300025	02	001400 110	STATE RET MATCHING	32 81	
			201711300025	03	001400 110	SOC SEC MATCHING	14 86	
			201711300026	01	001400-110	CONSTABLES SALARY	3600 00	
			201711300026	02	001400 110	STATE RET MATCHING	567 00	
			201711300026	03	001400-110	SOC SEC MATCHING	253 00	
			201711300027	01	097400-110	911 DIRECTOR SALARY	1000 78	
			201711300027	02	097400-110	DISPATCHERS	8459 17	
			201711300027	03	097400-110	DISPATCHER O/T	229 00	
			201711300027	04	097400 110	STATE RET MATCHING	1323 65	
			201711300027	05	097400 110	SOC SEC MATCHING	694 71	
			201711300027	06	097400 110	GROUP INS MATCHING	4023 60	
			201711300028	01	104400 110	LAW LIBRARY- ADMINIS	133 55	
			201711300028	02	104400 110	STATE RET MATCHING	21 03	
			201711300028	03	104400 110	SOC SEC MATCHING	9 92	
			201711300029	01	114400 110	COORDINATOR/VOL FIRE	367 74	
			201711300029	02	114400 110	STATE RET MATCHING	57 92	
			201711300029	03	114400 110	SOC SEC MATCHING	28 13	
			201711300030	01	161400-110	ROAD LABORERS HOURLY	3562 77	
			201711300030	02	161400-110	STATE RET MATCHING	561 14	
			201711300030	03	161400-110	SOC SEC MATCHING	243 93	
			201711300030	04	161400-110	GROUP INS MATCHING	1724 38	
			201711300031	01	162400-110	ROAD LABORERS HOURL	1632 00	
			201711300031	02	162400 110	STATE RET MATCHING	257 04	
			201711300031	03	162400 110	SOC SEC MATCHING	124 35	
			201711300031	04	162400 110	GROUP INS MATCHING	670 60	
			201711300032	01	163400 110	ROAD LABORERS HOURL	4804 00	
			201711300032	02	163400 110	STATE RET MATCHING	724 93	
			201711300032	03	163400 110	SOC SEC MATCHING	355 07	
			201711300032	04	163400 110	GROUP INS MATCHING	1341 20	
			201711300033	01	164400 110	ROAD LABORERS HOURL	2935 68	
			201711300033	02	164400 110	STATE RET MATCHING	386 76	
			201711300033	03	164400 110	SOC SEC MATCHING	217 44	
			201711300033	04	164400 110	GROUP INS MATCHING	1341 20	

686-H



CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD NOVEMBER 11 2017 TO NOVEMBER 30 2017

BANK REN RENASANT BANK GENERAL COUNTY

CHECK NUMBER	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
			201711300034	01	165 000 110	ROAD LABORERS HOURL	4038 96	
			201711300034	02	165 000 110	STATE RET MATCHING	493 48	
			201711300034	03	165 000 110	SOC SEC MATCHING	299 04	
			201711300034	04	165 000 110	GROUP INS MATCHING	1005 89	
			201711300035	01	400-000-110	OFFICE/CLERICAL	572 58	
			201711300035	02	400 000-110	SANITATION SALARY	5201 26	
			201711300035	03	400 000 110	STATE RET MATCHING	713 91	
			201711300035	04	400 000-110	SOC SEC MATCHING	615 84	
			201711300035	05	400-000-110	GROUP INS MATCHING	2905 94	
								280505 31
66668	11/30/2017	STEWART STAFFORD	11/2017	01	078-676 560	APPRAISAL FEES	8775 00	8775 00
						** CHECK TOTAL FOR BANK RENASANT BANK GENERAL COUNTY		427811 43

686-I

CLAY COUNTY  
 CASH DISBURSEMENTS REPORT  
 FOR THE PERIOD NOVEMBER 11 2017 TO NOVEMBER 30 2017

BANK	CHECK	DATE	VENDOR NAME	INVOICE NUMBER	LINE #	ACCOUNT NUMBER	DESCRIPTION	AMOUNT	CHECK AMOUNT
BANK RN2 RENASANT BANK INSURANCE ACCT	1436	11/20/2017	LIFE INSURANCE CO OF ALABAM	11/2017	01	687 000 127	DUE TO LICOA	1960 63	1960 63
	1437	11/20/2017	LIBERTY NATIONAL INS	11/2017	01	687 000 125	DUE TO LIBERTY NATIO	2868 64	2868 64
	1438	11/20/2017	NEW YORK LIFE	11/2017	01	687 000 123	DUE TO NEW YORK LIFE	401 52	401 52
	1439	11/20/2017	COLONIAL LIFE	11/2017	01	687 000 126	DUE TO COLONIAL LIFE	375 52	375 52
	1440	11/20/2017	AMERICAN FAMILY LIFE INS CO	11/2017	01	687-000 124	DUE TO AFLAC	290 75	290 75
	1441	11/20/2017	PRINCIPAL FINANCIAL GROUP	11/2017	01	687 000 128	DUE TO GUARDIAN LIFE	539 64	4117 32
		11/2017		02	687 000 129	DUE TO GUARDIAN VISI	775 56		
		11/2017		03	687 000 130	DUE TO GUARDIAN DENT	2802 12		
	1442	11/20/2017	PENNSYLVANIA LIFE INS CO	11/2017	01	687 000 122	DUE TO PENNSLVANIA L	59 24	59 24
	1443	11/20/2017	ASSURITY LIFE INSURANCE CO	11/2017	01	687 000 121	DUE TO ASSURITY	45 90	45 90
* CHECK TOTAL FOR BANK RENASANT BANK INSURANCE ACCT									10119 52
TOTAL DISBURSEMENTS *									437930 95

686-J

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING AND APPROVING TO CHANGE MILAM ROAD  
AS IT APPEARS ON THE OFFICIAL ROAD REGISTER TO JOHNNY WRAY ROAD**

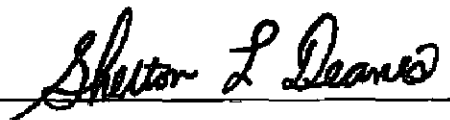
---

There came on this day for consideration the matter of authorizing and approving to change Milam Road as it appears on the official road register to Johnny Wray Road

It appears to this Board that Supervisor Davis is requesting this Boards consideration in changing the name of Milam Road, which runs from highway 46 to the end of the dead end road, to Johnny Wray Road due to there being a Milam Loop and a Milam Road listed on the official road register which causes confusion at times

After motion by R B Davis and second by Lynn Horton this Board doth vote unanimously to authorize and approve to change the name of Milam Road, which runs from Highway 46 to the end of the dead end road, to Johnny Wray Road

SO ORDERED this the 9<sup>th</sup> day of November

  
\_\_\_\_\_  
President

NO \_\_\_\_\_

**IN THE MATTER OF AN INTER FUND LOAN**


---

There came on this day for consideration the matter of an inter-fund loan

It appears to this Board an inter-fund loan is needed to be made to Fund No 097, E911 Fund from Fund No 001, General Fund in the amount of \$ 14,876 85 in order for the said fund to not be overdrawn for the month of October 2017

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

SO ORDERED this the 9th day of November, 2017



President

**NOTICE TO BIDDERS  
IN RE CLAY COUNTY SUPPLY AND MATERIAL BIDS  
FOR YEAR 2018**

WHEREAS the Clay County Board of Supervisor having met in regular session on the 9<sup>th</sup> day of November 2017 did find as follows

WHEREAS a motion was made and duly seconded authorizing the Clerk to advertise for bids for supplies, materials, equipment, etc for and on behalf of Clay County, MS for the period beginning January 1 2018 and ending December 31 2018 It appears to the Board that bids will be accepted on December 4 2017 on or before 9 00 A M in the Chancery Clerk's office located in the Clay County Courthouse at 365 Court Street, West Point, MS 39773

IT IS THEREFORE ORDERED that Amy G Berry Clerk of the Board of Supervisors be and is hereby directed to give notice by publication that the Board will receive sealed bids for supplies materials and equipment for the period beginning January 1 2018 and ending December 31 2018 with the following

- Grader Blades, Grader Blade Bolts specify squared ended or beveled ended with or without bolts
- Cost per mile on setting up roads and shooting DBST and Rescal with 4/10 asphalt per lift, to bid two ways
  - With County Furnishing Materials
  - Without County Furnishing Materials
- Cost per ton on asphalt (hot mix and cold mix)
- Crushed limestone all sizes F O B Quarry
- Cost per ton for Gravel – washed, pea, dirt, sand base, dirt and other road building material
- Cost per yard for Clay Gravel
- Cost per gallon for liquid asphalt
- Cost per gallon on spraying liquid asphalt
- Rental Rate of Equipment quoted with or without operator – Bulldozer, Motor Graders, Tractors Trucks, Pans, Front End Loaders, Drag Lines, Asphalt Spreaders, Rollers, and other road building equipment
- Riveted and Spiral Metal Culvert pipes and bends on a per linear foot basis with delivery to be made in any quantity to any district shop or job site within 48 hours from time of order freight to be prepaid on all deliveries, No Foreign material will be accepted
- Dual wall, smooth interior polyethylene pipes, all sizes, all grades

All bids must be filed with the Clerk of the Board of Supervisors of Clay County at 365 Court Street, West Point, MS 39773 or may be mailed to P O Box 815 West Point, MS 39773 on or before 9 00 A M on December 4 2017 Mailed bids should be clearly marked **Annual Bids – Do Not Open Until 12/4/2017** The Clay County Board of Supervisors reserves the right to reject any and all bids and to waive any and all formalities with the acceptance and rejection of the bids

After motion by Lynn Horton and second by R B Davis this Board doth vote unanimously in favor of the motion

SO ORDERED this the 9<sup>th</sup> day of November 2017

ATTEST

Amy G Berry Clerk



President

**NOTICE TO BIDDERS  
RE SERVICE CONTRACT FOR PROPANE/BUTANE**

WHEREAS the Clay County Board of Supervisor having met in regular session on the 9<sup>th</sup> day of November 2017 did find as follows

WHEREAS a motion was made and duly seconded authorizing the Clerk to advertise for sealed for a one year service contract to run from January 1, 2018 through December 31, 2018 to inspect and refuel the butane tanks located at the following County Buildings or Repeater Towers as follows

- 1 To Furnish Butane to all Five District Sheds
- 2 To Furnish Butane to all Voting Precincts
- 3 To Furnish Butane to all Volunteer Fire Departments
- 4 To Furnish Butane to the two repeater towers as located on Enon Road and Pinkerton Road

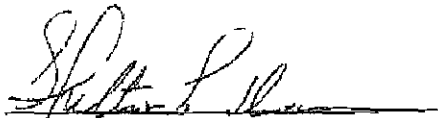
WHEREAS all tanks are owned by Clay County

All bids must be filed with the Clerk of the Board of Supervisors of Clay County at 365 Court Street, West Point, MS 39773 or may be mailed to P O Box 815, West Point MS 39773 on or before 9 00 A M on December 4, 2017 Mailed bids should be clearly marked "Annual Bids Do Not Open until 12/4/2017

The Board of Supervisors reserve the right to accept or reject all bids received and to waive any and all formalities with the acceptance and rejection of the bids

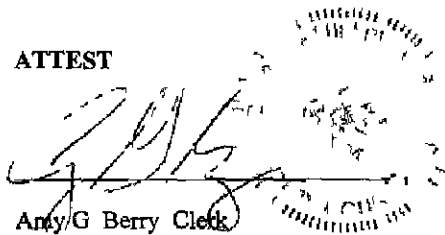
After motion by Lynn Horton and second by R B Davis this Board doth vote unanimously in favor of the motion

SO ORDERED this the 9<sup>th</sup> day of November, 2017



Shelton L Deanes President

ATTEST



Andy/G Berry Clerk

**Publication Dates**

11/12/2017  
11/19/2017

**NOTICE TO BIDDERS  
IN RE HAY LEASE**

WHEREAS, the Clay County Board of Supervisors having met in regular session on the 9<sup>th</sup> day of November, 2017 did find as follows

WHEREAS a motion was made and duly seconded authorizing the Clerk to advertise for bids for a Hay Lease for a period beginning January 1, 2018 and ending December 31 2018 It appears to this Board that sealed bids will be accepted on or before 9 00 A M December 4, 2017 for the annual lease of lands for hay and the said lands being approximately 17 14 acres of certain real properties belonging to and located in Clay County Mississippi and situated as follows

17 14 acres of lands located in the North West Quarter of the South East Quarter of Section 7, Township 19, Range 6 located on Hwy 45 South

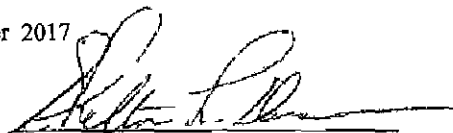
WHEREAS the land will be leased on an 'As Is" condition with the Clay County named as an additional insured on the lessee s general liability insurance policy

The Board reserves the right to accept or reject any and all bids received and to waive any and all formalities with the acceptance and rejection of the bids

All bids must be filed with the Clerk of the Board of Supervisors of Clay County at 365 Court Street, West Point, MS 39773 or may be mailed to P O Box 815, West Point, MS 39773 on or before 9 00 A M on December 4 2017 Mailed bids should be clearly marked 'Annual Bids-Do Not Open until 12/4/2017'

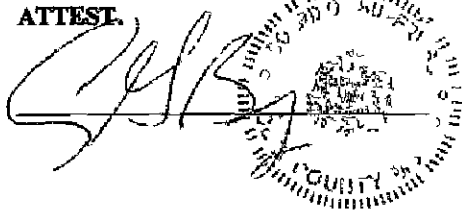
After motion by R B Davis and seconded by Joe Chandler this Board doth vote unanimously in favor of the motion

SO ORDERED this the 9<sup>th</sup> day of November 2017



**President**

**ATTEST.**



**Publish**

November 12, 2017

November 19 2017

NO \_\_\_\_\_

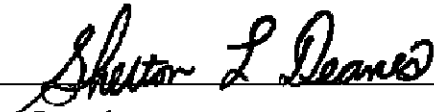
**IN THE MATTER OF GOING INTO CLOSED SESSION**

---

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

After motion by R B Davis and second by Lynn Horton this Board doth vote unanimously to authorize to go into closed session

SO ORDERED this the 28th day of September, 2017

  
\_\_\_\_\_  
President

NO \_\_\_\_\_

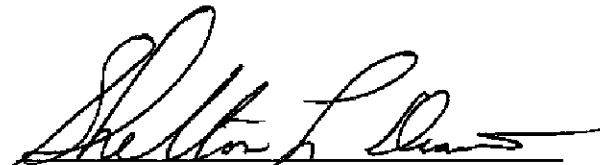
**IN THE MATTER OF GOING FROM CLOSED SESSION TO EXECUTIVE SESSION AS  
ALLOWED UNDER SECTION 25-41-7 OF *THE MISSISSIPPI CODE***

---

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 *The Mississippi Code*

After motion by Lynn Horton and second by R B Davis this Board doth vote unanimously to go from closed session to executive session to discuss a matter of potential litigation

SO ORDERED this the 28th day of September, 2017

  
\_\_\_\_\_  
President



NO \_\_\_\_\_

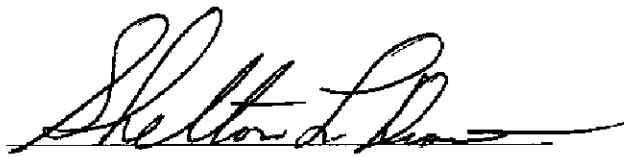
**IN THE MATTER OF COMING OUT OF EXECUTIVE SESSION**

---

There came on this day for consideration the matter of coming out of Executive Session

After motion by R B Davis and second by Lynn Horton this Board doth vote unanimously to authorize and approve to come out of Executive session

SO ORDERED this the 9th day of November, 2017

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

President

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING AND APPROVING FOR DISTRICT 4 TO  
WORK ON PRIVATE PROPERTY BELONGING TO PETE DEXTER IN ORDER TO  
CONSTRUCT THE BYPASS AROUND THE CARADINE BRIDGE**

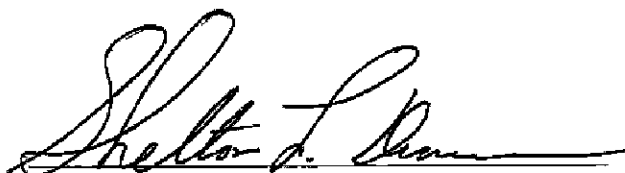
---

There came on this day for consideration the matter of authorizing and approving for District 4 to work on private property belonging to Pete Dexter in order to construct the bypass around the Caradine Bridge

It appears to this Board Supervisor Deanes is wanting to construct a bypass around the Caradine Bridge due to the mandated bridge closure and in building the said bypass Supervisor Deanes is requesting authority to work on private property belonging to Pete Dexter in order for the said bypass to be constructed which is in the best interest of the public's safety and welfare

After motion by Shelton Deanes and second by Lynn Horton this Board doth vote unanimously to authorize and approve to work on private property belonging to Pete Dexter in order to construct the bypass around the Caradine Bridge

SO ORDERED this the 9<sup>th</sup> day of November, 2017



President

NO \_\_\_\_\_

**IN THE MATTER OF AUTHORIZING THE BOARD ATTORNEY TO DRAFT A  
LETTER TO ROGER PRICE OF PRICE CONSTRUCTION ON ONE OF THE HOME  
PROJECT GRANT HOMES**

---

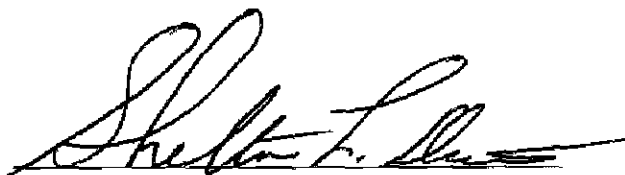
There came on this day for consideration the matter of authorizing the Board Attorney to draft a letter to Roger Price of Price Construction on one of the Home Project Grant Homes

It appears to this board Sara Jack owner of a Home Project Grant Home as located on Barton Ferry Road has come before this Board 3 complaining of an ongoing electrical issue she has had with her home which dates back to when the house was being constructed, and,

It appears to this Board Mr Price should be made officially known of the problem to see if he might consider looking at the problem and fixing it

After motion by Lynn Horton and second by R B Davis this Board doth vote unanimously to authorize and approve for the Board Attorney to write a letter to Roger Price informing him of the complaint as received from Sara Jack on the Home Project Grant Home to see if he will fix the said electrical issue

SO ORDERED this the 9<sup>th</sup> day of November, 2017



President

NO \_\_\_\_\_

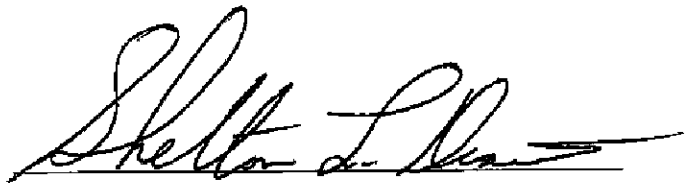
**IN THE MATTER OF RECESING**

---

There came on this day for recessing

After motion by Lynn Horton and second by R B Davis this Board doth vote unanimously to recess until Thursday, November 30, 2017 at 9 00 a m at the Clay County Courthouse

SO ORDERED this the 9<sup>th</sup> day of November, 2017

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

President